



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT KERUGOYA**

**CRIMINAL APPEAL NO. 115 OF 2012**

SAMWEL MBUGUA KIGO ..... APPELLANT

VERSUS

REPUBLIC .....RESPONDENT

**(APPEAL ARISING FROM THE JUDGMENT OF THE SENIOR RESIDENT MAGISTRATE'S  
COURT AT BARICHO BY J.N. MWANIKI – CRIMINAL CASE NO. 54 OF 2011 ON 24<sup>TH</sup>  
JUNE 2011)**

**ORDER**

During the hearing of the appeal herein, it was indicated by the State Counsel Ms Kabanga that the appellant died on 27<sup>th</sup> June 2013.

In the circumstances and pursuant to the provisions of **Section 360 of the Criminal Procedure Code**, this appeal is hereby marked as abated.

**B.N. OLAO**

**JUDGE**

**14<sup>TH</sup> OCTOBER, 2013**