



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA AT VOI**  
**CRIMINAL CASE NO 1 OF 2016**

**REPUBLIC**

**VERSUS**

**GABRIEL NZUVU JOHN**

**RULING**

1. On 30<sup>th</sup> March 2017, the Prosecution closed its case after calling a total of six (6) Prosecution witnesses.
2. On the same date, this court directed counsel for the Accused person and counsel for the State to file their respective Written Submissionson the question of whether or not the Accused person had a case to answer. The Accused person filed his Written Submissions dated 2<sup>nd</sup> May 2017 on 3<sup>rd</sup> May 2017. When the matter was mentioned on 13<sup>th</sup> June 2017, counsel for the State informed this court that the State would not file its Written Submissions but would rely on the evidence that was adduced in court.
3. Accordingly, having carefully considered the evidence by the Prosecution witnesses, the court was of the opinion that a *prima facie* case had been established against the Accused person to warrant him being put on his Defence. He is hereby put on his defence.
4. It is so ordered.

**DATED and DELIVERED at VOI this 29<sup>TH</sup> day of JUNE 2017**

**J. KAMAU**

**JUDGE**

In the presence of:-

Miss Karani-for State

Kertiony holding brief for Mrs Isika- for Accused person

Josephat Mavu– Court Clerk