

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT MOMBASA

CRIMINAL CASE NO. 42 OF 2016

REPUBLIC.....PROSECUTOR

-VERSUS-

MWADZOMBO GUBE.....ACCUSED

RULING

1. The Accused person, Mwadzombo Gube was charged with the offence of murder contrary to Section 203 as read with Section 204 of the Penal Code Cap 63 of the Laws of Kenya.

2. Particulars of the offence are that on the 17th day of November 2016 at Mulungoni Village, Mazola Sub Location in Kinango within Kwale County murdered KANGA CHIDONGO.

3. From the evidence of the six (6) prosecution witnesses, this court finds that the prosecution has established a prima facie case sufficient to call upon the accused person to defend himself. He has a case to answer.

Dated, signed and delivered in Open Court/online through MS TEAMS, this 13th day of January 2022

HON. LADY JUSTICE A. ONG'INJO

JUDGE

In the presence of:-

Ogwel- Court Assistant

Ms. Kambaga holding brief for Mr. Mulamula for State

Ms. Odhiang holding brief for Mr. Lijoodi for Accused

Accused present in person

Mention on 17.2.2022 to fix defence hearing date

HON. LADY JUSTICE A. ONG'INJO

JUDGE