



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT MIGORI**

**HCCR NO. 83 OF 2014**

**(Formerly Kisii High Court HCCR NO. 106 OF 2012)**

**STATE .....PROSECUTION**

**VERSUS**

**PETER OKINYI NYAMBOK alias OPERE.....ACCUSED**

**SENTENCE**

The accused, **PETER OKINYI NYAMBOK alias OPERE** was charged with murder of **RASEL OMONDI OKINYI**. It was the prosecution case that on 4<sup>th</sup> August 2012 at Thim-Lich Sub – Location, North Kadem location, Migori County, he beat the deceased on her head and caused her to die. He has now pleaded guilty to the offence of manslaughter after a plea bargain.

The deceased was his daughter with whom he had been left by the child's mother. The accused is thirty three (33) years old and no doubt he has paid the penalty for killing his daughter. The probation report is favourable to a non-custodial sentence being imposed. The family members have all forgiven him.

In the circumstances, I sentence him to four (4) years imprisonment. Such term shall be deemed to commence from 7<sup>th</sup> August, 2012. However, he shall serve the balance of his sentence under probation. He is set free unless otherwise lawfully held.

**Dated, signed and delivered in Open Court at Migori this 23<sup>rd</sup> day of July, 2015**

.....

**D. S. MAJANJA**

**JUDGE**