

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT KERICHO

CRIMINAL CASE NO.20 OF 2018

REPUBLIC.....PROSECUTION

VERSUS

EKL.....ACCUSED

SENTENCE

1. The subject was found guilty of manslaughter contrary to section 202 as read with section 205 of the Penal Code, after entering into a plea bargain agreement.
2. Being aged less than 18 years, it is not desirable to put him in prison custody.
3. I have considered the pre-bail report, and that the deceased was stabbed with a knife and that this followed a disagreement between the accused and the deceased (both young persons) over the deceased taking the accused's mobile phone. The accused is a first offender and is remorseful, but the deceased's family is yet to come to terms with the death of their beloved member. I have also been advised that there is a vacancy for this juvenile at Shikutsa Borstal Institution. I thus sentence EKL by committing him for rehabilitation at Shikutsa Borstal Institution for a period of three (3) years, that is until he attains majority age.

Dated at Kericho this 28th day of October 2019.

George Dulu

JUDGE