



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA**  
**AT MOMBASA**  
**CRIMINAL CASE NO. 18 OF 2009**

REPUBLIC.....PROSECUTION

VERSUS

FERDINAND M. MWANDAGHINA.....ACCUSED

**RULING**

The accused **FERDINAND MAGANGA MWANDAGHINA** faces a charge of **MURDER CONTRARY TO SECTION 203 as read with SECTION 204 OF THE PENAL CODE**. The prosecution called a total of six (6) witnesses in support of their case.

Having considered the evidence adduced by these prosecution witnesses, I am satisfied that a *prima facie* case has been established. I therefore direct that the accused shall give his defence to the charge.

Dated this 22<sup>nd</sup> day of July, 2013.

**M. ODERO**

**JUDGE**

In the presence of:

Mr. Ayodo for State

Mr. Mohamed h/b Mr. Atancha for Accused

Court Clerk Mutisya

**Court:**

Defence hearing on 5<sup>th</sup> September, 2013.

Hearing notice to issue to Mr. Atancha.

**M. ODERO**

**JUDGE**

**22<sup>ND</sup> JULY, 2013**