



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT MOMBASA**

**CRIMINAL CASE NO. 23 OF 2019**

**REPUBLIC.....PROSECUTOR**

**-V/S-**

**FELIX OUMA MAKADUDI.....ACCUSED**

**R U L I N G**

1. The accused person, FELIX OUMA MAKADUDI faces a charge of murder contrary to Section 203 as read with Section 204 of the penal code.
2. Particulars are that Felix Ouma Makadudi on the 30<sup>th</sup> day of October 2019 at Dunga-unuse village in Migadini area, within Changamwe sub-county within Mombasa County murdered William Johnson Bada.
3. The prosecution tendered the evidence of 7 prosecution witnesses 2 of whom were witnesses to the offence which took place in the early hours of 30<sup>th</sup> day of October 2019.
4. In consideration of the evidence and defence submissions, this court finds that the prosecution has raised a prima facie case and calls upon accused to defend himself. He has a case to answer and is placed on defence.

**DATED, SIGNED AND DELIVERED IN OPEN COURT THIS 21ST DAY OF OCTOBER 2021**

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

**JUDGE**

**In the presence of:-**

Ogwel- Court Assistant

Mr. Mulamula for State

Accused – present in person

Mr. Gitahi Advocate for accused

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

**21/10/2021**

**Court**

Provisions of Section 211 Criminal Procedure Code explained to accused.

**Accused**

I will give sworn statement. I will call one witness.

**Mr. Gitahi**

I pray for defence hearing date.

**Order**

Defence hearing on 6/12/2021

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

**21/10/2021**