



**Republic v Ngaiwa & another (Criminal Case 12 of 2023)
[2025] KEHC 17594 (KLR) (25 November 2025) (Ruling)**

Neutral citation: [2025] KEHC 17594 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT VIHIGA
CRIMINAL CASE 12 OF 2023
JN KAMAU, J
NOVEMBER 25, 2025**

BETWEEN

REPUBLIC PROSECUTION

AND

RUTH ISANGALO NGAIWA 1ST ACCUSED

JOHN GUYA NGAIWA 2ND ACCUSED

RULING

1. This matter was partly heard by Musyoka J. This court became seized of the same on 17th October 2023. The parties asked it to proceed from where the same had reached.
2. On 16th September 2025, the Prosecution closed its case after calling a total of five (5) Prosecution witnesses.
3. Both the Prosecution and the Accused persons did not file Written Submissions on the question of whether or not the 1st and 2nd Accused persons had a case to answer. They relied on the evidence that had been adduced by Prosecution witnesses.
4. Having carefully considered the evidence by the Prosecution witnesses, the court was of the opinion that a *prima facie* case had been established against the 1st and 2nd Accused persons herein to warrant them being put on their defence. They are hereby put on their defence.
5. It is so ordered.

DATED AND DELIVERED AT VIHIGA THIS 25TH DAY OF NOVEMBER 2025

J. KAMAU

JUDGE

