



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT KITUI**

**SUCCESSION CAUSE NO. 6 OF 2016**

**IN THE MATTER OF THE ESTATE OF DAVID MWANZUI WAMBUA (DECEASED)**

**SALOME MUSANGI MWANZUI.....PETITIONER**

**R U L I N G**

1. **David Mwanzui Wambua** (Deceased), died domiciled in **Kenya** on **13<sup>th</sup> day of March, 1993**. A grant of Letters of Administration Intestate in respect of his Estate was issued to **Salome Musangi Mwanzui** on the **30<sup>th</sup> April, 2015**.

2. On the **12<sup>th</sup> day of November, 2018** the Administratrix of the Estate of the Deceased filed summons for Confirmation of Grant. In a Further Affidavit in support of the grant the Petitioner/Administratrix of the Estate deposed that the Deceased was survived by:

- **Tabitha Mwanzui (Deceased).**
- **Kambua Mwanzui.**
- **Salome Musangi Mwanzui.**
- **Wambua Mwanzui.**
- **Kalekye Mwanzui.**
- **Taabu Mwanzui (Deceased).**

3. Assets forming the Estate of the Deceased were identified as:

- **Land Parcel No. Mulango/Kavisuni/537.**
- **Plot No. 24 Kavisuni Market.**
- **An unregistered Plot at Mombasa.**

4. She proposed to hold the properties in trust for her siblings. One of the Applicant's siblings, **Wambua Mwanzui** did not sign a consent to the Application. He was however duly notified of the Application by a Process Server, **Petronillar K. Mutie**. Having not filed a Protest, orders sought should issue.

5. In the premises I do confirm the grant as prayed.

6. It is so ordered.

**Dated, Signed and Delivered at Kitui this 18<sup>th</sup> day of February, 2019.**

**L. N. MUTENDE**

JUDGE