



**REPUBLIC OF KENYA**

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

**REVISION NO. 242 OF 2013**

*(Being A Revision in the Conviction and Sentence on 04.01.2013 by the Honourable Ag.Senior Resident Magistrate, J.Kasam at Sotik in Criminal Case No.4 of 2013)*

**EMMANUEL KORIR ROTICH.....APPLICANT**

**-VERSUS-**

**REPUBLIC.....RESPONDENT**

**(Before Hon. Justice Byram Ongaya on Friday 18th October, 2013)**

**RULING ON REVISION**

The Applicant Emmanuel Korir Rotich pleaded guilty to the offence of stealing stock contrary to Section 278 of the Penal Code. He was convicted and sentenced to a fine of Kshs. 30,000 in default 3 years imprisonment effective 4/01/2013.

The report by the probation officer indicates that the applicant needs guidance and close supervision.

In the circumstances, the application for community service order is declined and the sentence by the Honourable trial court is upheld.

**Signed, dated and delivered in court at Kericho this Friday, 18th October, 2013.**

**BYRAM ONGAYA**

**JUDGE**