



Case Number:	Criminal Revision 270 of 2013
Date Delivered:	13 Feb 2014
Case Class:	Criminal
Court:	High Court at Embu
Case Action:	Ruling
Judge:	Hedwig Imbosa Ong'udi
Citation:	Mary Njoki Nyaga v Republic [2014] eKLR
Advocates:	-
Case Summary:	-
Court Division:	Criminal
History Magistrates:	-
County:	Embu
Docket Number:	-
History Docket Number:	-
Case Outcome:	Sentence of 4 years sentence set aside and substituted it with placement on probation for three years.
History County:	-
Representation By Advocates:	-
Advocates For:	-
Advocates Against:	-
Sum Awarded:	-

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REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT EMBU

CRIMINAL REVISION CASE NO. 270 OF 2013

MARY NJOKI NYAGA.....APPLICANT

VERSUS

REPUBLIC RESPONDENT

R U L I N G

The Applicant's probation report is now before me. Its a very detailed report. Given the applicant's mental state she cannot be entrusted with the care of the children. She was accused of neglecting and mishandling her children. The welfare of these children is of paramount importance above everything else. She will therefore not be allowed to mess with these children's lives and she should not be given their custody as observed by the learned trial Magistrate.

However, because of her mental condition she should be allowed to access medication and social support. I therefore set aside the 4 years sentence and substitute it with placement on probation for three (3) years. The Probation County office Embu to take full charge of the applicant's matter.

H.I. ONG'UDI

J U D G E

13/2/2014



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