



REPUBLIC OF KENYA



KENYA LAW
THE NATIONAL COUNCIL FOR LAW REPORTING
Where Legal Information is Public Knowledge

**Republic v Ekal alias Joja (Criminal Case E042 of 2023)
[2025] KEHC 18044 (KLR) (4 December 2025) (Ruling)**

Neutral citation: [2025] KEHC 18044 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAKURU
CRIMINAL CASE E042 OF 2023
JM NANG'EA, J
DECEMBER 4, 2025**

BETWEEN

REPUBLIC PROSECUTOR

AND

DAVID LOPEDES EKAL ALIAS JOJA ACCUSED

RULING

1. The Accused is charged with the offence of murder contrary to Section 203 as read with Section 204 of the Penal Code. The particular of the offence state that: -

On the 21st day of September, 2023 at Canaan Village in Rongai Sub-County within Nakuru, murdered Dennis Kiplangat Sirma.

2. The accused denied the charge.
3. The defence made no submissions on “no case to answer”. Having perused the prosecution evidence against the charge. I find that a prima facie case warranting placing the Accused on her/his defence is made out (see definition of prima facie. Case in the often quoted case of Republic – Vs- Ramilal Bhatt).
4. As is judicial practice, the court shall not give reasons for the decision so as not to give the impression that it has made up its mind before hearing any defence that may offered by the Accused.
5. The Accused is accordingly put on his defence to the charge.

J. M. NANG'EA

JUDGE

**JUDGEMENT DATED, SIGNED AND DELIVERED VIRTUALLY AT NAKURU THIS 4TH DAY
OF DECEMBER, 2025.**



In the presence of:

Mr. Wakasyaka for the DPP

Defence Counsel, Mr. Matoke

Accused

Court Assistant - Jeniffer

J. M. NANG'EA

JUDGE

