



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT NAIROBI**

**CRIMINAL REVISION E378 OF 2021**

**NDISYA MULU MUTUA.....APPLICANT**

**VERSUS**

**REPUBLIC.....RESPONDENT**

**RULING**

I have considered the submissions of both sides. Article 49 of the constitution guarantees the right to bail on reasonable terms. In this matter, I have considered the nature and the seriousness of the charges and the fact that the prosecution has not opposed the application.

I find this is a fit case for the exercise of the court's powers of revision. I allow this application dated 14.10.2021 and revise the orders of the trial court of 12.10.2021. I order that the applicant may be released on revised terms of bond of Ksh.3 million with 1 surety of a similar amount or an alternative of Ksh.300,000 in cash bail. Orders accordingly.

**D. O. OGEMBO**

**JUDGE**

**25.10.2021.**

**Court:**

Lower court file to be returned to the Chief Magistrate's court.

**D. O. OGEMBO**

**JUDGE**

**25.10.2021.**