



REPUBLIC OF KENYA



KENYA LAW
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**Omondi v Republic (Criminal Revision E134 of 2022)
[2022] KEHC 16743 (KLR) (20 December 2022) (Ruling)**

Neutral citation: [2022] KEHC 16743 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT SIAYA
CRIMINAL REVISION E134 OF 2022
RE ABURILI, J
DECEMBER 20, 2022**

BETWEEN

STEPHEN OMONDI OMONDI APPLICANT

AND

REPUBLIC RESPONDENT

*(Being an Application seeking sentence review, arising from conviction
and sentence in Bondo PM Magistrates' Court Criminal Case No.
1451 of 2021 by Hon. J.P.Nandi, Principal Magistrate on 15/9/2022)*

RULING

1. The convict Stephen Omondi Omondi was sentenced to serve three years imprisonment for the offences of housebreaking and stealing. Although he pleaded guilty to the charge, the presentence report reveals that he is a member of a serious dangerous gang that stabs people and that he admitted to stabbing someone with a knife. That he has normalized crime and believes that he will always be forgiven. The convict deserves custodial sentence to reform.
2. I decline to revise the sentence imposed as he has served only 8 months of the three years imprisonment and there is no report from prisons authorities on his character and conduct. His family and the community are against his release.
3. File closed.
4. Orders accordingly.

Dated, signed and Delivered at Siaya this 20th Day of December, 2022

R.E. ABURILI

JUDGE

