



REPUBLIC OF KENYA



**KENYA LAW**  
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**Republic v Opati & 2 others (Criminal Case 18 of 2018)  
[2023] KEHC 17980 (KLR) (2 June 2023) (Ruling)**

Neutral citation: [2023] KEHC 17980 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KAKAMEGA  
CRIMINAL CASE 18 OF 2018  
WM MUSYOKA, J  
JUNE 2, 2023**

**BETWEEN**

**REPUBLIC ..... PROSECUTION**

**AND**

**SHADRACK AKUMBI OPATI ..... 1<sup>ST</sup> ACCUSED**

**JANE ABULI AROYA ALIAS DORCAS ..... 2<sup>ND</sup> ACCUSED**

**ELPHAS OCHIENG OKAALO ALIAS BABU ..... 3<sup>RD</sup> ACCUSED**

**RULING**

1. I have perused the record, and I am persuaded that the Republic has adduced sufficient evidence, to warrant the accused persons being put on their defence, and I hereby put them on their defence. Let the defence hearing be done by my successors at Kakamega.

**RULING DELIVERED, DATED AND SIGNED IN OPEN COURT AT KAKAMEGA THIS 2<sup>ND</sup> DAY OF JUNE 2023.**

**WM MUSYOKA**

**JUDGE**

Mr. Erick Zalo, Court Assistant.

Appearances

Ms. Kagai, instructed by the Director of Public Prosecutions, for the Republic.

Mr. Otsyeno, Advocate for the accused person.

