



**Republic v Lugalia & 2 others (Criminal Case 29 of 2021)
[2025] KEHC 10314 (KLR) (17 July 2025) (Ruling)**

Neutral citation: [2025] KEHC 10314 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT VIHIGA
CRIMINAL CASE 29 OF 2021**

**JN KAMAU, J
JULY 17, 2025**

BETWEEN

REPUBLIC PROSECUTOR

AND

ALEX LUGALIA 1ST ACCUSED

FRED MUHAKO LUGALIA 2ND ACCUSED

STANLEY AKWIYANGA LUGALIA 3RD ACCUSED

RULING

1. This matter was partly heard by P.J Otieno J. This court became seized of it on 29th November 2023. The parties asked it to proceed from where the same had reached.
2. On 8th April 2025, the Prosecution closed its case after calling a total of five (5) Prosecution witnesses.
3. The 1st, 2nd and 3rd Accused persons and Prosecution did not file Written Submissions on the question of whether or not the 1st, 2nd and 3rd Accused persons had a case to answer. They relied on the evidence that had been adduced by the Prosecution witnesses.
4. Having carefully considered the evidence by the Prosecution witnesses, the court was of the opinion that a prima facie case had been established against the 1st, 2nd and 3rd Accused persons herein to warrant them being put on their defence. They are hereby put on their defence.
5. It is so ordered.

DATED AND DELIVERED AT VIHIGA THIS 17TH DAY OF JULY 2025

J. KAMAU

JUDGE

