



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA**  
**AT MOMBASA**  
**CRIMINAL (MURDER) CASE NO. 25 OF 2009**

REPUBLIC ..... PROSECUTION  
VERSUS  
AKIDA MWANGOLO ..... ACCUSED

**RULING**

The accused **AKIDA MWANGOLO** was arraigned in court on a charge of **MURDER CONTRARY TO SECTION 203 as read with S. 204 OF THE PENAL CODE**. The accused entered a plea of '**not guilty**' to the charge and his trial commenced on 24<sup>th</sup> February 2010. The prosecution called a total of ten (10) witnesses in support of their case. I have given careful consideration to the evidence adduced by the prosecution witnesses. I am satisfied that a prima facie case has been established. I therefore direct that the accused shall be called upon to give his defence in accordance with S. 306(2) of the Criminal Procedure Code.

**Dated and Delivered in Mombasa this 15<sup>th</sup> day of November 2010.**

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

Read in open court in the presence of:-  
Ms. Odhiang for Accused  
Mr. Onserio for State

**M. ODERO**  
**JUDGE**  
**15/11/2010**