

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT KERICHO

CRIMINAL CASE NO. 46 OF 2013

REPUBLIC-----PROSECUTOR

VERSUS

JOSEPH MOKWA ONYIKWA-----ACCUSED

RULING

The accused was charged with **Murder Contrary to Section 203 as read with Section 204 Penal Code.**

Six (6) witnesses have testified for the prosecution. Its clear none of them witnessed the indecent so the evidence of the witnesses is circumstantial. I however find the evidence sufficient to establish a *prima facie case*, against the accused who I hereby place on his defence.

Dated and Signed this 18th day of September 2015.

H.I. ONG'UDI

JUDGE.

Delivered in open Court this 25th day of September 2015.

H.I. ONG'UDI

JUDGE.

In the presence of:

Ms. Mwangi for state.

Mr. Nyaingiri for accused – absent.

Accused – Present in person.

Hillary – Court Assistant.

Interbrates – Eng/Kisw