



REPUBLIC OF KENYA

IN THE HIGH OF KENYA AT KERICHO

CRIMINAL CASE NO.20 OF 2013

REPUBLIC.....PROSECUTION

VERSUS

CHARLES KIPLANGAT YEGON.....ACCUSED

RULING ON SENTENCE

- The accused was convicted of the offence of murder which was later reduced to manslaughter after plea bargaining.
- The accused and deceased were brothers. The deceased being the older of the two.
- The circumstances leading to the commission of this offence are clear from the facts
- The social inquiry report shows that the accused has not exhibited any form of violence before.
- The post mortem report (EXB1) shows that the accused actually butchered the deceased. With his axe he inflicted eleven (11) cut wounds and multiple lacerations on the deceased's body.
- The brain matter was exposed.
- Of the many cuts inflicted, five (5) were **FRACTURES**.
- Whatever the reasons were, this conduct by the accused was uncalled for. He inflicted so much pain to his brother. The deceased did not injure him at all.
- I have considered that the accused has been out on bond since March 2014. He was in custody for a year.
- Taking this into account plus the social inquiry report, I sentence the accused to serve nine (9) years imprisonment.

Delivered, Signed and Dated at Kericho this 9th day of February, 2016.

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H. I. ONG'UDI

JUDGE

In the presence of: M/s Keli for State, Mr. Maengwe for accused, accused person and Hillary/Cheruyoit as Court Assistants.

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H. I. ONG'UDI

JUDGE