



REPUBLIC OF KENYA



**Republic v Maloba (Criminal Case E009 of 2025)  
[2026] KEHC 3371 (KLR) (13 March 2026) (Ruling)**

Neutral citation: [2026] KEHC 3371 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT BUSIA  
CRIMINAL CASE E009 OF 2025  
WM MUSYOKA, J  
MARCH 13, 2026**

**BETWEEN**

**REPUBLIC ..... PROSECUTION**

**AND**

**SAMUEL MALOBA ..... ACCUSED**

**RULING**

1. I had the advantage of seeing and hearing all the witnesses who testified in this case.
2. I am persuaded that the prosecution has established a *prima facie case*, against the accused person herein, to warrant a finding that he has a case to answer, and to be put on his defence.
3. I hereby put him on his defence, and the defence hearing shall be on 6<sup>th</sup> May 2026.
4. In the meantime, let the Deputy Registrar cause the proceedings herein to be typed.

**DELIVERED, DATED AND SIGNED, IN OPEN COURT, AT BUSIA, ON THIS 13<sup>TH</sup> DAY OF MARCH, 2026.**

**W MUSYOKA**

**JUDGE**

Mr. Arthur Etyang, Court Assistant.

Advocates;

Mr. Onanda, instructed by the Director of Public Prosecutions, for the Prosecution.

Mr. Were, Advocate for the accused person.

