



REPUBLIC OF KENYA

IN THE HIGH COURT

AT KERICHO

CRIMINAL APPEAL NO.89 OF 2012

SHADRACK KIPNGETICH MARINDANY.....APPELLANT

VERSUS

REPUBLIC.....RESPONDENT

(Being appeal against the Conviction and Sentence by the p[ri]ncip[al] Magistrate Hon. J. Ndururi

at Kericho Chief Magistrate's Court in Sexual Offences No.63 of 2011)

SENTENCE

- In its Judgment delivered on 9th December, 2015, this court allowed the appeal against sentence and did set aside the sentence.
- Before substitution, a social inquiry report was called for and the same has now been filed.
- The report is favourable to the appellant, who is now aged over 18 years.

ORDER:

- i. The sentence of life imprisonment which was set aside is now substituted with a sentence of three (3) years imprisonment on probation. The conditions are explained.
- ii. The appellant to report to the Probation Office.

Delivered, Signed and Dated at Kericho this 10th day of February, 2016.

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H. I. ONG'UDI

JUDGE

In the presence of: M/s Keli for State, Appellant and Hillary/Cheruyoit as Court Assistants.

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H. I. ONG'UDI

JUDGE