

REPUBLIC OF KENYA
IN THE COURT OF APPEAL
AT KISUMU
CRIMINAL APPEAL NO. 113 OF 2001

BETWEEN

CHARLES BOBBY OBUON APPELLANT
AND
REPUBLIC RESPONDENT

**(Appeal from a conviction & sentence of the High Court of
Kenya at Kisii (Waweru, J.) dated 23rd February,
2001**

in
H.C.Criminal Case NO. 27 OF 1998)

Between

Republic Prosecutor
And
Charles Bobby Obuon Accused

In Court this 21st day of June, 2002

**Before: the Honourable Mr. Justice Gicheru, a Judge of
Appeal, the Honourable Mr. Justice Shah, a Judge
of Appeal,
and the Honourable Mr. Justice Keiwua, a Judge of
Appeal,**

ORDER

THIS APPEAL coming up for hearing on the 19th day of June, 2002 AND UPON HEARING L.G. Menezes, Esq., Counsel for the appellant and J.N. Gacivih, Esq., Counsel for the respondent, when the appeal was stood over for judgment and this appeal coming up for judgment this day IT IS ORDERED that this appeal be and is hereby allowed in part and his conviction of the offence of murder is quashed and the sentence of death passed upon the appellant is set aside and substituted therefor with a conviction of manslaughter and be and is hereby sentenced to 8 (eight) years imprisonment from 23rd February, 2001.

GIVEN under my hand and the Seal of the Court at Kisumu the 21st day of June, 2002.

DEPUTY REGISTRAR

Extracted on 21st June, 2002.

I certify that this is a true copy of this original.

DEPUTY REGISTRAR