



**State v Onani alias Awiko (Criminal Case E031 of 2022)  
[2024] KEHC 1375 (KLR) (15 February 2024) (Ruling)**

Neutral citation: [2024] KEHC 1375 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT SIAYA  
CRIMINAL CASE E031 OF 2022  
DO OGEMBO, J  
FEBRUARY 15, 2024**

**BETWEEN**

**STATE ..... PROSECUTION**

**AND**

**WYCLIFFE OTIENO ONANI ALIAS AWIKO ..... ACCUSED**

**RULING**

1. The Prosecution herein called a total of 9 witnesses who have given evidence in support of the charge herein. At the close of the Prosecution’s case, neither the defence nor the Prosecution sides have made any submissions as to whether a prima facie case has been established against the accused. I have accordingly considered the evidence of the 9 prosecution witnesses and guided by the authority in *Ramanlal Bhatt v R* (1957)EA, I am satisfied that a prima facie case has been established against the accused. I accordingly find that accused has a case to answer and I put him to his own defence.

**DATED, SIGNED AND DELIVERED AT SIAYA THIS 15<sup>TH</sup> DAY OF FEBRUARY, 2024**

**D.O. OGEMBO**

**JUDGE**

**15.2.2024**

Court:

Ruling read out in Open court in presence of accused, Mr. Okanda for accused and Ms. Mumu for State.

**D.O. OGEMBO**

**JUDGE**

**15.2.2024**

Court:



Matter fixed for Defence hearing.

Defence hearing on 21-5-2024.

**D.O. OGEMBO**

**JUDGE**

**15.2.2024**

