



REPUBLIC OF KENYA



KENYA LAW
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**Republic v Situma (Criminal Case E015 of 2021)
[2023] KEHC 20973 (KLR) (31 July 2023) (Ruling)**

Neutral citation: [2023] KEHC 20973 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT BUSIA
CRIMINAL CASE E015 OF 2021
WM MUSYOKA, J
JULY 31, 2023**

BETWEEN

REPUBLIC PROSECUTION

AND

WILSON SIMIYU SITUMA ACCUSED

RULING

1. I have perused the record, and I had the advantage of hearing some of the witnesses herein. 2 witnesses testified to seeing the accused at the scene on the day the deceased was shot dead, and 1 of them was present at the shooting. I am persuaded that the Republic has adduced evidence to establish a *prima facie* case against the accused herein, sufficient to support a finding that the accused has a case to answer, to warrant his being put on his defence.

**RULING DELIVERED, DATED AND SIGNED IN OPEN COURT AT BUSIA THIS 31ST.DAY
OF JULY 2023**

WM MUSYOKA

JUDGE

Mr. Arthur Etyang, Court Assistant.

Appearances

Mrs. Chepkonga, instructed by the Director of Public Prosecutions, for the Republic.

Mr. Ouma, Advocate for the accused person.

CRIMINAL CASE NO. E015 OF 2021 – RULING 2

