

REPUBLIC OF KENYA

High Court at Machakos

Criminal Case 91 of 2008

REPUBLIC

VERSUS

DAVID MWANGANGI KILONZI ACCUSED

SENTENCE

I have considered the facts and circumstances of this case. I have also considered the mitigating factors.

The accused is a step son of the deceased. The deceased married the mother of the accused after his father died. The accused used a poisonous arrow to injure the deceased, resulting in death.

The accused is a first offender. He is remorseful. He is a young man aged 32 years and has been in custody since he was arrested, about 4 years ago.

He might have had issues with the deceased as his step father. However, I am of the view that using a poisoned arrow on someone is quite a serious undertaking, with serious consequences.

Considering all the facts and circumstances of the matter, I sentence the accused to serve eight (8) years imprisonment. He may appeal within fourteen (14) days.

Dated at Machakos this **10th** day of **December** 2012.

George Dulu
Judge

In presence of:-

N/A for State

Accused present in person

Mutinda – Court clerk