



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT MOMBASA**

**CRIMINAL CASE NO. 42 OF 2016**

**REPUBLIC.....PROSECUTOR**

**-VERSUS-**

**MWADZOMBO GUBE.....ACCUSED**

**RULING**

1. The Accused person, Mwadzombo Gube was charged with the offence of murder contrary to Section 203 as read with Section 204 of the Penal Code Cap 63 of the Laws of Kenya.
2. Particulars of the offence are that on the 17<sup>th</sup> day of November 2016 at Mulungoni Village, Mazola Sub Location in Kinango within Kwale County murdered KANGA CHIDONGO.
3. From the evidence of the six (6) prosecution witnesses, this court finds that the prosecution has established a prima facie case sufficient to call upon the accused person to defend himself. He has a case to answer.

**Dated, signed and delivered in Open Court/online through MS TEAMS, this 13<sup>th</sup> day of January 2022**

**HON. LADY JUSTICE A. ONG'INJO**

**JUDGE**

**In the presence of:-**

Ogwel- Court Assistant

Ms. Kambaga holding brief for Mr. Mulamula for State

Ms. Odhiang holding brief for Mr. Lijoodi for Accused

Accused present in person

Mention on 17.2.2022 to fix defence hearing date

**HON. LADY JUSTICE A. ONG'INJO**

JUDGE



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