



REPUBLIC OF KENYA

High Court at Mombasa

Criminal Case 30 of 2009

REPUBLIC.....PROSECUTION

VERSUS

MUSEE KIVUNGA MUKULE.....ACCUSED

RULING

The accused **MUSEE KIVUNGA MUKELE** faces a charge of **MURDER CONTRARY TO SECTION 203 as read with SECTION 204 OF THE PENAL CODE**. The prosecution led by **MR. ONSERO**, learned state counsel called a total of eight (8) witnesses in support of their case. I have examined the evidence adduced by the prosecution in this matter. It is my finding that a *prima facie* case has been established.

As such I do direct that the accused shall give his defence to this charge.

Dated and delivered in Mombasa this 30th day of May, 2013.

**M. ODERO
JUDGE**

In the presence of:

Mr. Onjoro h/b Mr. Aziz for Accused

Mr. Onserio for State

Court Clerk Mutisya

Court:

Hearing on 6th June, 2013 for defence.

**M. ODERO
JUDGE
30TH MAY, 2013**