

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT EMBU

SUCCESSION CAUSE NO. 340 OF 2013

FORMERLY RUNYENJES SUCC NO. 185 OF 2011

IN THE MATTER OF THE ESTATE OF NGONDI M'MIRU (DECEASED)

BENSON GICOVI.....PETITIONER

VERSUS

ROSEMARY WANJIRA MURIUKI.....PROTESTOR

RULING

Introduction:

The protestor/applicant has challenged the confirmation of the grant of the letters of administration granted to Benson Gicovi as an administrator. According to the protestor, Benson Gicovi as an administrator has failed to give him a share of the land which forms part of the estate of their father.

Additionally, the protestor is also opposed to the proposed mode of distribution of the property of the estate.

In the light of the foregoing, I direct that oral evidence be produced to resolve the issues in dispute between the parties.

RULING DATED, SIGNED and DELIVERED in open court at **EMBU** this.. **6th** .. day of **OCTOBER .2015**

In the presence of both parties

Court clerk R. Njue.

J. M. BWONWONGA

JUDGE

06.10.15.