

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MIGORI

CRIMINAL CASE NO. 53 OF 2014

(Formerly Kisii High Court Criminal Case No. 20 of 2014)

REPUBLICPROSECUTOR

-versus-

ALPHONCE ODHIAMBO WAO..... ACCUSED

RULING

1. On 26/02/2014, the Accused herein **ALPHONCE ODHIAMBO WAO** was charged with the murder of **EDICK ODHIAMBO ACHOLA**. That was before Hon. Sitati, J. in the High Court at Kisii.
2. The accused person denied the charge and thereafter the case was transferred to this station upon the opening up of a High Court registry. The hearing of the case then commenced and 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 the evidence tendered and it is satisfied that the prosecution has established a *prima facie* case against the Accused person to warrant him be placed on his defense.
4. Consequently the Accused person herein is hereby put on his defense.

DATED, DELIVERED and SIGNED at MIGORI this 28TH day of APRIL 2016.

A. C. MRIMA

JUDGE