



**Achuti v Republic (Criminal Revision 101 of 2023)
[2023] KEHC 26995 (KLR) (19 December 2023) (Ruling)**

Neutral citation: [2023] KEHC 26995 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KIBERA
CRIMINAL REVISION 101 OF 2023
DR KAVEDZA, J
DECEMBER 19, 2023**

BETWEEN

ALEX ACHUTI APPLICANT

AND

REPUBLIC RESPONDENT

RULING

1. The applicant filed the undated application seeking a revision of the sentence delivered at Kibera Chief Magistrate’s Court Sexual Offences Case no 5 of 2014 and Nairobi High Court Criminal Appeal no 54 of 2020. The applicant is seeking for a consideration of the time spent in custody under the provisions of section 333 (2) of the *Criminal Procedure Code*. Having considered the application, I hereby make the following orders:

- i. The application is not certified urgent.
- ii. The deputy registrar is directed to avail the lower court and High Court files untyped within 60 days from the date hereof.
- iii. The applicant is directed to serve the respondent within 7 days from the date hereof.
- iv. Upon service, the respondent is directed to file a response within 14 days.
- v. The matter shall be mentioned on March 14, 2024 for directions.

Notices shall issue accordingly.

RULING DATED AND DELIVERED IN THE ABSENCE OF THE PARTIES THIS 19TH DAY OF DECEMBER 2023.

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D. KAVEDZA



JUDGE

