



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT NAKURU

CRIMINAL CASE NO.E046 OF 2023

REPUBLIC-----
PROSECUTOR

-VERSUS-

GEOFREY NDUNGU NJOROGE-----

1ST ACCUSED

DANIEL MBUGUA NJOROGE-----

2ND 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. Ouma

Accused

Court Assistant - Justine

J. M. NANG'EA, JUDGE

ORIGINAL