



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MERU

CRIMINAL CASE NO.83 OF 2014

REPUBLIC.....PROSECUTION

VS

JOHN NJUE NDWIGA.....1ST ACCUSED

JOHN NYAGA NJAGI.....2ND ACCUSED

RULING

The accused John Njue Ndwiga and John Nyaga Njagi are charged with offence of murder contrary to section 203 as read with section 204 of the penal code.

The particulars are that the accused persons on the 10th day of October 2014 at Kamao Market, Mutuati Division Igembe North Sub county within Meru County jointly with another not before court murdered John Gitonga.

In consideration of the prosecution witnesses evidence and particularly PW5 Maureen Kavutha, this court finds that a prima facie case has been established against the accused persons sufficient to place the 2 accused persons on their defence. They have a case to answer.

HON A. ONG'INJO

JUDGE

RULING DELIVERED, DATED AND SIGNED IN COURT ON 13TH DAY OF JUNE 2019.

In the presence of :

C/A: Kinoti

State : Mr Maina for state

Accused:- A1 & A2 – present in person

Mr Ngugi for accused persons

HON A. ONG'INJO

JUDGE

S.211 CPC complied with explained to accused persons in Kiswahili Language which they understand and they reply:-

A1: I will give sworn statement. No witness

A2: I will give sworn evidence. No witness

Order: Defence hearing 24.6.2019

HON A. ONG'INJO

JUDGE