



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT KITALE**

**P& A NO. 52 OF 1999**

**IN THE ESTATE OF THE LATE CICILIA CHAMALIT CHERUIYOT - DECEASED**

**AND**

**MARY SAMBAI BETT .....PETITIONER**

**RULING**

This court has considered the grounds put forward by the Applicant is seeking to be provided with Police protection so that the County Surveyor can conduct a resurvey of the suit parcel of Land. This is a Succession dispute. No basis has been laid before this court to show who is resisting the resurvey as ordered by the court. Whoever is resisting resurvey should be cited for contempt of court instead of third parties being involved.

Application lack merit and is hereby dismissed.

**DATED, SIGNED AND DELIVERED AT KITALE THIS 22<sup>ND</sup> DAY OF SEPTEMBER, 2021**

**L. KIMARU**

**JUDGE**