



**Maroro v Republic (Criminal Revision 162 of 2024)  
[2024] KEHC 10867 (KLR) (17 September 2024) (Ruling)**

Neutral citation: [2024] KEHC 10867 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KIBERA  
CRIMINAL REVISION 162 OF 2024  
DR KAVEDZA, J  
SEPTEMBER 17, 2024**

**BETWEEN**

**SAMUEL ATEKA MARORO ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

**RULING**

1. This file was brought before me for the decongestion exercise pursuant to the Chief Justice's memo dated 7/12/2022, which provides that inmates who are serving three (3) years imprisonment or less, or those serving long sentences but have a balance of three (3) years or less may be considered for non-custodial sentences.
2. I have gone through the file and noted that applicant was convicted by the trial court for the offence of committing an indecent act contrary to section 11(1) of the *Sexual Offences Act* No. 3 of 2006. He was sentenced to serve ten years imprisonment.
3. According to the Prison Conduct Report 15<sup>th</sup> August 2024, the Applicant has served 6 years, with 9 months remaining, after accounting for a remission period of 3 years and 4 months.
4. A Probation Report was also filed with respect to the Applicant. According to the said report, the Applicant has been receptive to rehabilitation programs and is ready to serve a non-custodial sentence. His family is also willing to facilitate his reintegration.
5. The findings in the probation report are in favour of the Applicant and I accordingly find that he can benefit from a non-custodial sentence.
6. I therefore order that the applicant be placed on Community service for six (6) months at Nyaroba Chief's Camp, under the supervision of Nyaroba Location Chief.
7. File closed.



Orders accordingly.

**RULING DELIVERED THIS 17TH DAY OF SEPTEMBER 2024.**

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**D. KAVEDZA**

**JUDGE**

