



PRESS RELEASE

NAKURU TOWN WEST MEMBER OF PARLIAMENT HON. SAMUEL OTARA ARAMA ARRESTED BY EACC DETECTIVE ON LAND RELATED CORRUPTION OFFENCES ARRAIGNED IN A NAIROBI COURT

Nakuru Town West Constituency Member of Parliament Hon. Samuel Otara Arama who was arrested by the Ethics and Anti-Corruption Commission (EACC) detectives for corruption on land related matters was today, Monday June 25th, 2018, arraigned before the Chief magistrate D. N. Ogoti at the Milimani Anti-Corruption, Court in Nairobi today. The MP and his co-accused lawyer Kennedy Begi Onkoba, were charged before the court on conspiracy to defraud contrary to section 317 of the Penal Code in relation to land transactions. The two were netted in a swoop by the anti-graft body sleuths, who are still searching for three more culprits involved in the land racket.

The MP and Lawyer took plea before the Nairobi court and denied the charges. The Nakuru Town West MP was charged with five Counts of offences as follows; Abuse of Office; Conspiracy to defraud ; making a document without authority ; Uttering a document with intent to deceive; and obtaining registration of land by false pretence, while the lawyer faced on count of offence of misleading EACC investigators all being offences related to land transactions.

The particular of the case is on abuse of office contrary to Section 46 as read with Section 48 (1) of the Anti-Corruption and Economic Crimes Act, 2003

According to the charge sheet, on Count I, The MP Arama, and Lawyer Onkoba were accused of conspiracy to defraud, contrary to Section 317 of the Penal Code. The offence facing the duo who were both arrested in the swoop on Friday 22nd June 2018, stated that the MP, Samuel Otara Arama, the Lawyer, Kennedy Begi Onkobaby, on diverse dates between 7th August 2015 and 11th August 2015 at unknown place in Nakuru County conspired with intent to defraud Mr. Ahmed Muhammad Nisar by means of dispossessing him off plot Nakuru Municipality block 6/95 within Nakuru County fraudulently and deceitfully pretended that they were then carrying on a genuine business of land transfer of plot Nakuru Municipality block 6/95 within Nakuru County and that they had capacity to transfer to Samuel Otara Arama means of entries inserted by them in the Nakuru Lands Office white card register records.

On Count II, the MP is accused of making a document without authority contrary to section 357 (a) of the Penal Code. The particulars of offence read that on or about 3rd day of August 2015 and 11th day August 2015 at unknown places in Nakuru Town within Nakuru County, with intent to defraud, without lawful authority made a land sale agreement in respect of plot Nakuru municipality block 6/95, the property of Mr. Ahmed Muhammad Nisar, purporting to have been signed by Mr. Yusuf Mustafah Ratemo

On count III, the MP is accused of uttering a document with intent to deceive contrary to section 357 (b) of the Penal Code.

The particulars of the offence read that the MP, Mr Samuel Otara Arama, on the 9th February 2016 or thereabout at Shiv Plaza EACC Offices Nakuru, in Nakuru Town, within Nakuru County, with intent to deceive, knowingly uttered a land sale agreement to the in respect of Plot Nakuru Municipality Block 6/95, to the Ethics and Anti-Corruption Commission (EACC) investigators purporting the same to have been signed by Yusuf Mustafa Ratemo, a purported vendor of Plot Nakuru Municipality Block 6/95.

On Count IV, the MP is accused of obtaining registration of land by false pretenses contrary to Section 320 of the Penal Code. The particular of the charge read that Mr. Samuel Otara Arama, on the 7th day of August 2015 at the offices of Nakuru Land Registry in Nakuru Town of the Nakuru County, being a state officer, to wit , the Member of parliament of Nakuru West Constituency the willfully procured the issuance of a certificate of lease and registration of transfer of lease of plot of Nakuru Municipality Block 6/95, to himself by false pretense, purporting to have purchased the said plot from Mr. Yusuf Mustafah Ratemo on 3rd august 2015.

On Count V, the MP Mr. Samuel Otara Arama, was charged with fraudulently procuring the registration of a certificate of ownership contrary to Section 103 (1) (c) (i) of the land Registration Act No. of 2012.

The particulars of the offence read that the MP, Mr. Samuel Otara Arama, on the 7th August 2015 and 11th day of August 2015, at offices of the Ministry of lands , Housing and Urban development in Nakuru Town, within Nakuru County, in the Republic of Kenya, fraudulently procured the registration and issuance of certificate of lease of plot Nakuru Municipality Block 6/95 to himself purporting to have purchased the said plot from Mr. Yusuf Mustafah Ratemo.

On Count VI, the MP was accused of also of knowingly misleading an Investigator acting under the Anti-Corruption and Economic Crimes Act, No.3 Of 2003 contrary to Section 66(1) (B) as read with Section 66(2) of the Anti-Corruption and Economic Crimes Act, No. 3 Of 2003.

On particulars of the offence, it states that Samuel Otara Arama on the 9th day of February 2016, at Ethics and Anti-Corruption Offices (EACC) Offices at Nakuru, within Nakuru County, knowingly misled EACC investigators in respect to an investigation into allegations of abuse of office by him as a the MP for Nakuru West Constituency , in the acquisition of Nakuru municipality block 6/95, that the said investigators were undertaking under the Anti-Corruption and Economic crimes Act 2003 (EACC) by recording a statement that he had legitimately bought the said plot for Ksh. 60 Million and by providing the investigators with a purported sale agreement sale agreement signed by Mr Yusuf Mustafa Ratemo, facts which he knew were false and misleading.

On Count VI, Lawyer, Mr. Kennedy Begi Onkoba was accused of also of knowingly misleading an Investigator acting under the Anti-Corruption and Economic Crimes Act, No.3 Of 2003 contrary to Section 66(1) (B) as read with Section 66(2) of the Anti-Corruption and Economic Crimes Act, No. 3 Of 2003.

On particulars of the offence, it states that Lawyer Kennedy Begi Onkoba on the 9th day of April 2016, at Ethics and Anti-Corruption Offices (EACC) Offices at Nakuru, within Nakuru County, knowingly misled EACC investigators , in respect to an investigation into allegation of abuse of office by Hon. Samuel Otara Arama, in the acquisition of plot Nakuru municipality block 6/95 that the said investigators were undertaking under the Anti-Corruption and Economic Crimes Act No.3 of 2003 by recording a statement and stating that Mr. Yusuf Mustafa Ratemo and Hon Samuel Otara Arama visited your office and entered into a sale agreement in your presence, a fact which you knew was false and misleading.

The accused persons Lawyers appealed for them to be released on Bond stating that they were not a flight risk. The Prosecutor opposed the granting of the bail. The Chief Magistrate Ogoti ordered the accused be to be held at the Kileleshwa Police Station. The bail hearing will be tomorrow at 2pm in the same court.

Ends

Corporate Communications Department
Ethics and Anti-Corruption Commission

Monday June 25th, 2018