



REPUBLIC OF KENYA



KENYA LAW
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**Republic v Kibet (Criminal Case E1688 of 2025)
[2026] KEMC 34 (KLR) (15 January 2026) (Sentence)**

Neutral citation: [2026] KEMC 34 (KLR)

**REPUBLIC OF KENYA
IN THE NAKURU LAW COURTS
CRIMINAL CASE E1688 OF 2025
PA NDEGE, SPM
JANUARY 15, 2026**

BETWEEN

REPUBLIC PROSECUTION

AND

JOHN GIKARU KIBET ACCUSED

SENTENCE

1. The accused person herein, JOHN GIKARU KIBET, has been convicted upon own plea of the offences of House Breaking Contrary to Section 304(1)(b) of the Penal Code, Stealing contrary to section 268 as read with 275 of the same Code, House Breaking contrary to section 304 (1) (b) and Stealing contrary to section 279(b), and Breaking into a Shop and Committing a Felony contrary to Section 306(a), all of the Penal Code, in the 6 counts herein.
2. He has admitted in the first count that on 10/08/2025 at Mzee Wanyama Area in Nakuru East sub-County within Nakuru County, he broke and entered the house used for dwelling by Jacinta Mburu and from therein stole Kshs. 500/- the property of the said Jacinta Mburu. In the second count, he admitted that on the same date and at the same place, he stole Kshs. 500/- the property of the same Jacinta Mburu.
3. In the third count, he also admitted that on 11/08/2025, at the same area, he broke and entered the house used for dwelling by Joseph Matara Azael and stole from therein Hisense 32-inch Smart TV worth Kshs. 40,000/-, Philips Iron box worth Kshs. 2,000/-, school bag worth Kshs. 3000/-, hand watch worth Kshs. 1,500/-, Hisense TV remote control worth Kshs. 1,000/- and Bluetooth radio worth Kshs. 2,500/-, all valued at Kshs. 50,000/-, the property of the said Joseph Matara Azael. In the 4th count, he admitted that on the same date and at the same place he stole the same items belonging to the same complainant/ victim.



4. In the 5th count, he admitted that on 13/08/2025 at around 7.30am, at the same area, he broke and entered the shop of Nancy Wanjiku and from therein stole assorted types of goods all valued at Kshs. 600/- the property of the said Nancy Wanjiku. He also admitted in the 6th count that he stole the same types of goods, the property of the same complainant/ victim.
5. The pre-sentence report presented herein and dated 20/11/2025 indicates that the accused has a previous conviction. It concludes that the accused is not wanted in the society. The same was brought to the attention of the accused, who had no comment.
6. I have taken note of the report and do hereby sentence the accused person as follows:
 - a. Count 1: 1-month imprisonment
 - b. Count 2: 1-month imprisonment
 - c. Count 3: 4 and ½ years imprisonment for the offence of House Breaking contrary to section 304 (1) (b) of the Penal Code; and 9 years imprisonment for the offence of Stealing contrary to section 279(b) of the Penal Code.
 - d. Count 4: 2 years imprisonment.
 - e. Count 5: 4 and ½ years imprisonment.
 - f. Count 6: 1-month imprisonment.
7. The sentences shall run concurrently while paired as follows: Counts 1 and 2, counts 3 and 4, and counts 5 and 6. The concurrent sentences as paired herein shall then run consecutive to each other. For avoidance of doubt, the accused shall therefore serve consecutive sentences of 1 month, 9 years, and 4 and ½ years, adding up to 13 years and 7 months.

14 days Right of Appeal, explained

DATED, SIGNED AND DELIVERED AT NAKURU IN OPEN COURT THIS _15TH DAY OF JANUARY, 2026

ALOYCE-PETER-NDEGE

SENIOR PRINCIPAL MAGISTRATE

In the presence of;

Court interpreter: Wakesho

Prosecution counsel: Macharia

Accused: Present

Victims: N/A

