



**Mutuku v Republic (Criminal Revision E080 of 2024)
[2024] KEHC 17184 (KLR) (17 April 2024) (Ruling)**

Neutral citation: [2024] KEHC 17184 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT MAKUENI
CRIMINAL REVISION E080 OF 2024
TM MATHEKA, J
APRIL 17, 2024**

BETWEEN

MWANZIA MUTUKU APPLICANT

AND

THE REPUBLIC RESPONDENT

RULING

Revision from Makueni MCCRC 533 of 2023

1. Court: I have read the PACs report on sentence Review. This is the 3rd time the offender is in the system. For those reasons he has been found unsuitable for release. In my view this is a person mentally and physically fit gaming the system. WE ought not to allow him to do so.
2. The offender's sentence is revised to 1 year suspended sentence, on the condition that he does not commit any offence during that 1 year. He is to be released from prison custody forthwith unless otherwise legally held.

SIGNED BY: LADY JUSTICE MATHEKA, TERESIA MUMBUA

THE JUDICIARY OF KENYA.

MAKUENI HIGH COURT

HIGH COURT DIV

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