



REPUBLIC OF KENYA



**In re Estate of James Ayugi Misuba (Deceased) (Miscellaneous Succession Cause E059 of 2024) [2024] KEHC 14236 (KLR) (14 November 2024) (Ruling)**

Neutral citation: [2024] KEHC 14236 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS SUCCESSION CAUSE E059 OF 2024**

**RE ABURILI, J**

**NOVEMBER 14, 2024**

**IN THE MATTER OF THE ESTATE OF JAMES AYUGI MISUBA (DECEASED)**

**AND**

**IN THE MATTER OF AN APPLICATION BY MONICA ALELLO LINDA,  
EVERLINE ADHIAMBO AYUGI AND BENTA AKINYI AYUGI - APPLICANTS  
(ARISING FROM KISUMU HC SUCCESSION CAUSE NO. 113 OF 2006)**

**IN THE MATTER OF**

**MONICA ALELLO LINDA ..... 1<sup>ST</sup> APPLICANT  
EVERLINE ADHIAMBO AYUGI ..... 2<sup>ND</sup> APPLICANT  
BENTA AKINYI AYUGI ..... 3<sup>RD</sup> APPLICANT**

**RULING**

1. All the beneficiaries of the estate of the deceased James Ayugi Misuba are present and have filed a schedule of the assets of the estate and mode of distribution of the said estate.
2. The court has interviewed them and they have each confirmed that they have agreed on the mode of distribution of the estate.
3. In the premises, as there is no protest filed on the summons for confirmation of grant dated 8<sup>th</sup> November 2024 and as the assets in the estate and beneficiaries have been identified and listed, and as all beneficiaries have presented themselves before the court and confirmed the agreement on the mode of distribution of the estate, I hereby confirm the grant issued on 17<sup>th</sup> October 2006 to Monica Akello Linda Ayugi, Everlyne Adhiambo Ayugi and Benta Akinyi Ayugi.
4. The certificate of confirmed grant to issue forthwith.



5. Subject to Section 83 of the *Law of Succession Act* on the filing of accounts within 6 months of this date, this file is hereby closed.

**DATED, SIGNED AND DELIVERED AT KISUMU THIS 14<sup>TH</sup> DAY OF NOVEMBER, 2024.**

**R. E. ABURILI**

**JUDGE**

