

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT NAIROBI (NAIROBI LAW COURTS)
Criminal Case 9 of 2009

REPUBLIC
VERSUS
JOHN RANGODI ISABOKE

SENTENCE

The accused has been charged for the offence of manslaughter contrary to Section 202 as read with Section 205 of the Penal Code Cap. 63 Laws of Kenya.

The court has considered that the accused person has pleaded guilty to the charge thus saving the courts time. I have considered the offence. It is clear that there was no pre-meditation on the part of the accused to kill the deceased. The act is however serious for the simple reason of the accused choice of weapon and choice of the area in the deceased body he stabbed him.

A life has been lost never to be regained. The fact the deceased was the accused person's customer and had returned drunk showed he have dictated to the accused to be sober and take the matter lightly. I have considered that the deceased hit the accused on the head with a blunt object. That only serves to mitigate the offence to some degree.

I have considered that the accused is a young man with a young family. Having taken all these facts into consideration I sentence the accused to six years imprisonment. The accused has a right of appeal against sentence within 14 days from today.

Sentence read signed and delivered in open Court in the presence of the accused:-

Mose NyabegaDefence Counsel

MwanzaState Counsel

J.W. LESIIT

JUDGE

5TH OCTOBER, 2009