



REPUBLIC OF KENYA



In re Estate of Joanes Okumbe Nyawara (Deceased) (Miscellaneous Succession Cause 087 of 2024) [2024] KEHC 7782 (KLR) (28 June 2024) (Ruling)

Neutral citation: [2024] KEHC 7782 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
MISCELLANEOUS SUCCESSION CAUSE 087 OF 2024**

RE ABURILI, J

JUNE 28, 2024

**IN THE MATTER OF THE ESTATE OF JOANES OKUMBU NYAWARA (DECEASED)
AND
IN THE MATTER OF AN APPLICATION BY MAURICE NGODE OKUMBE (PETITIONER)
(FROM ORIGINAL CHIEF MAGISTRATE'S SUCCESSION CAUSE NO. E003 OF 2024)**

RULING

1. The deceased Joanes Okumbe Nyawara, according to the documents filed, was a resident of Kombewa. However, the Chief's letter is missing.
2. I hereby transfer Kisumu CM Succession Cause No. E003 to Maseno SPM'S Court in whose jurisdiction the deceased was domiciled, noting that the estate property is Kisumu/Kitmikaye/3014, which is within the jurisdiction of Maseno SPM's court.
3. The original Kisumu CM Succession No. E003 of 2024 to be transmitted to Maseno SPM's court together with this ruling and order.
4. Upon receipt of the file and order, SPM Maseno Law Courts to notify the parties using the addresses given to move the court and prosecute the succession cause and to file into court the necessary consents and the Chiefs' letter introducing all beneficiaries of the estate, before any grant can issue.
5. This file is closed.
6. I so order.

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

R. E. ABURILI

JUDGE

