



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT MOMBASA

CRIMINAL CASE NO. 8 OF 2005

REPUBLIC.....PROSECUTION

=VERSUS=

CHRISTOPHER KALUME KAPOTE.....ACCUSED

RULING

The accused person **CHRISTOPHER KALUME KAPOTE**, faces a charge of **MURDER CONTRARY TO SECTION 203 as read with S. 204 OF THE PENAL CODE**. The prosecution called a total of six (6) witnesses in support of their case. I have considered the evidence of the prosecution witnesses. I am satisfied that a prima facie case has been made out against the accused. I therefore direct that the accused shall give his defence to this charge in line with S. 306(1) of the Criminal Procedure Code.

Dated and Delivered in Mombasa this 29th day of June 2011.

M. ODERO

JUDGE

In the presence of:

Mr. Odhiambo for Accused

Mr. Ondari holding brief for Mr. Onserio for State