



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT MIGORI**

**CRIMINAL CASE NO. 6 OF 2016**

**REPUBLIC ..... PROSECUTOR**

**-versus-**

**DAVID OTIENO JAOKO..... ACCUSED**

**RULING**

1. On 22/02/2016, the accused person herein, **DAVID OTIENO JAOKO** was charged with the murder of one **NAHASHON OUMA JAOKO**.
2. The accused person denied the charge and the hearing of the case was conducted. The prosecution called a total of seven witnesses in its bid to prove the charge against the accused person.
3. This Court has carefully perused the record and carefully evaluated the evidence tendered as well as the written submissions by the Defence Counsel **Mr. Omonde Kiseru** and is satisfied that the prosecution has established a case against the accused person to warrant him be placed on his defense. There is *prima facie* evidence that the accused person was involved in the death of the deceased herein.
4. Consequently, the Accused person herein is hereby placed on his defense. **Section 306(2)** of the **Criminal Procedure Code**, Chapter 75 of the Laws of Kenya is hereby complied with.

**DELIVERED, DATED and SIGNED at MIGORI this 27<sup>th</sup> day of July 2017.**

**A. C. MRIMA**

**JUDGE**