



**Njoroge v Republic (Miscellaneous Application E043 of 2024)  
[2024] KEHC 13367 (KLR) (29 October 2024) (Ruling)**

Neutral citation: [2024] KEHC 13367 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KIBERA  
MISCELLANEOUS APPLICATION E043 OF 2024  
DR KAVEDZA, J  
OCTOBER 29, 2024**

**BETWEEN**

**PAUL NGUGI NJOROGE ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

**RULING**

1. The applicant was charged and after a full trial convicted on two counts of offences: robbery with violence contrary to section 295 as read with section 296(2) of the Penal Code, and robbery contrary to section 295 as read with section 296(2) of the Penal Code. He was sentenced to death on both counts. He filed his first appeal where his sentence was reduced to 20 years imprisonment.
2. He has filed the present application on 5<sup>th</sup> June 2024 seeking revision of sentence. The grounds raised are that the period he had served in remand custody was not factored in the sentence he is currently serving. He has undergone rehabilitation.
3. I have considered the application, the grounds in support and the applicable law. From the record of the trial court, the court considered the applicant’s mitigation, the time spent in remand custody and the fact that the applicant was a first offender before sentencing. Having considered the application in its totality, I find that the sentence imposed was legal in the circumstances of the case and the time spent in remand custody was considered.
4. In my view I find no good cause or reason to revise the sentence imposed by the trial court. The application dismissed for lacking in merit.

Orders accordingly.

**RULING DATED AND DELIVERED VIRTUALLY THIS 29<sup>TH</sup> OCTOBER 2024**

**D. KAVEDZA**



**JUDGE**

