

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT NANYUKI

CRIMINAL REVISION NO.58 OF 2020

BRIAN MWANGI WANGARI.....APPLICANT

VERSUS

REPUBLIC.....RESPONDENT

(Revision of the Original Sentence dated 09.03.2020 in Nanyuki Criminal Case No.281 of 2020 – V.M. Masivo, RM)

07.04.2020

Before Justice H P G Waweru

In Chambers

ORDER ON REVISION

1. The convict herein, BRIAN MWANGI WANGARI,, was on 09.03.2020 fined Kshs.30,000= and in default of payment to serve six (6) months imprisonment. He did not pay the fine and is serving the default sentence.
2. Because of the current Coronavirus (COVID – 19) crisis in our country, and in order to decongest the prisons, and in exercise of the powers of the court under *Article 159(2)* of the *Constitution* and *Section 362 and 364* of the *Criminal Procedure Code*, I hereby set aside the default sentence and substitute therefore the time already served.
3. The convict shall therefore be set at liberty forthwith unless otherwise lawfully held.
4. It is so ordered.

DATED AT NANYUKI THIS 7TH DAY OF APRIL, 2020

H.P.G. WAWERU

JUDGE.

DEPUTY REGISTRAR

NANYUKI

HIGH

COURT
