



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA**  
**AT NAIROBI (NAIROBI LAW COURTS)**

**Civil Case 68 of 1990**

**KIMANI MUNIU.....PLAINTIFF**

**VERSUS**

**ZEKIAH NJAU & OTHERS.....DEFENDANTS**

**RULING**

The applicant by way of this Chamber Summons expressed to be brought under Order XXIII Rule 3 of the Civil Procedure Rules and Section 3A of the Civil Procedure Act seeks Orders that she be substituted in place of her deceased husband the plaintiff herein.

The application is based on the grounds the plaintiff died on 9<sup>th</sup> May 2002 and she is the administrator of his estate. The application is also supported by sworn affidavit of the applicant.

The application is allowed in terms of Prayers 1 and of the Chamber Summons dated 15<sup>th</sup> May 2006.

Dated and delivered at Nairobi this 31<sup>st</sup> day of July 2006.

**J.L.A. OSIEMO**

**JUDGE**