



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT NAKURU**

**CRIMINAL CASE NO. 11 OF 2013**

**REPUBLIC.....RESPONDENT**

**VERSUS**

**PETER WAWERU KINUTHIA.....1<sup>ST</sup> ACCUSED**

**JOSEPH MWANGI MBUTHI.....2<sup>ND</sup> ACCUSED**

**RULING**

The two accuseds **PETER WAWERU KINUTHIA** (the 1<sup>st</sup> accused) and **JOSEPH MWANGI MBUTHI** (the 2<sup>nd</sup> accused) are jointly charged with **MURDER CONTRARY TO SECTION 203 as read with SECTION 204 OF THE PENAL CODE.**

The prosecution called a total of five (5) witnesses in support of their case. I have considered the evidence on record. I am satisfied that a prima facie case has been proved. I therefore direct that both accuseds persons shall give their defence to this charge.

**Dated and delivered in Nakuru this 3<sup>rd</sup> day of August, 2017**

Ms Kamau holding brief for Mr. Orege

Mr. Chigiti for DPP

**Court** – Hearing on 18/9/2017 for defence hearing.

**Maureen A. Odero**

**Judge**