



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT SIAYA**

**SIAYA HC. CRIMINAL CASE NO. 14 OF 2018**

**(CORAM: R. E. ABURILI - J.)**

**WILLIAM ODUOR ODHIAMBO.....ACCUSED**

**VERSUS**

**REPUBLIC.....RESPONDENT**

**RULING**

1. The Prosecution applies to withdraw the charge of Murder under **Section 87(a) of the Criminal Procedure Code** and to file fresh charges of Manslaughter against the accused person.
2. The Defence is not opposed to the application.
3. Accordingly, I hereby Order that the charge of Murder herein is hereby withdrawn. The accused is discharged. However, as the State wishes to bring fresh charges of Manslaughter the subject shall remain in custody and be produced before the **PM's Court at Siaya on 7/11/2018** for Plea taking. File Closed.

**Orders accordingly.**

***Dated, Signed and Delivered at SIAYA this 6<sup>th</sup> Day of November 2018.***

**R.E. ABURILI**

**JUDGE**