



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT KIAMBU

CRIMINAL CASE NO. 45 OF 2020

BETWEEN

REPUBLIC.....PROSECUTOR

VERSUS

JOHN MWANGI KARITU..... ACCUSED

RULING

1. **JOHN MWANGI KARITU** is charged with the offence of murder contrary to **Section 203** as read with **Section 204** of the Penal Code. He pleaded not guilty and in his trial date is yet to be set. He is in pre-trial detention. He made an application for his release on bail/bond pending his trial.
2. The constitution provides that an accused person shall be presumed innocent until contrary is proved. Further, under **Article 49(i)(h)** of the Constitution, an arrested person has a right to be released on bond or bail, on reasonable conditions pending a charge or trial unless there are compelling reasons.
3. The accused's application to be released on bail/bond was unopposed by the State.
4. There being no compelling reason to deny the accused bail/bond, I order as follows:-
 - (a) The accused shall be released on a bond of **Kshs.1,000,000/= (ONE MILLION)** with two sureties of similar amounts
 - (b) The accused shall not interfere with the prosecution's witnesses while out on bond.

RULING DATED AND DELIVERED AT KIAMBU THIS 3RD DAY OF JUNE, 2021.

MARY KASANGO

JUDGE

Coram:

Court Assistant: Ndege

Accused : Present

For Accused: No appearance

DPP : Mr. Kasyoka

COURT

RULING delivered virtually.

MARY KASANGO

JUDGE