



REPUBLIC OF KENYA



KENYA LAW
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**NKN v LMN-N (Miscellaneous Case E399 of 2025)
[2026] KEHC 6099 (KLR) (Family) (7 May 2026) (Ruling)**

Neutral citation: [2026] KEHC 6099 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)
FAMILY
MISCELLANEOUS CASE E399 OF 2025
HK CHEMITEI, J
MAY 7, 2026**

BETWEEN

NKN APPLICANT

AND

LMN-N RESPONDENT

RULING

1. The Notice of Motion application by the applicant dated 26th November 2025 seeks orders that:-
 - (a) The court be pleased to recognize and adopt the dissolution of marriage decree issued to the applicant and the Respondent in the Republic of Switzerland in the Local Court of Winterthur before the single judge court on the 24th November 2020.
 - (b) The final decree be recognised as valid and binding within the jurisdiction of the Republic of Kenya.
 - (c) Costs be provided for.
2. The application is based on the grounds thereof as well as the Applicant's sworn affidavit and the annexures thereto dated 26th November 2025.
3. The details of the annexures shows that the Applicant's marriage with the Respondent was dissolved on 24th November 2020 and to date there is no evidence that there was any challenge to the decree by the court in Switzerland.
4. The Respondent from the affidavit of service on record shows that she was served with the application but she did not file any response.



5. The provisions of Section 61 of the *Marriage Act* 2014 states that:

“Where a marriage celebrated in Kenya is annulled or dissolved by a decree of a foreign court, any party to the annulled or dissolved marriage may apply to the Registrar to register the decree.

(2) Where the Registrar is satisfied that a decree under this section should be recognised in Kenya as if the decree was made by a Kenyan court, the Registrar shall register the decree in a register maintained for the purpose.

(3) An application under this section shall include—

(a) a copy of the decree and where the decree is not in an official language, a certified translation of the decree in an official language and in the prescribed form; and

(b) a declaration under the law of the country in which the decree was obtained made to a legal practitioner authorised to witness such a declaration that states the decree is effective in that country as if the marriage had been celebrated in that country.”

6. The court in the absence of any objection finds merit in the application and the same is hereby allowed as prayed.

7. Costs shall be in the cause.

DATED SIGNED AND DELIVERED VIA VIDEO LINK AT NAIROBI THIS 7TH DAY OF MAY 2026.

H K CHEMITEI

JUDGE

