



REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT SIAYA

CRIMINAL REVISION NO. E023 OF 2020

MARY AKOTH OPANY.....PETITIONER

VERSUS

STATE.....RESPONDENT

(Being an application of Revision of Sentence in Siaya PMCCRC 150 of 2020

delivered on 23.10.2020 before Hon. J. Ongondo - PM)

RULING

1. I have considered the application for Sentence Revision by the convict/applicant MARY AKOTH OPANY. The Convict is serving 5 months imprisonment from 23.10.2020 for being convicted of being found in possession of alcoholic drinks. She pleaded guilty. She was fined KShs.30,000/= which she is unable to pay.
2. The trial Court record shows that she is a first offender. That being the case, and as the Convict has already served ½ of the lawful prison term imposed. I hereby set aside the remainder of the prison term and order for the conditional discharge of the Convict Mary Akoth Opany, from prison, not to re-offend within six months of the date of release in-default she shall be send back to prison to complete sentence.
3. Therefore, unless otherwise lawfully held, Mary Akoth Opany is hereby set at liberty as stated above on a conditional discharge.
4. File closed.
5. Orders accordingly.

DATED, SIGNED AND DELIVERED AT SIAYA THIS 18th DAY OF DECEMBER, 2020.

R.E. ABURILI

JUDGE



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