

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT BUNGOMA
CRIMINAL CASE NO. E045 OF 2024

REPUBLIC.....ODPP
VERSUS

SIXTUS MWETEYA WARUME.....
.....ACCUSED

RULING

1. Whereas this matter is scheduled for hearing of the prosecution’s case, the state has no witnesses yet again. On 25.9.2025 I had marked the adjournment of this matter as the last on the part of the prosecution. Mr Olonyi for the defence has softened his stand and has appreciated the fact that Mr Otieno is new in this case wherefore he craves that he be given yet another last adjournment.
2. Mr Olonyi has also craved for the release of a motor cycle registration no. KMEU 015 R subject to it being photographed. Mr Otieno has conceded that application.
3. On the balance I also take note of the fact that Mr Otieno is new in this court and may have not had ample time to familiarize himself with the proceedings herein. I will therefore grant his prayer for an adjournment, which shall be the very last one on the part of the prosecution. The summons issued on 21.07.2025 are extended.

4. As regards the prayer by Mr Olonyi for the release of the motorcycle registration number KMEU 015 R, I do also allow it and I order that the same be photographed before being release to the accused person.
5. This case is adjourned to 14.5.2026.

Delivered, signed and dated at Bungoma this 20th day of January, 2026.

**MWANAISHA S. SHARIFF
JUDGE**