



**M’kiungu v Republic (Miscellaneous Criminal Case E192 of 2023)
[2023] KEHC 18192 (KLR) (Crim) (29 May 2023) (Ruling)**

Neutral citation: [2023] KEHC 18192 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)
CRIMINAL
MISCELLANEOUS CRIMINAL CASE E192 OF 2023
DR KAVEDZA, J
MAY 29, 2023**

BETWEEN

JESSE MWENDA M’KIUNGU APPELLANT

AND

REPUBLIC RESPONDENT

RULING

1. I have gone through the applicant’s undated Chamber Summons application and the supporting affidavit thereof. The applicant seeks leave to file the appeal out of time on the ground that his family were to hire an advocate but encountered financial constraints, resulting in the delay of his appeal. I am satisfied that the application is merited. The same is accordingly allowed:
 - a. The applicant is granted leave to file the appeal out of time within fourteen (14) days with effect from 30/5/2023.
 - b. The respondent to be served with a copy of the ruling.
 - c. File closed.

RULING READ AND DELIVERED IN ABSENCE OF BOTH PARTIES THIS 29TH DAY OF MAY 2023.

D. KAVEDZA

JUDGE

