



REPUBLIC OF KENYA



KENYA LAW
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**Republic v Shauri (Criminal Case E001 of 2021)
[2023] KEHC 18674 (KLR) (15 June 2023) (Ruling)**

Neutral citation: [2023] KEHC 18674 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT MOMBASA
CRIMINAL CASE E001 OF 2021**

**A. ONG'INJO, J
JUNE 15, 2023**

BETWEEN

REPUBLIC PROSECUTOR

AND

NYAWA MWABWANGA SHAURI ACCUSED

RULING

1. The accused Nyawa Mwabwanga Shauri faces a charge of murder contrary to Section 203 as read together with Section 204 of the [Penal Code](#).
2. Particulars of the offence are that Nyawa Mwabwanga Shauri on the 22nd day of January 2021 at Bondeni Village, Mwereni Location in Lungalunga sub-county within Kwale County jointly with others not before court murdered Chidoti Mangale Chidoti. The prosecution called 10 witnesses to support its case. Counsel for the accused person did not file submissions.
3. From the evidence of the 10 prosecution witnesses, this court finds that a *prima facie* case has been established to place the accused on his defence. He has a case to answer.

Dated, signed and delivered in Open Court/online through MS TEAMS,

this 15th day of June 2023

HON. LADY JUSTICE A. ONG'INJO

JUDGE

In the presence of: -

Ogwel- Court Assistant

Mr. Ngiri for the State

Mr. Ireri Advocate for the Accused



Accused present in person

HON. LADY JUSTICE A. ONG'INJO

JUDGE

Mr. Ileri Advocate

I pray for time to consult accused on how he wishes to proceed with defence case.

Order: Defence hearing on 31.7.2023

HON. LADY JUSTICE A. ONG'INJO

JUDGE

PARA 15.

6.2023

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