

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT BOMET

SUCC. CAUSE NO. E053 OF 2025

**IN THE ESTATE OF JOUN KIPSANG ARAP KOECH
(DECEASED)**

ANGELINA CHEBET KOECH.....APPLICANT

VERSUS

CATHERINE CHEPKEMOI NGASURA.....OBJECTOR

RULING

This is a ruling to the application herein dated **10th June, 2025** which the applicant seeks to be granted limited grant to file suit against a Third Party who is registered in the property of her late husband.

The Objector/Respondent has filed a response to the effect that she is a wife to the deceased **-John Kipsang Arap Koech.** That they are therefore co-wives of the deceased. I have gone through the record herein and find that the letter by the area Chief dated **7th May, 2025** shows both the Applicant and Respondent as wives of the deceased.

Taking into account totality of circumstances herein the issues herein can only be handled in a full succession cause.

The parties ought to pursue succession for appropriate grants and issues in contention to be considered alongside all the beneficiaries to the estate of the deceased.

Consequently, the application herein dated **10th June, 2025** lacks merit and bad in law.

The application is dismissed. Each party will bear their own costs.

File is closed.

Ruling delivered, dated and signed at Bomet this 19th day of March, 2026.

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HON. JULIUS K. NG'ARNG'AR
JUDGE

Ruling delivered in the presence of:

Siele/Susan (Court Assistants)

Barmao for the Applicant

N/A for Ondieki for the Objector