



**Mjomba v Republic (Miscellaneous Criminal Application
E071 of 2022) [2023] KEHC 1183 (KLR) (23 February 2023) (Order)**

Neutral citation: [2023] KEHC 1183 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT MOMBASA
MISCELLANEOUS CRIMINAL APPLICATION E071 OF 2022**

A. ONG'INJO, J

FEBRUARY 23, 2023

BETWEEN

PILOT MWAMBINGU MJOMBA APPLICANT

AND

REPUBLIC RESPONDENT

ORDER

1. The applicant seeks that remand period be factored into his sentence of 35 years passed in Constitutional Petition No 105 of 2018. The applicant has not availed certified copies of the proceedings on HC CR Case No 40 of 1994 for this court to confirm that he was in remand custody and for what period.
2. In the circumstances no order can be made as prayed. The application dismissed.

DATED, SIGNED AND DELIVERED IN OPEN COURT THIS 23RD DAY OF FEBRUARY 2023.

HON LADY JUSTICE A ONG'INJO

JUDGE

