

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NANYUKI

CRIMINAL CASE NO 3 OF 2019

REPUBLIC.....PROSECUTOR

VERSUS

PARTOIP KEISER.....ACCUSED

RULING ON BAIL

1. The Accused person in this case, **PARTOIP KEISER**, is charged with **murder** contrary to **section 203 as read with section 204** of the **Penal Code**. It is alleged in the information dated 14/02/2019 that on 03/02/2019 at Kurum area in Laikipia North Sub-county within Laikipia County, he murdered one **KUNIRA SAMPAU MPOLOKI**. On 12/03/2019 the Accused pleaded not guilty to the charge. His trial is scheduled to commence on 09/07/2019. He has in the meantime asserted his constitutional right to bail pending trial. The Republic has no objection.
2. Bail pending trial for all criminal offences is a constitutional right that will be denied only for compelling reason; and any condition that the court might impose for such bail, again by constitutional edict, must be reasonable. See **Article 49(1) (h)** of the **Constitution of Kenya, 2010**.
3. I have perused the witness statements and other documents supplied to the Accused and to court by the prosecution. I find no compelling reason there to deny the Accused his constitutional right.
4. In the event I will admit the Accused to bail. He shall be released upon his own cognizance in the sum of KShs 300,000/00 plus one surety in like sum. It is so ordered.

DATED AND SIGNED AT NANYUKI THIS 24TH DAY OF APRIL 2019

H P G WAWERU

JUDGE

DELIVERED AT NANYUKI THIS 25TH DAY OF APRIL 2019