

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT KITALE

CRIMINAL CASE NO. 25 OF 2017

REPUBLICPROSECUTOR

VERSES*

BELIUM JUMA OSUNDWA.....ACCUSED

RULING ON SENTENCING

1. The court has heard the mitigation by the learned counsel for the accused where he submitted that the accused was 34 years old and has 3 minor children who are all school going and are now under the care and custody of his aged mother. The state counsel did not submit but left it to the courts discretion.
2. The murder of the deceased was heinous and completely unwarranted. It was premeditated by the accused. This was exemplified by the accused locking the house and pretending that the deceased was unwell. It was pure murder at its best. The deceased suffered multiple injuries including skull fracture etc.
3. Consequently, and despite his young family the accused is bereft of any sympathy by this court. He is therefore sentence to a custodial sentence of 20 years from the date herein. Hopefully by the time he leaves the prison he shall have learned a lifelong lesson.
4. Orders accordingly.

Dated, signed and delivered at Kitale this 1st day of October 2020.

H. K. CHEMITEI

JUDGE

1/10/2020

In the presence of:-

Miss Mumo for the State

Mr Barongo for the accused

Accused – present

Court Assistant – Kirong

Ruling on sentence read in open court.