



**REPUBLIC OF KENYA**

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

**CRIMINAL REVISION CASE NO. 52 OF 2013**

REPUBLIC..... RESPONDENT

VERSUS

JACOB LINUS NDALA..... APPELLANT

**ORDER**

I have perused the CSO report and read through the proceedings of the trial court. The CSO report is not favourable as the home environment is hostile.

The inmate has only 8 years of the 4 year sentence meted out. Although the report is not favourable for non-custodial sentence yet in my view the accused should be able to change while in custody.

I will therefore revise the sentence to two years. The inmate to serve 2 years custodial sentence from date of imprisonment.

**ISSUED AT BUNGOMA THIS 18TH DAY OF OCTOBER 2013**

**A. OMOLLO**

**JUDGE.**