

**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT MURANG'A**

**CRIMINAL REVISION NO. E362 OF 2024**

**JACKTON KAMAU CHEGE.....**  
**APPLICANT**

**VERSUS**

**REPUBLIC.....RESPONDEN**  
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**RULING**

1. The applicant, *Jackton Kamau Chege*, was charged with the offence of stealing from a locked Motor-vehicle contrary to **section 279(g)** of the **Penal Code**. Particulars are that on 20<sup>th</sup> September 2024 at Koimbi Shopping Centre, Weithaga Location, Kahuro sub-County within Murang'a County, the Applicant intentionally entered Motor-vehicle registration number KBX 577X and stole a sum of Ksh.8,620.00, the property of *Rose Karioko Kariithi*.
2. The Applicant was convicted on his own plea of guilty and sentenced to 3 years imprisonment on 15<sup>th</sup> October 2024. He now seeks revision of the sentence.
3. **Section 279(g) of the Penal Code** provides as follows:  
***If the offender, in order to commit the offence, opens any locked room, box, vehicle or other receptacle, by means of a key or other instrument, the offender is liable to imprisonment for fourteen (14) years.***
4. The ODPP through Counsel P. Mwangi opposed the subject application for revision through oral submissions, arguing that the sentence meted by the trial court was fair and

commensurate with the circumstances of the case before it.

5. The Court notes that the sentence of imprisonment for a term of three (3) years imposed upon the Applicant reflects maximum leniency on the part of the trial court.
6. Further, taking to account the aggravating factors of unlawful entry into a motor-vehicle coupled with stealing therefrom, this Court is satisfied that the sentence of three (3) years imprisonment imposed by the trial Court was fair and just. In addition, the trial Court duly considered the fact that the Applicant pleaded guilty to the charges thereby saving precious judicial time. I therefore find no justifiable cause to interfere with the sentence passed by the trial court.

***7. In the event, this Court finds and holds that the instant application is not merited. Same is hereby dismissed. The Applicant is directed to serve the remainder of his sentence.***

**DATED, SIGNED AND DELIVERED VIRTUALLY THIS 12<sup>TH</sup> DAY OF MARCH, 2026.**

**HON. T. W. Ouya  
JUDGE**

**For Applicant....Jackton Kamu Chege(Present at Mwea Prison)**

**For Respondent.....Mwakio for state**

**COURT ASSISTANT.....Brian**