



**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA AT NAIROBI**  
**CRIMINAL DIVISION**  
**CRIMINAL APPEAL NO.818 OF 2001**  
**(From Original Conviction and Sentence in Criminal Case No.2466 of 2000**

of the Chief Magistrate's Court at Nairobi)

**DAVID MUTUA BONDO.....APPELLANT**  
**VERSUS**  
**REPUBLIC.....RESPONDENT**

**CONSOLIDATED WITH**

**CRIMINAL APPEAL NO. 825 OF 2001**

**KARIUKI WAITHAKA..... APPELLANT**  
**VERSUS**  
**REPUBLIC.....RESPONDENT**

**J U D G M E N T**

Criminal appeal Nos. 818 and 825 of 2001 are consolidated.

The appeals are only against the sentences.

Both appellants, jointly with others robbed the complainant of cash Shs.1,500/= plus his Identical Card on 21/10/2000.

In considering the sentences I note that the appellants were in remand for about 9 months before the trial ended on 19/7/2001 and the sentences were passed.

Both were first offenders.

There is no remission for robbery sentence.

I reduce the sentence against each of the two appellants to 2 years and 3 months imprisonment plus 2 strokes each.

**V.V. PATEL**  
**JUDGE**  
**8/3/2002**