



REPUBLIC OF KENYA



KENYA LAW
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**Republic v M'imuti (Criminal Case 114 of 2016)
[2022] KEHC 12794 (KLR) (31 August 2022) (Ruling)**

Neutral citation: [2022] KEHC 12794 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT MERU
CRIMINAL CASE 114 OF 2016
EM MURIITHI, J
AUGUST 31, 2022**

BETWEEN

REPUBLIC PROSECUTOR

AND

CHARLES KIRANKI M'IMUTI ACCUSED

RULING

1. Upon considering the evidence presented by the prosecution through its eight (8) witnesses, the court finds that in terms of section 306 (2) of the [Criminal Procedure Code](#) there is evidence that the accused committed the offence charged.
2. Pursuant to section 306 (2) of the [CPC](#), the court shall inform that accused of his right to make this defence in accordance with his Constitutional Right to “adduce and challenge evidence” under article 50 (2) (k) of [the Constitution](#).
3. The defence hearing shall be fixed in consultation with the counsel for the accused and for the DPP.

Order accordingly.

DATED AND DELIVERED THIS 31ST DAY OF AUGUST 2022.

EDWARD M. MURIITHI

JUDGE

Appearances:

Ms. B. Nandwa Prosecution Counsel for DPP.

Mr. Muchomba, Advocate for the Accused.

