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Court convicts former Governor, his wife, and five others in Kes588 million road tender corruption case



12:02:2025: Ferdinand Ndung'u Waititu, his wife Susan Wangari Ndung'u, their two companies, a former Kiambu County Government Chief Officer for Roads, a contracting company, and its two directors have today been found guilty of various charges in the Kes588 million road tender graft case.

The Ethics and Anti-Corruption Commission commenced an investigation pursuant to a complaint received in March 2017 that the County Government of Kiambu had irregularly awarded Testimony Enterprises Limited a contract for upgrading various gravel roads to bituminous in Thika, Limuru, Gatundu North, Juja, and Ruiru Sub Counties at a contract sum of Kshs. 588 million in the financial year 2017/2018.

Upon completion of the investigations, the Commission submitted its investigation report to the Director of Public Prosecutions, who, upon review, concurred with its recommendations to charge. They were arraigned on July 19, 2021, on fraud, conflict of interest, dealing in suspicious property, money laundering, and abuse of office.

In September 2023, the Court found that the former Governor had a case to answer and put him together with his wife, a former Chief Officer in his Government, his company (Saika Two Estate Developers Ltd), the Contracting company (Testimony Enterprises Ltd), and its two directors on their defense.

Today, Chief Magistrate Hon. Thomas Nzioki of the Anti-Corruption Court in Milimani convicted Mr. Waititu on count one for conflict of interest. He and his company, Saika Two Estate Developers, were found guilty in counts two and three for dealing with suspect property. The Court found that he illegally obtained an indirect personal interest in Kes25,624.500 from Testimony Enterprises Limited, the contractor to the Kiambu County Government that was irregularly awarded the road tender. He channeled this interest through his company and business name while serving as governor.

He was convicted alongside his wife, trading as Bienvenue Delta Hotel, on the third count of receiving Kes7,214,000 from Testimony Enterprises Ltd with the knowledge that the money was acquired from the Kiambu County Government through Corrupt Conduct.

Luka Waihinya was convicted in count five for abuse of office. The Court agreed with the Prosecution that the former Chief Officer for Roads, Transport, Public Works, and Utilities improperly awarded a contract worth Kes588,198,328 to Testimony Enterprises Ltd, an irregularly procured firm, for upgrading various roads in the county to bituminous standards.

At the same time, Charles Chege, his spouse Beth Wangeci, and their company, Testimony Enterprises Ltd, were found guilty in counts seven, eight, and nine for engaging in fraudulent practice and fraudulent acquisition of public property.

The Court found the two directors of Testimony Enterprises Ltd. incorporated forged degree certificates for technical staff in a bid submitted concerning the road tender. They also fraudulently acquired Kes147,274,055 from the County Government of Kiambu for the tender.

They will remain in custody until tomorrow, 13th February 2025, when the Court reconvenes for sentencing.

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A person who uses his office to improperly confer a benefit on himself or anyone else is guilty of an offence, court asserts as it convicts Waititu and co-accused in Kes588 million case.

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