

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT VOI

CRIMINAL CASE NO. 10 OF 2019

REPUBLIC.....

.....PROSECUTOR

=VERSUS=

1. VIOLET NAHARU RAYANI

2. HEMED RASHID ABED alias KICHAPO.....

ACCUSED

RULING

1. The two Accused Person were convicted with the offence of murder contrary to Section 203 as read with Section 204 of the Penal Code.
2. The Probation Officer filed pre-sentence reports on account of the two Accused Persons dated 27th April 2026.
3. The Learned Counsel for the Accused persons submitted that the 1st Accused Person is a first offender who has two children

who solely depend on her following the demise of her husband who is the deceased in this case.

4. The Learned Defence Counsel said the 1st Accused is remorseful for what happened and that she cooperated during the entire process.
5. He said the 1st Accused Person is the sole breadwinner of her family and he requested for leniency.
6. The Defence Counsel said the 2nd Accused is also a first offender and he is remorseful for the offence he committed.
7. He has three (3) wives and several children who depend upon him.
8. He said the 2nd Accused has been cooperative during the entire process and he deserves leniency.
9. The Learned Prosecution Counsel asked the court to give the two Accused Persons the maximum sentence for murder.
10. She said the two took away a human life without justification.
11. The Learned Prosecution Counsel said the Accused Person should have taken into account the factors they have stated in their mitigation before they committed the offence.

12. This court has taken into account the mitigation as given by the Defence Counsel on behalf of the Accused Persons.
13. There is evidence that the deceased was killed in his own bedroom where he is presumed to be safe.
14. The Accused Persons disposed of the body and maintained a lie that the deceased had travelled to Nakuru to look for a job.
15. It is also noted that the Accused Persons who maintain their innocence are not all remorseful for the offence they committed.
16. TO BE COMPLETED.

Dated, signed and delivered this 30th day of April, 2026 in open court at Voi High Court.

**ASENATH ONGERI
JUDGE**

In the presence of:-

Prosecutor: Miss Kanyuira

Court Assistant: Millicent

Mr. Motuka for both Accused Persons

The Accused Persons

ORIGINAL