Statement of Claim Supporting Particulars

Unpaid Soil Deliveries and Separate Subcontract Cheques — Milimani Small Claims Court

Educational reconstruction based on a published Kenyan judicial decision. This is newly drafted sample wording, not the original filed document and not a case handled by our team. Parties and identifying details are replaced with fields for completion. The source judgment may display original public case details.

Purpose and correct procedural stage

Looking for a statement of claim supporting particulars for unpaid soil deliveries and separate subcontract cheques in Nairobi? This page provides a reconstructed draft for Milimani Small Claims Court, with editable Word and PDF downloads. A Kenyan lawyer or advocate can adapt the document to the correct party, evidence and procedural stage.

Use the formal section only after completing the fields from the actual record. The educational notes and later outcome are separate from the draft and should not be filed as allegations that existed at the earlier stage. Keep the actual party’s legal position: Claimant subcontractor. This download is supporting particulars, not a reproduction of the prescribed SCC 1 or SCC 2 form. Obtain the current form from the registry and complete its required fields.

Reconstructed formal document

REPUBLIC OF KENYA
IN THE SMALL CLAIMS COURT AT MILIMANI, NAIROBI
CASE NO [number] OF [year]
[Claimant] — CLAIMANT
VERSUS
[Respondent] — RESPONDENT

STATEMENT OF CLAIM SUPPORTING PARTICULARS

1. The Claimant seeks relief for the transaction described below. These particulars accompany the current prescribed Form SCC 1; the signed form supplies the parties' legal descriptions and service particulars.

2. The pleaded basis for Milimani venue is [evidenced Nairobi place of transaction or respondent's business/residence]. The principal claimed is KSh [verified net amount]; the Claimant relies on the court's contract or money-held jurisdiction as applicable to the completed facts.

3. The subcontract arrangement concerned supply of red soil through the respondent to a manufacturer. Two subcontractors participated, but the claimant relies on the payment instruments issued to the claimant for the claimant's own deliveries.

4. The claimant received part payment. Postdated cheques issued for the remaining obligation were dishonoured, and replacement instruments did not satisfy the debt. One replacement payment was stopped.

5. The respondent asserted additional payments and relied on another subcontractor's proceedings. The claimant disputes that those payments discharged this particular debt or that the other judgment determined the claimant's separate cause of action.

6. The claim must reconcile the agreement, delivered quantities, payments and claimant-specific cheques. The original narrative contains figures that do not arithmetically reconcile; the pleaded net amount must come from the actual ledger.

7. PARTICULARS OF THE SUM CLAIMED
Total proved payment or contract price: KSh [A]
Less payments, refunds and credits attributable to this transaction: KSh [B]
Less any legally justified adjustment admitted by the Claimant: KSh [C]
Net principal sought: KSh [A minus B minus C]
Separate pleaded additional relief, if supported: [identify basis and amount].

8. The Claimant relies on the contemporaneous records identified in the accompanying list of documents and the witnesses with direct knowledge of payment, performance and the disputed events.

9. RELIEF SOUGHT
Judgment for KSh [reconciled unpaid amount attributable to this claimant], interest as lawfully determined and assessed costs; reject the unsupported contention that another subcontractor's judgment bars this claim.

DATED at [place] this [day] of [month] [year].
[Party or advocate signature]
[Name and capacity]
[Address for service]
TO: [opposing party or advocate, verified service details].

Evidence and adaptation checks

Subcontract and delivery: Scope of supply and allocation between subcontractors. Record to locate: Memorandum and delivery or acceptance records.

Claimant-specific cheques: Identity of payee and separate payment obligation. Record to locate: Original or bank-certified instruments and return notices.

Replacement instruments: Whether the debt was satisfied or instruments merely replaced. Record to locate: Replacement cheques, stop notice and payment correspondence.

Payment reconciliation: Separate this account from unrelated or reversed payments. Record to locate: Bank or mobile-money credits, disputed payments and their transaction references.

Other proceedings: Test parties, issue and cause of action for the asserted bar. Record to locate: Relevant pleadings and final order in the other subcontractor’s case.

Do not silently fix inconsistent source arithmetic or duplicate recovery awarded to another supplier. Complete a claimant-specific payment ledger and check the prior pleadings.

What happened later — educational context only

The claimant recovered the unpaid sum. The court treated the claimant’s cheque obligation as distinct and rejected the asserted bar arising from the other subcontractor’s case.

The sample was drafted retrospectively from the published reasons. It is not evidence that these exact words, schedules or documents were filed in the source proceedings. Factual assertions must be verified independently before any real filing.

Source judgment and filing review

[2026] SCC 193 (KLR) — https://sheriahub.com/cases/ke/caselaw/wairimu-v-kinyanjui-ta-githembe-general-stores-2026-scc-193-klr

Full published judicial text, including final orders, reviewed 8 October 2026. The linked text is a reproduction of the judicial decision. The sample cites that decision as its factual and procedural starting point, not as a guarantee of another case’s outcome.

Before use, a qualified Kenyan advocate should check current legislation and rules, court competence, limitation or appeal time, prescribed forms, electronic-record foundations, service and registry directions. Do not copy historic contract terms into a different transaction.