



REPUBLIC OF KENYA



**KENYA LAW**  
THE NATIONAL COUNCIL FOR LAW REPORTING  
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**Republic v Olumayo (Criminal Case 19 of 2021)  
[2022] KEHC 16916 (KLR) (23 December 2022) (Ruling)**

Neutral citation: [2022] KEHC 16916 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT VIHIGA  
CRIMINAL CASE 19 OF 2021  
WM MUSYOKA, J  
DECEMBER 23, 2022**

**BETWEEN**

**REPUBLIC ..... PROSECUTION**

**AND**

**TOM MATERE OLUMAYO ..... ACCUSED**

**RULING**

1. I have gone through the record herein, and I also had the benefit of hearing the witnesses herein.
2. Am persuaded that the republic has established a *prima facie* case against the accused person, for he was placed at the scene by the witnesses, and I hereby put him on his defence.

**RULING DELIVERED, DATED AND SIGNED IN OPEN COURT AT KAKAMEGA THIS 23<sup>RD</sup>  
DAY OF DECEMBER, 2022.**

**WM MUSYOKA**

**JUDGE**

Mr. Erick Zalo, Court Assistant.

Mr. Chigiti, instructed by the Director of Public Prosecutions, for the Republic.

Mr. Otsyeno, Advocate for the accused person.

