

IN THE HIGH COURT OF KENYA

AT MALINDI

CRIMINAL CASE NO. 5 OF 1999

REPUBLIC PROSECUTOR

VERSUS

NELSON KAZUNGU FUNDI ACCUSED

R U L I N G

I have carefully considered the evidence before me in the Trial within Trial. For reasons which I will give in the Judgment; I do find the statement allegedly made by the accused person is in law admissible. I order that it can be produced in evidence in this case. Dated this 2nd Day of April, 2003.

J.W. ONYANGO OTIENO

JUDGE