



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT NANYUKI**

**CRIMINAL REVISION NO.62 OF 2020**

**MARY WAIRIMU.....APPLICANT**

**VERSUS**

**REPUBLIC.....RESPONDENT**

*(Revision of the Original Sentence dated 04.03.2020 in Nanyuki Criminal Case No.259of 2020)*

07.04.2020

Before Justice H P G Waweru

In Chambers

**ORDER ON REVISION**

1. I have examined the trial court record.

2. The convict herein, MARY WAIRIMU, was on 04.03.2020 sentenced to a fine of 30,000= and in default to serve six (6) months imprisonment for the offence of Breach of licence contrary to Section 8(1)(b) & 66 of the Nyeri County Alcoholic Drinks Control & Management Act, 2014. She did not pay the fine.

3. Because of the current Coronavirus (COVID – 19) crisis in our country, and in an effort to de-congest the prisons, and in exercise of the powers of the Court under Article 159(2) of the Constitution and Sections 362 & 364 of the Criminal Procedure Code, I hereby set aside the default sentence and substitute therefore the time already served. .

4. The convict shall therefore be set at liberty forthwith unless otherwise lawfully held.

5. It is so ordered.

**DATED AT NANYUKI THIS 7<sup>TH</sup> DAY OF APRIL, 2020**

**H.P.G. WAWERU**

**JUDGE.**

**DEPUTY REGISTRAR**

**NANYUKI HIGH COURT**