



REPUBLIC OF KENYA



**KENYA LAW**  
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**In re Estate of the Late Tumbo Lavu (Deceased) (Succession Cause  
80 of 2011) [2025] KEHC 9085 (KLR) (26 June 2025) (Ruling)**

Neutral citation: [2025] KEHC 9085 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT MACHAKOS  
SUCCESSION CAUSE 80 OF 2011**

**EN MAINA, J**

**JUNE 26, 2025**

**IN THE MATTER OF THE ESTATE OF THE LATE TUMBO LAVU (DECEASED)**

**IN THE MATTER OF**

**PETER TUMBO LAVU ..... 1<sup>ST</sup> PETITIONER**

**MUTUA TUMBO ..... 2<sup>ND</sup> PETITIONER**

**ALEXANDER MUTUNGA WATHOME ..... 3<sup>RD</sup> PETITIONER**

**RULING**

1. I have considered the Summons for rectification of the certificate of confirmed grant, dated 11<sup>th</sup> May 2025. The same is granted save that the 3.1 acres purportedly given to Elizabeth Wangari Gathua and the 25 acres given to Jackson Mbithi Kimeu out of Athi River Block 8/16 shall instead be registered in the names of the three Administrators of the estate and the beneficiaries of the estate shall consent to the same being transferred to the two strangers by the Administrators in the usual manner of transfer but not through transmission, or the same be distributed to the three houses of the deceased as has been done with the rest of Athi River/Athi River Block 8/16.
2. The application succeeds to that extent only but is rejected in regard to distribution of shares to strangers to the estate.
3. A rectified certificate of confirmed grant shall issue in accordance with this ruling but not in the manner proposed by the administrators.

Orders accordingly.

**RULING SIGNED, DATED AND DELIVERED VIRTUALLY ON THIS 26<sup>TH</sup> DAY OF JUNE, 2025.**

**E. N. MAINA**

**JUDGE**



In the presence of:

Mr. Muema for Mr. Mutava Advocate for the Applicant

No appearance for the Respondents

Geoffrey - Court Assistant

