



REPUBLIC OF KENYA



**KENYA LAW**  
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**Otieno v Republic (Miscellaneous Criminal Application E187 of 2024)  
[2024] KEHC 11536 (KLR) (30 September 2024) (Ruling)**

Neutral citation: [2024] KEHC 11536 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS CRIMINAL APPLICATION E187 OF 2024  
MS SHARIFF, J  
SEPTEMBER 30, 2024**

**BETWEEN**

**JOSEPH OKOTH OTIENO ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

**RULING**

1. Upon perusal of the notice of motion dated 19.8.2024 and the supporting affidavit sworn by Joseph Okoth Otieno on even date, I do note that the Applicant has not demonstrated that he had indeed attempted to lodge an appeal within time. I therefore note that the delay in moving court has not been explained to the satisfaction of this court wherefore I decline to extend time and I thus dismiss this application.
2. This file is marked as closed.

**DATED, SIGNED AND DELIVERED THIS 30<sup>TH</sup> DAY OF SEPTEMBER, 2024**

**M. S. SHARIFF**

**JUDGE**

