



Case Number:	Criminal Appeal 20 of 2012
Date Delivered:	30 Apr 2013
Case Class:	Criminal
Court:	High Court at Malindi
Case Action:	Judgment
Judge:	Christine Wanjiku Meoli
Citation:	Karisa Barara v Republic [2013] eKLR
Advocates:	-
Case Summary:	-
Court Division:	Criminal
History Magistrates:	Hon. A. M. Obura
County:	Kilifi
Docket Number:	20 of 2012
History Docket Number:	757 of 2011
Case Outcome:	Dismissed
History County:	Kilifi
Representation By Advocates:	-
Advocates For:	-
Advocates Against:	-
Sum Awarded:	-

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**REPUBLIC OF KENYA**

**IN THE HIGH COURT AT MALINDI**

**APPELLATE SIDE**

**CRIMINAL APPEAL NO. 20 OF 2012**

*(From the original conviction and sentence in criminal case no. 757 of 2011 at the Principal Magistrate's Court at Kilifi before Hon. A. M. Obura – PM)*

**KARISA BARARA .....APPELLANT**

**VERSUS**

**REPUBLIC .....RESPONDENT**

**JUDGMENT**

Appeal primarily attacks evidence upon which the conviction is based. On reviewing evidence in Lower Court as required, I have found that the Lower Court's conclusions were sound. The trial magistrate was entitled to convict. It appears the appellant had severely molested the disabled minor before her father reported to police. There is no evidence of the existence of a grudge between the victim and the appellant. The court was satisfied she was a truthful witness. No requirement for any number of witnesses to be called. Appeal has no merit and is dismissed.

Conviction sustained and sentence confirmed.

Delivered and signed at Malindi this **30th** day of **April, 2013** in the presence of the appellant, and Ms. Mathangani for State.

Court clerk – Evans

**C. W. Meoli**

**JUDGE**



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