



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT MOMBASA**

**CRIMINAL CASE NO. 50 OF 2018**

**REPUBLIC.....PROSECUTOR**

**VERSUS**

**DANCUN INGUMBA .....ACCUSED**

**R U L I N G**

1. The accused Dancun Ingumba is charged with the offence of Murder contrary to Section 203 as read with Section 204 of the penal code.
2. The particulars are that the accused on the 22<sup>nd</sup> day of October 2018 at Nyali Bridge area within Mvita Sub-County Mombasa County jointly with another not before court murdered John Kabare alias Baita.
3. The evidence of the prosecution witnesses has raised a prima facie case against the accused and he has a case to answer. He is placed on his defence.

**DATED, SIGNED AND DELIVERED IN OPEN COURT THIS 28TH DAY OF FEBRUARY 2022**

**HON. LADY JUSTICE A. ONG'INJO**

**JUDGE**

**IN THE PRESENCE OF:-**

**OGWEL - COURT ASSISTANT**

**MS. ONGETI FOR STATE**

**MS. MAKUTO ADVOCATE FOR ACCUSED**

**ACCUSED – PRESENT IN PERSON**

**HON. LADY JUSTICE A. ONG'INJO J**

**28/02/2022**

**ORDER: DEFENCE HEARING - 1/4/2022**

**HON. LADY JUSTICE A. ONG'INJO J**

**28/02/2022**