



**REPUBLIC OF KENYA**

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

**CRIMINAL CASE NO. 81 OF 2012**

**REPUBLIC .....PROSECUTOR**

**VERSUS**

**NAHASHON MURITHI.....ACCUSED**

**SENTENCE**

**16/1/2018**

Before HON. JUSTICE F. M GIKONYO

C.C MWENDA

Namiti for accused

**COURT**

I have considered the mitigation offered. I have also considered the report by the probation officer. The offence is serious and the manner in which he killed his own child was brutal only equal to the old days of barbarians whose talent was to inflict pain squash the house of their victims, gorge out the eyes, cut off the head and splash their brain matter.

The child was only 3 years. His head was cut into two and its brain matter splashed all over. This was heinous and is a perfect case for absolute hanging of the accused. However, bells from restorative justice ring that a human being should be given an opportunity to return and to be reconciled in society again. It is therefore, only for that reason, and only for that reason that I sentence the accused to life imprisonment.

I have also taken into account the time he has been in custody. Accordingly I, sentence the accused to life imprisonment in accordance with section 204 of the Penal Code. It is so ordered.

**JUSTICE F.M GIKONYO**

**JUDGE**

**16/1/2019**