



**Republic v Sayi & 2 others (Criminal Appeal E005 of 2022)
[2025] KEHC 4850 (KLR) (Crim) (8 April 2025) (Resentence)**

Neutral citation: [2025] KEHC 4850 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)**

**CRIMINAL
CRIMINAL APPEAL E005 OF 2022**

CJ KENDAGOR, J

APRIL 8, 2025

BETWEEN

REPUBLIC APPELLANT

AND

WINSTON SAYI 1ST RESPONDENT

BEAVERLY OTIENO 2ND RESPONDENT

DUNCAN ODHIAMBO 3RD RESPONDENT

*(Being an appeal against the Judgment of Hon. M.W. Mutuku,
Chief Magistrate in Milimani Criminal Case No. 369 of 2018)*

RESENTENCE

1. I have considered the mitigation offered and the reports by the probation officers. I sentence the accused persons to pay a fine of Kshs.50,000/= in default to serve six months imprisonment for the offence of conspiracy to defraud contrary to Section 317 of the [Penal Code](#).
2. Right of Appeal explained.
3. It is so ordered.

**DATED, DELIVERED AND SIGNED AT NAIROBI IN OPEN COURT ON THIS 8TH DAY OF
APRIL, 2025.**

.....

C. KENDAGOR

JUDGE



In the presence of:

Court Assistant: Beryl

Mr. Kamau Advocate for 1st Respondent

Mr. Lusweti Advocate for 2nd Respondent

Mr. Odhiambo Advocate for 3rd Respondent

Mr. Chebii ODPP for Appellant

CRIMINAL APPEAL E005 OF 2022 SENTENCING	0
--	---

