

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT KERICHO
CRIMINAL CASE NO. 27 OF 2013

REPUBLIC

VS.

MICHAEL KIRUI Alias KENNEDY-----ACCUSED.

RULING.

The accused is charged with the **offence of Murder Contrary to Section 203 as read with Section 204 of Penal Code.**

At the close of the Prosecution case seven (7) witnesses had testified.

- The eye witnesses placed the accused at the Locus quo.
- The cause of death was massive hemothorax due to liver puncture.
- I am satisfied that the prosecution has established a prima facie case against the accused who I hereby place on his **defence under Section 306 (2) Criminal Procedure Code.**

Dated, Signed and Delivered in open Court this 6th day of November 2015.

H.I. ONG'UDI

JUDGE.

In the presence of:

M/s Mwangi for State.

Mr. Ng'eno for accused – Absent.

Accused -

Kenei – Court Assistant.