



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA**

**AT NAKURU**

**Criminal Appeal 174 of 2008**

**JOSEPH KAMAU KIGWA.....APPELLANT**

**VERSUS**

**REPUBLIC.....RESPONDENT**

**JUDGMENT**

**JOSEPH KAMAU KIGWA**, the Appellant was on his own plea of guilty to the charge of stealing by servant convicted and sentenced to six years imprisonment. He has appealed against that sentence describing it as harsh and pleading for leniency.

What he is said to have been stolen were 50 empty jerricans of water valued at Kshs. 10,000/-. Having served almost two years, I think he has had enough punishment. I therefore reduce the sentence to such a term that will secure his immediate release.

**DATED and delivered this 11<sup>th</sup> day of December, 2008.**

**D.K. MARAGA**

**JUDGE.**