



In re Estate of Peter Kioni Warugongo (Deceased) (Succession Cause 1106 of 2007) [2025] KEHC 13233 (KLR) (25 September 2025) (Directions)

Neutral citation: [2025] KEHC 13233 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)
SUCCESSION CAUSE 1106 OF 2007**

**HK CHEMITEI, J
SEPTEMBER 25, 2025**

IN THE MATTER THE ESTATE OF PETER KIONI WARUGONGO (DECEASED)

BETWEEN

**LOISE NYAWIRA KIONI 1ST APPLICANT
GRACE WAMBUI MUTHUMBI 2ND APPLICANT
LEAH WAMUYU KIONI 3RD APPLICANT
ESTHER MWIYERIA KIONI 4TH APPLICANT
NANCY WANGUI 5TH APPLICANT**

AND

**SAMUEL WARUGONGO KIONI 1ST RESPONDENT
PAUL NDIRANGU KIONI 2ND RESPONDENT**

DIRECTIONS

1. The court has extensively perused the two applications dated 19th December 2023 and 17th May 2024 and in particular the rival affidavits as well as the written submissions. I find that the issues raised therein in particular the need to revoke the grant and distribute the estate afresh as well as removing the widow (administrator) from administrating the estate raises serious issues.
2. The affidavit evidence cannot suffice. There is so much that needs to be discussed both factual and legal and therefore I direct as hereunder.
 - (a) Both applications shall be heard by way of viva voce evidence.
 - (b) The parties each granted 30 days to file, if any, further affidavits and or witness statement from the date herein.



(c) Costs in the cause.

**DATED SIGNED AND DELIVERED VIA VIDEO LINK AT NAIROBI THIS 25TH DAY OF
SEPTEMBER 2025.**

H K CHEMITEI

JUDGE

