



REPUBLIC OF KENYA



In re Estate of Marin Odera Kitoto (Deceased) (Miscellaneous Succession Application 70 of 2025) [2025] KEHC 7394 (KLR) (3 June 2025) (Ruling)

Neutral citation: [2025] KEHC 7394 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
MISCELLANEOUS SUCCESSION APPLICATION 70 OF 2025
A MABEYA, J
JUNE 3, 2025
IN THE MATTER OF THE ESTATE OF MARIN ODERA KITOTO
(DECEASED)
AND
IN THE MATTER OF AN APPLICATION BY JECINTA ATIENO ODERA-
PETITIONER
(FROM ORIGINAL MASENO SENIOR PRINCIPAL
MAGISTRATE SUCCESSION CAUSE NO. E036 OF
2025**

**IN THE MATTER OF
JECINTA ATIENO ODERA PETITIONER**

RULING

1. I have considered the geographical jurisdiction of the Magistrate's Courts of Maseno and Kombewa. I have also considered the constitutional imperative of access to justice under Article 48 of the Constitution of Kenya.
2. In the exercise of the jurisdiction of this Court under section 18 of the Civil Procedure Act, Cap 21 Laws of Kenya, this file is hereby withdrawn from Maseno Law Courts and transferred to Kombewa Law Courts for hearing and determination. The parties be notified.
3. Mention on 9/6/2025 before the Head of Station, Kombewa Law Courts for further directions.
4. This file is marked as closed.

It is so ordered.

DATED AND DELIVERED AT KISUMU THIS 3RD DAY OF JUNE, 2025.



A. MABEYA, FCI, Arb.

JUDGE

