



**Republic v Mwololo (Criminal Case 33 of 2019)
[2025] KEHC 10801 (KLR) (23 July 2025) (Ruling)**

Neutral citation: [2025] KEHC 10801 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAKURU
CRIMINAL CASE 33 OF 2019
HI ONG’UDI, J
JULY 23, 2025**

BETWEEN

REPUBLIC STATE

AND

PATRICIA MBITHE MWOLOLO ACCUSED

RULING

1. Patricia Mbithe Mwololo hereinafter referred to as the accused is charged with the offence of Murder contrary to section 203 as read with section 204 of the penal code. The particulars were that the accused on the night of 7th and 8th day of July, 2019 at Ngongu Egerton Trading Centre in Njoro sub-county within Nakuru county jointly with others not before court murdered David Ongeri Onchere.
2. Having denied the charge, the matter proceeded to full hearing with the prosecution calling ten (10) witnesses. At the close of the prosecution case both counsel filed and exchanged written submissions.
3. There is no dispute that the deceased’s death was not a natural one. It’s also not disputed that no eye-witness testified in this case. What is before this court is circumstantial evidence. It is further not disputed that the accused and deceased were lovers. Upon considering all the evidence on record plus both submissions, I am satisfied that the prosecution has established a prima facie case against the accused who I hereby place on her defence under section 306(2) *Criminal Procedure Code*.
4. Orders accordingly

DELIVERED, DATED AND SIGNED THIS 23RD DAY OF JULY, 2025 IN OPEN COURT AT NAKURU.

**H. I. ONG’UDI
JUDGE**

