



**REPUBLIC OF KENYA**

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

**CRIMINAL CASE NO. 77 OF 2014**

***(Formerly Kisii High Court Criminal Case No. 115 of 2010)***

**REPUBLIC .....PROSECUTOR**

**VERSUS**

**FREDRICK OTIENO OWINO.....ACCUSED**

**RULING**

1. **FREDRICK OTIENO OWINO** faced an information on the murder **DANIEL OKOTH OITO**. That was before **Hon. Asike Makhandia J.** (as he then was) in the High Court at Kisii in Criminal Case No. 115 of 2010 on 21/01/2011.
2. The accused person denied the charge and thereafter the case was transferred to this Court for hearing. The prosecution called a total of seven witnesses in its bid to prove the charge against the Accused person.
3. This Court has carefully perused the record and the evidence tendered as well as the oral submissions of the Defence Counsel and it is satisfied that the prosecution has established a case against the Accused person to warrant him be placed on his defense.
4. Consequently the Accused person herein be and is hereby put on his defense.

**DELIVERED, DATED and SIGNED at MIGORI this 15<sup>th</sup> day of February 2017.**

**A. C. MRIMA**

**JUDGE**