



REPUBLIC OF KENYA



KENYA LAW
THE NATIONAL COUNCIL FOR LAW REPORTING
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**Barasa v Republic (Criminal Revision E060 of 2022)
[2022] KEHC 12558 (KLR) (1 August 2022) (Ruling)**

Neutral citation: [2022] KEHC 12558 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT BUSIA
CRIMINAL REVISION E060 OF 2022
JN KAMAU, J
AUGUST 1, 2022
(ORIGINALLY CR CASE NO E2742 OF 2021)**

BETWEEN

PETER NASHON BARASA APPLICANT

AND

REPUBLIC RESPONDENT

RULING

1. The Applicant was charged with the offence of Stealing contrary to Section 278 of the *Penal Code* Cap 63 (Laws of Kenya). He was arraigned in court on 19/10/2021 when he pleaded guilty to the charge and was sentenced to three (3) years imprisonment on October 26, 2021. According to Prisons, his earliest date of release is October 15, 2023. The Report by Esiromo G Oduya Probation Officer dated 27/2/2022 does not recommend his release on Community Service Order on account of the short period of the sentence served, I hereby decline the application for review and direct that he continues serving his sentence in custody until such time an application is made at another time for consideration. Orders accordingly.

DATED AND DELIVERED AT BUSIA ON THIS 1ST DAY OF AUGUST 2022.

J. KAMAU

JUDGE

