



REPUBLIC OF KENYA



**Koech v Republic (Revision Case E154 of 2024)
[2024] KEHC 3922 (KLR) (23 April 2024) (Ruling)**

Neutral citation: [2024] KEHC 3922 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAKURU
REVISION CASE E154 OF 2024
HM NYAGA, J
APRIL 23, 2024**

BETWEEN

NICHOLAS KOECH APPLICANT

AND

REPUBLIC RESPONDENT

RULING

1. This file has been brought up for revision in order to decongest the Nakuru GK Prison.
2. The Applicant was charged with the offence of:

Being in possession of Cannabis Sativa (Bhang) Contrary to Section 3(1) (b) of the *Narcotic Drugs and Psychotropic Substances Control Act* No 4 of 1994.

The particulars are that;

On the 16th day of October, 2023 at Kamara Trading Centre, Kamara Location, in Kuresoi North Sub County within Nakuru County, was found being in possession of ninety two rolls (92) of cannabis sativa (bhang) valued at Kshs. 4,600/= in contravention of the said act.

3. He pleaded guilty and he was sentenced to;
Serve 12 months imprisonment.
4. The Applicant has served a substantial part of this sentence.
5. The Sentence Review Report by the Probation Officer, Nakuru County found the Applicant suitable for Community Service. It is recommended that he performs the same at Kamara Secondary School.



6. I find this case fit for Revision and order that the sentence of the trial court be revised. The Applicant is now to serve the remainder thereof under Community Service at Kamara Secondary School for three (3) months.
7. The terms will be explained to him.

DATED, SIGNED AND DELIVERED AT NAKURU THIS 23RD DAY OF APRIL, 2024.

H. M. NYAGA

JUDGE

In the presence of;

C/A Kipsugut

N/A for state

