

**KENYA POLICE
CHARGE SHEET**

POLICE CASE NO. **CR421/180/2015**

DATE TO COURT : 30th September 2015

COURT FILE NO. **8/15**

CR. NO.72/17/09/2015

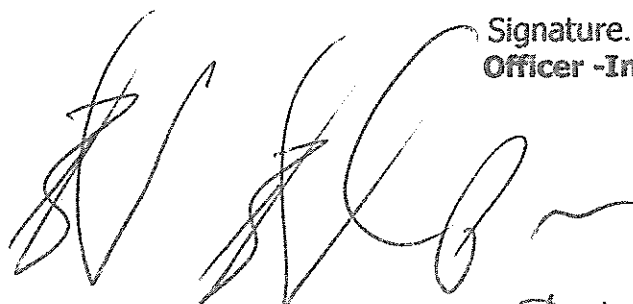
Christian Names in full or Name 1. Joyce Adhiambo Ochieng	Surname or Father's Name Kamire	Identity Certificate No. 26727174	Sex F	Nationality or tribe KENYAN	Apparent Age A	ADDRESS(include District and Location where Applicable P.O BOX 30297 NAIROBI.
CHARGE COUNT I	CORRUPTLY SOLICITING FOR A BENEFIT CONTRARY TO SECTION 39(3) (a) AS READ WITH SECTION 48(1) OF THE ANTI-CORRUPTION AND ECONOMIC CRIMES ACT NO.3 OF 2003.					
PARTICULARS OF OFFENCE (See Second Schedule of C.P.C.)	<p>1. Joyce Adhiambo Ochieng Kamire. On divers dates, between 10th June, 2015 and 26th August, 2015 at Mulango Market in Tigania East Sub-County, Meru County being a person employed by a public body to wit, Public Service Commission as the Chief Land Adjudication and Settlement Officer Tigania East Sub-County through an agent one Salesio Miriti Rukunga, a member of Akaiga Land Adjudication Committee, who is not before court, corruptly solicited for a benefit of Ksh60,000/= from Cypriano Mung'athia as an inducement for making a ruling in favour of the said Cypriano Mung'athia's father in a land dispute between the said Cypriano Mung'athia's father one Mutua Kabii and Julius Nthika, a matter related to the public office in which you are employed.</p> <p>2. Other charges see overleaf.</p>					
If Accused Arrested	Date of Arrest	Without or with warrant	Date Apprehension Report to Court	Bond or Bail and Amount	Is Application made for Summons to Issue	
YES	17/9/2015	W/O	24/09/2015	30,000	//////////	
Remanded or Adjourned to						
Complainant and Address	REPUBLIC OF KENYA THRO' EACC					
Witnesses.	1. Cypriano Mung'athia OTHERS TO BE STATED		3. 4. 5.			
Sentence Court and Date.....	ANTI-CORRUPTION COURT MERU ONIf fine paid.....					

Signature..... 

Officer -In Charge: **Isiolo Police Station**

30/9/2015

**OFFICER IN-CHARGE
ISIOLO POLICE STATION
P.O.BOX 8, ISIOLO**



30-9-2015

COUNT II

CORRUPTLY SOLICITING FOR A BENEFIT CONTRARY TO SECTION 39(3) (a) AS READ WITH SECTION 48(1) OF THE ANTI-CORRUPTION AND ECONOMIC CRIMES ACT NO.3 OF 2003.

PARTICULARS OF THE OFFENCE.

1. Joyce Adhiambo Ochieng Kamire.

On 17th September, 2015 at Incredible Hotel in Meru Town Meru County being a person employed by a public body to wit, Public Service Commission as the Chief Land Adjudication and Settlement Officer in Tigania East Sub-County corruptly solicited for a benefit of Ksh100,000/= from **Cypriano Mung'athia** as an inducement for making a ruling in favour of the said **Cypriano Mung'athia's** father in a land dispute between the said **Cypriano Mung'athia's** father one **Mutua Kabii** and **Julius Nthika**, a matter related to the said public office in which you are employed .

COUNT III

CORRUPTLY RECEIVING A BENEFIT CONTRARY TO SECTION 39 (3) (a) AS READ WITH SECTION 48(1) OF THE ANTI-CORRUPTION AND ECONOMIC CRIMES ACT NO. 3 OF 2003.

PARTICULARS OF THE OFFENCE


1. Joyce Adhiambo Ochieng Kamire. On 17th September, 2015 at Incredible Hotel in Meru Town Meru County being a person employed by a public body to wit, Public Service Commission as the Chief Land Adjudication and Settlement Officer Tigania East Sub-County corruptly received a benefit of Ksh30,000/= from **Cypriano Mung'athia** as an inducement for making a ruling in favour of the said **Cypriano Mung'athia's** father in a land dispute between the said **Cypriano Mung'athia's** father one **Mutua Kabii** and **Julius Nthika**, a matter related to the said public office in which you are employed.

Signature.....

Officer -In Charge: Isiolo Police Station

30/9/2015

**OFFICER IN-CHARGE
ISILOLO POLICE STATION
P.O.BOX 8,ISILOLO**


30.9.2015

REPUBLIC OF KENYA
IN THE CHIEF MAGISTRATE'S COURT AT MERU
ANTI-CORRUPTION CASE NO. 8 OF 2015
CONSOLIDATED WITH
ANTI-CORRUPTION CASE NO. 9 OF 2015

REPUBLIC..... PROSECUTOR

VERSUS

JOYCE ADHIAMBO OCHIENG KAMIRE 1ST ACCUSED

SALESIO MIRITI RUKUNGA 2ND ACCUSED

7/12/2017

Before Hon. M.K.N.N Maroro (PM)

Court Prosecutor – Musyoka

Cc – Caren

Accused – 1. OB
 2. OB } Present

Mr. Kiogora for 1st accused and its for Mr. Ndubi for 2nd accused.

Prosecutor – I pray for the case to be withdrawn Under Section 87 (a) CPC. We received letter dated 6/10/2017 on the same.

I wish to have court form part of the record. The reason pursuant to Criminal Appeal No. 102/2016 together with No. 90/2016.

We were directed because the Commission was not properly constituted then but there is a Criminal Appeal pending.

Mr. Kiogora Advocate – The section of the withdrawal is not accepted. There is not appeal that has been done.

The said withdrawal is like an adjournment. I pray to withdraw the same under Section 5 (1) (b) (iii) No. 2/2013.

Prosecutor – I have instructions to follow and when we receive we do not change, that is we follow it blindly.

Ruling

Court – Case withdrawn under Section 5(1)(b)(iii) of the ODPP Act No. 2 of 2013.

The accused persons are acquitted and are free unless held in any other cause.

Sureties discharged.

M.K.N.N Maroro (PM)

7/12/2017

I Certify this to be a true copy of the original
.....
Magistrate
Mera Law Courts
Date 21/1/18