



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA**  
**AT MOMBASA**  
**CRIMINAL CASE NO. 15 OF 2009**

**REPUBLIC ..... PROSECUTION**  
**=VERSUS=**

**MATHEW MUMINA MUTINDA ..... ACCUSED**

**RULING**

The accused **MATHEW MUMINA MUTINDA** 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. I have considered the evidence adduced by the six witnesses. I am satisfied that a prima facie case has been established. As such I do hereby direct that the accused shall give his defence to this charge.

**Dated and Delivered in Mombasa this 4<sup>th</sup> day of April 2012.**

**M. ODERO**  
**JUDGE**

In the presence of:  
Mr. Mbuya for Accused  
Mr. Tanui for State