



REPUBLIC OF KENYA



**KENYA LAW**  
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**Kenanga v Republic (Criminal Revision E040 of 2024)  
[2024] KEHC 6540 (KLR) (22 May 2024) (Ruling)**

Neutral citation: [2024] KEHC 6540 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT NYAMIRA  
CRIMINAL REVISION E040 OF 2024**

**WA OKWANY, J**

**MAY 22, 2024**

**BETWEEN**

**BERNARD MAKORI KENANGA ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

*(From the original Conviction and Sentence in the Senior Principal  
Magistrates' Court at Keroka, Criminal Case No. MCCR E456 of  
2023 by Hon. C. Ombija, Senior Resident Magistrate on 7th July 2023)*

**RULING**

1. The Applicant was convicted on his own plea of guilty for the offence of stealing contrary to Section 268 (1) as read with Section 275 of the [Penal Code](#) and handling stolen goods contrary to Section 322 (1) (2) of the [Penal Code](#). The trial court sentenced him to serve three (3) years' imprisonment. The Applicant has served 7 months and 3 weeks of his sentence. The Sentence Review Report filed on 3<sup>rd</sup> April 2024 by the Probation Officer Daisy Lang'at recommends a non-custodial sentence. I hereby direct that the Applicant serves a Community Service Order at Rigena Chief's Office under the supervision of Mr. Charles Mwamba for 6 months.

Orders accordingly.

**DATED and DELIVERED at NYAMIRA on this 22<sup>nd</sup> day of MAY 2024.**

**W. A. OKWANY**

**JUDGE**

