



**Republic v Kinyili & another (Criminal Case 28 of 2017)
[2024] KEHC 3136 (KLR) (14 March 2024) (Ruling)**

Neutral citation: [2024] KEHC 3136 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT MOMBASA
CRIMINAL CASE 28 OF 2017**

**A. ONG'INJO, J
MARCH 14, 2024**

BETWEEN

REPUBLIC PROSECUTOR

AND

SABINA WANJALA KINYILI 1ST ACCUSED

LODI MUZUNGU 2ND ACCUSED

RULING

1. The accused persons Sabina Wanjala Kinyili and Lodi Muzungu face a charge of murder contrary to Section 203 as read with Section 204 of the [Penal Code](#) Cap 63 of the Laws of Kenya.
2. The particulars are that Sabina Wanjala Kinyili and Lodi Muzungu on the night of 29th day of May 2017 at Mtwapa Township within Kilifi County in the Republic of Kenya jointly with others not before court murdered Delgrosso Uga.
3. The prosecution called 6 witnesses to support its case that the accused person committed the offence herein and the matter was reserved for ruling.
4. From the evidence of the 6 prosecution witnesses, this court finds that the prosecution established a *prima facie* case sufficient to call upon the accused persons to defend themselves. They have a case to answer.

**DATED, SIGNED AND DELIVERED IN OPEN COURT/ONLINE THROUGH MS TEAMS,
THIS 14TH DAY OF MARCH 2024.**

HON. LADY JUSTICE A. ONG'INJO

JUDGE

In the presence of: -



Ogwel- Court Assistant

Mr. Ngiri for the State

Mr. Njoroge Advocate for the 1st Accused Person

Ms. Mbaka Advocate H/B for Ms. Musyoki Advocate for the 2nd Accused Person

1st Accused present in person

2nd Accused present in person

HON. LADY JUSTICE A. ONG'INJO

JUDGE

Order: Defence Hearing on 24.6.2024

HON. LADY JUSTICE A. ONG'INJO

JUDGE

14.3.2024

