

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MAKUENI

HCCRC NO.76 OF 2017

FORMERLY MACHAKOS HCCRC NO. 24 OF 2016

REPUBLIC.....PROSECUTION

-VERSUS-

DAVID WAMBUA MUTUNGA.....ACCUSED

RULING

1. **David Wambua Mutunga** is charged with murder contrary to section 203 as read with section 204 of the Penal Code.
2. The prosecution has closed its case after calling six (6) witnesses. The cause of the deceased's death was haemorrhage secondary to multiple stab wounds. Postmortem report EXB5.
3. From the evidence of the six (6) witnesses, I am satisfied that the prosecution has established a prima facie case against the accused who I hereby place on his defence under section 306(2) Criminal Procedure Code.

Delivered, signed & dated this 3rd day of April 2020, in open court at Makueni.

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H. I. Ong'udi

Judge