

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT KAKAMEGA

CRIMINAL CASE NO. 26 OF 2012

REPUBLICSTATE COUNSEL

VERSUS

CHRISANDOS WIYALA..... ACCUSED

RULING

1. On 10/10/2012, the Accused herein **CHRISANDOS WIYALA** was charged with the murder of one **LUCY ADHIAMBO**.
2. He pleaded not guilty and thereafter the hearing of the case commenced. The prosecution called a total of 4 witnesses in its bid to prove the charge against the Accused.
3. At the close of the prosecution case on 24/11/2014 the parties invited the Court to make a ruling while reserving their submissions.
4. This Court has perused the record and the evidence tendered. It is a fact that the said **LUCY ADHIAMBO** lost her life and in view of the available evidence on record it would be only prudent to hear the Accused on what he may have to say on the charge, if any.
5. On that footing and upon the assessment of the evidence, this Court is satisfied that the prosecution has adduced sufficient evidence to warrant the Accused be placed on his defence.
6. The Accused herein is accordingly put on his defence.

DATED, DELIVERED AND SINGED AT KAKAMEGA THIS 12TH DAY OF FEBRUARY 2015.

A. C. MRIMA

JUDGE