

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT KERICHO

REVISION NO. 259 OF 2013

(Being A Revision in the Conviction and Sentence on 30.01.2013 by the Honourable Senior Resident Magistrate, J. Kasam at Sotik in Criminal .Case No.67 of 2013)

NICHOLAS KIPSANG BETT.....APPLICANT

-VERSUS-

REPUBLIC.....RESPONDENT

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

RULING ON REVISION

I have perused the report by the probation officer. It is reported that the applicant Nicholas Kipsang Bett convicted of the offence of stealing stock contrary to Section 278 of the Penal Code and sentenced to 2 years imprisonment effective 30/01/2013 is not welcome to his community.

I have also considered the gravity of the offence and find that the applicant is not suitable for community service order. 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