

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT SIAYA

MISC. CRIMINAL APPLICATION NO. E007 OF 2022

CORAM: HON. R.E. ABURILI, J

ERASTUS OMWONYA MADOWO.....APPLICANT

VERSUS

REPUBLIC.....RESPONDENT

(An Application arising from conviction and sentence of the High Court at Siaya in

Criminal Appeal No. 85 of 2019 AND Siaya PM's Court, Criminal Case 919/2016

delivered on 5/9/2017 by Hon. T.M. Olando, Senior Resident Magistrate)

RULING

1. I have considered the application by the convict/Applicant filed on 20/1/2022 under **Rule 113 of the Court of Appeal Rules**.
2. There is no reason sufficiently explaining the inordinate delay as the judgment sought to be impugned was delivered on 11/11/2019.
3. I find this application to be an afterthought and it is hereby dismissed.
4. File is closed.

DATED, SIGNED AND DELIVERED AT SIAYA THIS 27TH DAY OF JANUARY 2022

R.E. ABURILI

JUDGE