

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT MAKUENI

HCCRC NO. 29 OF 2017

REPUBLIC.....PROSECUTION

-VERSUS-

NGUI MUTUKU.....ACCUSED

RULING

1. The accused stands charged with the offence of murder contrary to Section 203 as read with Section 204 of the Penal Code.
2. The prosecution presented seven (7) witnesses to prove its case.
3. The post mortem report shows the cause of death as cardiopulmonary arrest due to massive hemorrhage from stab wounds.
4. The rest of the witnesses have testified on what they saw, heard or did. The accused has been placed at the scene of incident.
5. After due consideration of all this evidence and the submissions by Mr. Hassan, **I am satisfied that the prosecution has established a prima facie case against the accused person who I hereby place on his defence under Section 306 (2) of the Penal Code.**

DELIVERED, SIGNED & DATED THIS 27TH DAY OF JUNE, 2019, IN OPEN COURT AT MAKUENI

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H. I. ONG'UDI

JUDGE