

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MAKUENI

HCCR NO. 32 OF 2017

REPUBLIC.....PROSECUTION

VERSUS

ALEX MWANGANGI MICHAEL *alias* NGANGI.....ACCUSED

RULING

1. **Alex Mwangangi Michael *alias* Ngangi** stands charged with the offence of murder contrary to Section 203 as read with Section 204 of the Penal Code.

The particulars being that on the **23rd day of May, 2013** at about 5:00 pm at Kyome village, Mangani sub-location, Kisau location in Mbooni East District within Makueni County murdered **Muli Suma**.

2. The prosecution called a total of eleven (11) witnesses; none of whom witnessed the actual killing. The defence counsel has filed submissions citing contradictions in the evidence of the witnesses.

3. I have considered all this evidence plus the submissions. I am satisfied that there is sufficient evidence forming a prima facie case against the accused.

4. **I hereby place him on his defence under Section 306(2) Criminal Procedure Code.**

Orders accordingly

DELIVERED, SIGNED & DATED THIS 16TH DAY OF JULY 2019, IN OPEN COURT AT MAKUENI.

H. I. ONG'UDI

JUDGE