

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT NAIROBI (NAIROBI LAW COURTS)

Criminal Case 81 of 2005

REPUBLIC.....PROSECUTOR

-VERSUS-

FRANCIS MBOGO WAMBUGU.....ACCUSED

8/10/09

Coram: Lesiit, J

Susan/Elisha - court clerk

Accused - present

Gikonyo for State

Mr. Mbiyu - for accused

Court

JUDGMENT

I have considered that the accused has pleaded guilty to the charge of murder. The statement last made that he did not plan to kill the child coming from a lawyer is a misleading statement and I think that it is intended to derail the proceedings which I will not allow. I have considered that the accused has admitted collecting his son from his sister's house taking it to his house dismembers it and wrapping it in a pair of bed sheets until passers by were attracted by a foul smell coming from his house. There is nothing more chilling than a father who admits cutting up his own child, into small pieces which I see from the photographs before the court. The doctors confirm he was in his proper mind, in full control of his senses. I do consider this act a murder most foul. As accused was warned there is no other sentence for the charge except death.

I therefore sentence the accused to death as provided by the law.

Right of appeal explained.

LESIIT,

JUDGE.

8TH OCTOBER, 2009