

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MERU

HCC NO.155 (OS) OF 2011

LUKE KITHURE MUTIGA.....PLANTIFF

VERSUS

JONATHAN KITHAKA IGUNA.....1ST DEFENDANT

KATHANDIKA IGUNA.....2ND DEFENDANT

R U L I N G

This application seeks orders:

- 1. That Catherine Ciegoki Kithaka be substituted as the 1st Defendant herein and be allowed to proceed with the defence and counterclaim in “Civil Suit No.155 of 2011 (OS) on behalf of the deceased who was the 1st defendant.**
- 2. That the applicant be given a hearing in these proceedings.**
- 3. That the Costs of the application be provided for.**

When the application came up for hearing on 16.7.2017 it had not been opposed. In the circumstances, the application is allowed.

Costs shall be in the cause.

Delivered in Open Court at Meru this 15th day of July, 2014 In the presence of:

Cc Daniel/Lilian

Muthamia h/b Rimita for Applicant

P. M. NJOROGE

JUDGE