

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT MOMBASA
CRIMINAL CASE NO. 34 OF 2008

REPUBLIC PROSECUTION

=VERSUS=

SALIM MWATSUMO SALIM 1ST ACCUSED

MICHAEL MUTUGI 2ND ACCUSED

RULING

The two accused persons **SALIM MWATSUMO SALIM** and **MICHAEL MUTUGI** are jointly charged with the offence 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. I have carefully considered the evidence of the prosecution witnesses. I am satisfied that a prima facie case has been established as against both accused persons. I do

therefore direct that both accuseds shall give their defence to the charge.

Dated and Delivered in Mombasa this 5th day of March 2012.

M. ODERO
JUDGE

In the presence of:

Ms. Odhiang holding brief for Mr. Mushelle for Accused

Mr. Onserio for State