

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT KIBERA
CRIMINAL REVISION NO. E033 OF 2026

NICHOLAS RISA SANARE.....
APPLICANT

VERSUS

REPUBLIC.....RESPONDE
NT

RULING

1. The applicant was charged and convicted for the offence of conspiracy to defraud contrary to section 317 of the Penal Code. He was sentenced to serve four years imprisonment.
2. He has filed the present application seeking revision of sentence. The grounds raised in support of the application are that he spent two weeks in remand custody which was not computed as part of his sentence. Since his incarceration, he has reformed. He is remorseful and has rehabilitated. He prayed for a non-custodial sentence.
3. I have considered the application, the grounds in support and the applicable law. From the record of the trial court, the court considered the applicant's mitigation, the time spent in remand custody and the fact that the applicant was a first offender before sentencing. Having considered the application in its totality, the sentence imposed was also legal in the circumstances of the case.
4. In my view I find no good cause or reason to revise the sentence imposed by the trial court. The application dismissed.

Orders accordingly

**Ruling dated and delivered virtually this 23rd day of April
2026**

D. KAVEDZA
JUDGE

ORIGINAL