



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA**  
**AT ELDORET**  
**CRIMINAL CASE NO. 38 OF 2010**

**REPUBLIC ..... PROSECUTOR**

**VERSUS**

**ROSE KWAMBOKA ..... 1<sup>ST</sup> ACCUSED**  
**GLADYS NYAKARA ..... 2<sup>ND</sup> ACCUSED**  
**JOSEPH ANUNDA ..... 3<sup>RD</sup> ACCUSED**

**RULING**

Accuseds are first offenders. Mitigation noted. However, the three acted savagely towards the deceased. They did not have to take the law into their hands by disciplining her. They inflicted severe injuries on her using a bicycle chain from about 7.00 p.m. to midnight. The deceased suffered a very gruesome and painful death.

The accuseds must be held fully responsible for the consequences of their illegal action. The circumstances of the offence must be treated with the seriousness deserved.

**J. R. KARANJA**  
**JUDGE**  
**21/7/2011**

**Sentence:**

Each of the three accused will serve ten (10) years imprisonment.

**J. R. KARANJA**  
**JUDGE**  
**21/7/2011**