



REPUBLIC OF KENYA



**KENYA LAW**  
THE NATIONAL COUNCIL FOR LAW REPORTING  
Where Legal Information is Public Knowledge

**Republic v Daudi (Criminal Case E004 of 2022)  
[2023] KEHC 18830 (KLR) (22 June 2023) (Sentence)**

Neutral citation: [2023] KEHC 18830 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT VOI  
CRIMINAL CASE E004 OF 2022  
GMA DULU, J  
JUNE 22, 2023**

**BETWEEN**

**REPUBLIC ..... PROSECUTOR**

**AND**

**HADSON MWAITA DAUDI ..... ACCUSED**

**SENTENCE**

1. The accused person herein who was initially charged with murder contrary to Section 203 as read with Section 204 of the *Penal Code*, has been convicted on his own plea of guilty to manslaughter contrary to Section 202 as read with Section 205 of the *Penal Code*, after entering into a plea bargain agreement.
2. After conviction the Prosecuting Counsel Mr Sirima informed the court that the accused is a first offender. Defence Counsel Mr Mosioma on his part stated that the accused is remorseful, he pleaded guilty and did not waste court's time and finances and asked for a lenient sentence.
3. In determining sentence, I have considered that the accused person is a first offender and pleaded guilty to the charge without wasting court's time and resources. He has also asked for leniency and has been in custody since arrest in October 2022, – a period of about nine (9) months now.
4. A life has however been lost, as the accused used excessive force to assault a relative, who was his close cousin.
5. I sentence the accused to serve nine (9) years imprisonment. Right of appeal in 14 days explained.

**Dated, signed and delivered this 22<sup>nd</sup> day of June, 2023 at Voi in open court.**

**GEORGE DULU**

**JUDGE**

**In the presence of:-**



**Mr. Sirima for State**

**Accused**

**Mr. Otolu court assistant**

Page 2 of 2

