



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA AT VOI**  
**CRIMINAL CASE NO 10 OF 2015**

**REPUBLIC**

**VERSUS**

**HASSAN SUBIRA**

**RULING**

1. On 28<sup>th</sup> July 2016 the Prosecution closed its case after calling a total of six(6) Prosecution witnesses.
2. On the same date, the court directed that counsel for the State and counsel for the Accused person file their respective Written Submissions on the question of whether or not the Accused person had a case to answer.
3. On 15<sup>th</sup> August 2016, the Accused person filed his Written Submissions dated 9<sup>th</sup> August 2016 while the State filed its Written Submissions dated 13<sup>th</sup> September 2016 on even date.
4. Accordingly, having carefully considered the evidence by the Prosecution witnesses, the Written Submissions by counsel for the State and the counsel for the Accused person and the case law that they relied upon, the court was of the opinion that a *prima facie* case had been established against the Accused person to warrant him being put on his Defence. He is hereby put on his defence.
5. It is so ordered.

**DATED and DELIVERED at VOI this 4<sup>th</sup> day of October 2016**

**J. KAMAU**

**JUDGE**

In the presence of:-

Miss Anyumba..... for State

Muthami h/b for Miss Munyari .....for Accused person

Ruth Kituva– Court Clerk