



**Republic v Mwachela & 3 others (Criminal Case E003 of 2021)
[2024] KEHC 2340 (KLR) (7 March 2024) (Ruling)**

Neutral citation: [2024] KEHC 2340 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT VOI
CRIMINAL CASE E003 OF 2021
GMA DULU, J
MARCH 7, 2024**

BETWEEN

REPUBLIC PROSECUTION

AND

HENRY NGINGO MWACHELA 1ST ACCUSED

MATHEW MAGENDA MWACHALA 2ND ACCUSED

JONES MWABINGU MUNGEREZA 3RD ACCUSED

RASHID SALIM SALIM 4TH ACCUSED

RULING

1. Having considered the prosecution evidence on record, as well as the submissions filed by the defence counsel, I find that each of the four (4) accused persons herein has a case to answer.
2. I thus hereby to put each of the four (4) accused persons on their defences and proceed to explain to each of them the three options they have in their defences under Section 211 of the [Criminal Procedure Code](#) (Cap.75).

DATED, SIGNED AND DELIVERED THIS 7TH DAY OF MARCH 2024 AT VOI IN OPEN COURT.

GEORGE DULU

JUDGE

In the presence of:-

Alfred/Trizah – Court Assistant

Ms. Moke for State



Mr. Orina for 4th accused and holding brief for Mr. Mosioma for 1st to 3rd accused

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