



REPUBLIC OF KENYA



KENYA LAW
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**Republic v Mserengoto (Criminal Appeal E003 of 2025)
[2025] KEHC 14006 (KLR) (2 October 2025) (Ruling)**

Neutral citation: [2025] KEHC 14006 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT VOI
CRIMINAL APPEAL E003 OF 2025
AN ONGERI, J
OCTOBER 2, 2025**

BETWEEN

REPUBLIC PROSECUTOR

AND

ALEX OLIMBAH MSERENGOTO ACCUSED

RULING

1. The Accused Person is facing a charge of murder contrary to Section 203 as read with Section 204 of the Penal Code.
2. The particulars as stated in the charged sheet are that on 16th May 2025 at 0600hours at Mbongoni Area within Taveta Sub County within Taita Taveta County, the Accused Person murdered Paul Mazungunda Zacharia.
3. The Accused Person pleaded not guilty to the charge and his Advocate applied for reasonable bond pending trial.
4. The Probation Officer filed a pre-bail report dated 30th September 2025.
5. According to the report, the Accused Person hails from Tanzania Area of Mtahe Sub Location within Tanga Province.
6. However, the right of the Accused Person to be released on bond is guaranteed by *the Constitution* unless there are compelling reasons not to grant bond.
7. The report is favourable and it further states that the Accused is a flight risk. Every Accused Person is presumed innocent until proved guilty.
8. The Accused is granted a bond of Kshs. 300,000/= with one surety of similar amount.



**DATED, SIGNED AND DELIVERED THIS 2ND DAY OF OCTOBER 2025 IN OPEN COURT AT
VOI HIGH COURT.**

ASENATH ONGERI

JUDGE

In the presence of:-

Court Assistant: Millicent/Mabishi

Prosecutor; Mr. Ngigi

The Accused present at Manyani G.K Prison

Mr. Motuka for the Accused

