



**Okello alias Otis v Republic (Miscellaneous Criminal Application  
E171 of 2024) [2024] KEHC 11594 (KLR) (26 September 2024) (Ruling)**

Neutral citation: [2024] KEHC 11594 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS CRIMINAL APPLICATION E171 OF 2024  
RE ABURILI, J  
SEPTEMBER 26, 2024**

**BETWEEN**

**GABRIEL OTIENO OKELLO ALIAS OTIS ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

*(From the original conviction and sentence in Winam Senior Principal  
Magistrate's Court Criminal Sexual Offences Case No. E072 of 2021)*

**RULING**

1. The Convict/Applicant Gabriel Otieno Okello alias Otis was sentenced to serve twenty (20) years imprisonment contrary to Section 8(1) as read with Section 8(2) of the [Sexual Offences Act](#) on 27<sup>th</sup> March 2023 vide Winam SPM Sexual Offences Case No. E072 of 2021.
2. He now seeks for sentence reduction because he was given severe sentence.
3. I have considered the application dated 20<sup>th</sup> August 2024. The sentence imposed was below the Mandatory life imprisonment under Section 8(2) of the [Sexual Offences Act](#).
4. I find no reason to interfere with lenient lawful sentence.
5. The application dated 20<sup>th</sup> August 2024 is hereby dismissed and this file is closed.

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

**R. E. ABURILI**

**JUDGE**

