

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT MERU

Criminal Case 74 of 2005

REPUBLIC PROSECUTOR

VERSUS

NATHAN MWITO M'IBABARI..... ACCUSED

RULING

The accused is charged with the offence of murder contrary to section 203 as read with section 204 of the Penal Code. Prosecution after calling 5 witnesses closed its case. I have considered the evidence adduced by prosecution and I find that prosecution has shown a *prima facie* case sufficient to put accused person to his defence. I now therefore inform the accused of his right to address the court either personally or by his advocate, to give evidence on his own behalf, or to make an unsworn statement, and to call witnesses in his defence.

Dated and delivered at Meru this 2nd day of October 2009.

MARY KASANGO

JUDGE