



REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT KERICHO

CRIMINAL CASE NO. 16 OF 2014

REPUBLIC.....PROSECUTOR

VERSUS

THOMAS KIPNGETICH KOECH.....ACCUSED

RULING ON SENTENCE

- The accused was convicted of the offence of Manslaughter after a plea bargaining arrangement.
- The accused is an elder brother of the deceased. The circumstances leading to the commission of this offence are clear from the facts.
- The social inquiry report filed herein explains what the environment at the accused's home is like, currently.
- The accused reacted very badly when confronted by the deceased over the unlawful sale of family land by the former.
- His reaction was uncalled for, irrational and irresponsible. The home report shows clearly that some of the family members are still very bitter over the incident.
- The accused has been in custody for just about one (1) year now.
- I have considered all the above and come to the conclusion that a non-custodial sentence is not an option.
- He will serve five (5) years imprisonment.

Dated, signed and delivered in open court this 13th day of March, 2015.

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H. ONG'UDI

JUDGE

In the presence of:

M/s Mwangi for Sta

Mr. Maengwe for accused

Lagat- court assistant