

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT EMBU

MURDER CASE NO. 2 OF 2009

REPUBLIC.....PROSECUTION

VERSUS

SOSPETER NJERU NTHIGA.....ACCUSED

R U L I N G

The accused is charged with the offence of Murder contrary to section 203 as read with Section 204 of the Penal Code. Several witnesses have testified. There was no eye witness. I am satisfied that through the circumstantial evidence adduced, the Prosecution has established a *prima facie* case against the accused.

I place him on his defence under the provisions of Section 306(2) of the Criminal Procedure Code.

DELIVERED, DATED AND SIGNED AT EMBU THIS 26TH DAY OF SEPTEMBER 2013.

H.I. ONG'UDI

JUDGE

In the presence of:-

Ms. Ingahizu for State

Accused

Njue CC