



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MURANG'A

CRIMINAL CASE NO 7 OF 2014

REPUBLIC.....PROSECUTOR

VERSUS

ESTHER NJERI.....ACCUSED

RULING

1. The Accused **Esther Njeri** is charged with **murder** contrary to **section 203** as read with **section 204** of the **Penal Code**. It is alleged that on 20<sup>th</sup> day of January, 2014 at Iganjo village, within Murang'a County she murdered one **Jackson Muiruri Njui**. She pleaded not guilty and is awaiting trial. She has now sought to be admitted to bail pending trial. The Republic does not oppose the application.
2. Bail is now a constitutional right for any criminal offence, and will be denied only for **compelling reason**. Any conditions imposed for such bail must be reasonable. See **Article 49(1) (h)** of the **Constitution of Kenya, 2010**.
3. I have perused the "committal" bundle of documents supplied by the Republic to the court and to the Accused. I have noted the circumstances under which the alleged offence was allegedly committed. I can find no compelling reason for denying the Accused bail.
4. The Accused will be released on her own cognizance in the sum of KShs 50,000/00 plus one surety in like sum. It is so ordered.

DATED AND SIGNED AT MURANG'A THIS 9<sup>TH</sup> DAY OF JULY 2015

H P G WAWERU

JUDGE

DELIVERED AT MURANG'A THIS 10<sup>TH</sup> DAY OF JULY 2015