



Case Number:	Criminal Appeal 184 of 2016
Date Delivered:	22 Dec 2016
Case Class:	Criminal
Court:	High Court at Nakuru
Case Action:	Ruling
Judge:	Maureen Akinyi Odero
Citation:	James Wanjau Githinji v Republic [2016] eKLR
Advocates:	Mr. Waichungo Mr. Motende for DPP
Case Summary:	-
Court Division:	Criminal
History Magistrates:	-
County:	Nakuru
Docket Number:	-
History Docket Number:	-
Case Outcome:	-
History County:	-
Representation By Advocates:	Both Parties Represented
Advocates For:	-
Advocates Against:	-
Sum Awarded:	-
<p>The information contained in the above segment is not part of the judicial opinion delivered by the Court. The metadata has been prepared by Kenya Law as a guide in understanding the subject of the judicial opinion. Kenya Law makes no warranties as to the comprehensiveness or accuracy of the information.</p>	

**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT NAKURU**

**CRIMINAL APPEAL NO. 184 OF 2016**

**JAMES WANJAU GITHINJI .... APPELLANT**

**VERSUS**

**REPUBLIC .....STATE**

**RULING**

The appellant herein **JAMES WANJAU GITHINJI** has through his advocate filed this application seeking to be released on bail during the pendency of his appeal.

At this stage the court is not being asked to pronounce itself on the merits or otherwise of the appeal. The appellant having been tried and convicted by a properly constituted court of law can no longer claim bail as a right. The presumption of innocence no longer applies.

I have perused the record of the trial. I find no merit in the present application and the same is hereby dismissed. No order on costs.

**Dated in Nakuru this 22<sup>nd</sup> day of December, 2016**

Mr. Mbugua holding brief for Mr. Waichungo

Mr. Motende for DPP

**Maureen A. Odero**

**Judge**



While the design, structure and metadata of the Case Search database are licensed by [Kenya Law](#) under a [Creative Commons Attribution-ShareAlike 4.0 International](#), the texts of the judicial opinions contained in it are in the [public domain](#) and are free from any copyright restrictions. Read our [Privacy Policy](#) | [Disclaimer](#)