



**Makau v Republic (Miscellaneous Criminal Application E155 of 2024)  
[2024] KEHC 11555 (KLR) (26 September 2024) (Ruling)**

Neutral citation: [2024] KEHC 11555 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS CRIMINAL APPLICATION E155 OF 2024  
RE ABURILI, J  
SEPTEMBER 26, 2024**

**BETWEEN**

**ERICK MUSILA MAKAU ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

*(From the original conviction and sentence in Kisumu High Court Criminal Case No. 32 of 2016)*

**RULING**

1. The Convict Erick Musila Makau was sentenced to serve 30 years imprisonment vide HCCRC No. 32 of 2016 for the offence of Murder contrary to Section 204 of the [Penal Code](#).
2. He claims that he appealed vide Criminal Appeal No. 165 of 2019 whose outcome is not stated.
3. He prays that the period spent in custody be considered.
4. There are no supporting court proceedings for consideration.
5. The application is dismissed and the file is closed.

**DATED, SIGNED AND DELIVERED AT KISUMU THIS 26<sup>TH</sup> DAY OF SEPTEMBER, 2024**

**R. E. ABURILI**

**JUDGE**

