



REPUBLIC OF KENYA



**KENYA LAW**  
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**In re Estate of James Osir Rawaka alias Jacob Osir (Deceased) (Miscellaneous Succession Cause 085 of 2024) [2024] KEHC 7754 (KLR) (28 June 2024) (Ruling)**

Neutral citation: [2024] KEHC 7754 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS SUCCESSION CAUSE 085 OF 2024  
RE ABURILI, J  
JUNE 28, 2024**

**RULING**

1. The deceased James Osir Rawaka, according to the scanty documents filed in the lower court, it is not clear where he hailed from and no letter of the Chief was filed. In addition, the documents in support of the Succession Cause as filed are incomplete and insufficient for this court to transfer the Cause for hearing to any other court. It further appears that no court filing fees was paid.
2. I herewith return the lower court file CM Succ E208 of 2024 to Kisumu Chief Magistrate's Court for better particulars to be sought and filed by the petitioner before this court can deal.
3. This file is closed. Lower court file to be returned with this order and ruling.
4. I so order.

**DATED, SIGNED AND DELIVERED AT KISUMU THIS 28TH DAY OF JUNE 2024**

**R. E. ABURILI**

**JUDGE**

