



REPUBLIC OF KENYA



KENYA LAW
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**Kimemia (Deceased) v Mwangi & another (Civil Case 50 of 2006)
[2026] KEHC 3406 (KLR) (11 March 2026) (Ruling)**

Neutral citation: [2026] KEHC 3406 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAKURU
CIVIL CASE 50 OF 2006
JM NANG'EA, J
MARCH 11, 2026**

BETWEEN

JAMES KIARIE KIMEMIA PLAINTIFF

AND

MARY WANGARI MWANGI 1ST DEFENDANT

**ANTHONY KIMEMIA KIARIE & MARGARET NJERI KIARIE (AS THE
ADMINISTRATORS OF THE ESTATE OF THE LATE JAMES KIARIE
KIMEMIA - DECEASED) 2ND DEFENDANT**

RULING

1. For determination is a Notice of Motion dated 10th September 2025 seeking substitution of the Plaintiff who is now deceased. The Application is supported by affidavit evidence. The Plaintiff is said to have died after the Judgement herein was rendered and before satisfaction of the decree in his favour.
2. As the Application is unopposed, it is allowed as prayed.

**J. M NANG'EA,
JUDGE.**

RULING DATED, SIGNED AND DELIVERED VIRTUALLY THIS 11TH DAY OF MARCH, 2026.

In the presence of:

Applicants' Advocate, Mr. Karanja

Defendant/Respondent, Absent

Court Assistant (Jeniffer)

J. M NANG'EA,



JUDGE.

