



**In re Estate of George Kamau Wakanene (Deceased) (Succession Cause E1212 of 2021) [2023] KEHC 19851 (KLR) (Family) (23 June 2023) (Ruling)**

Neutral citation: [2023] KEHC 19851 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)**

**FAMILY**

**SUCCESSION CAUSE E1212 OF 2021**

**MA ODERO, J**

**JUNE 23, 2023**

**IN THE MATTER OF THE ESTATE OF GEORGE KAMAU  
WAKANENE (DECEASED)**

**BETWEEN**

**JAMES M WARAGA ..... APPLICANT**

**AND**

**ELIZABETH WANJIKU GITAU ..... RESPONDENT**

**RULING**

1. Having reconsidered the summons dated April 18, 2022 I am of the opinion that the same cannot be canvassed by way of written submissions. There are allegations of forgery and fraud made which will have to be proved by way of oral evidence. I therefore review the earlier direction and now direct that the application be canvassed orally.

**RULING DELIVERED VIRTUALLY IN NAIROBI THIS 23<sup>RD</sup> DAY OF JUNE, 2023.**

.....

**MAUREEN A. ODERO**

**JUDGE**

In the presence of:

Mr. Thurania for Petitioner

Mr. Orina holding brief for Objector

