

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT MOMBASA

CRIMINAL CASE NO. 20 OF 2007

REPUBLIC.....PROSECUTION

=VERSUS=

PAUL NDUALE MUSILI.....ACCUSED

RULING

The accused **PAUL NDUALE MUSILI** 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 carefully considered the evidence adduced by the prosecution witnesses. In my view a prima facie case has been made out against the accused. I therefore direct that the accused shall give his defence in line with S. 306(1) of the Criminal Procedure Code.

Dated and Delivered in Mombasa this 22nd day of June 2011.

M ODERO

JUDGE

In the presence of:
Mr. Mushelle holding brief for Ms. Kipsang
Mr. Onserio for State