

REPUBLIC OF KENYA

HIGH COURT AT NAIROBI

CRIMINAL CASE NO. 23 OF 2019

LESIIT, J

REPUBLIC.....PROSECUTOR

V E R S U S

STANLEY NJAU KAMAU.....ACCUSED

RULING ON BAIL

1. The accused herein has been charged with murder contrary to **Section 203** as read with **Section 204** of the **Penal code**. The particulars are that;

“On the 16th of March 2019, at Githunguri trading Centre, in Ruai Location Njiru Sub County within Nairobi County, murdered Samuel Kamau”

2. The accused persons advocate made an oral application to have the accused released on bail pending trial.

3. The prosecution stated they do not have compelling reasons to warrant the accused being denied bail/bond.

4. I am guided by the **Article 49 (1) (h) of the Constitution**, which provides that bail may be granted to an accused where there is no compelling reason dictating otherwise.

5. Considering that the accused bail application is not opposed and no compelling reasons have been alluded to, I hereby grant him bail on the following terms:

1. The accused may be released on a cash bail of Ksh.250,000/

2. In the alternative, the accused may be released on a bond of Ksh.500,000/= with one surety of similar amount.

3. The accused person is warned not to either directly or otherwise interfere, approach or in any manner intimidate the witnesses’ in this case pending trial.

4. The accused is warned that if he fails to adhere to the set conditions or fails to turn up for his trial, he will be re-arrested and his bail/bond cancelled.

DATED AT NAIROBI THIS 21st DAY OF MAY, 2019.

LESIIT, J

JUDGE