



REPUBLIC OF KENYA



**KENYA LAW**  
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**Hamsa v Republic (Criminal Appeal E008 of 2022)  
[2022] KEHC 10593 (KLR) (27 June 2022) (Ruling)**

Neutral citation: [2022] KEHC 10593 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT SIAYA  
CRIMINAL APPEAL E008 OF 2022  
RE ABURILI, J  
JUNE 27, 2022**

**BETWEEN**

**MUSLIM ODEMBO HAMSA ..... APPELLANT**

**AND**

**REPUBLIC ..... RESPONDENT**

*(An Appeal against conviction and sentence of Hon S.W. Mathenge delivered the 21.2.2022  
in the Principal Magistrate's court in Bondo Sexual Offence Case No. 41 of 2020)*

**RULING**

1. This appeal was admitted to hearing on 27/5/2022, one month ago.
2. The court further ordered that the appellants to file and serve a complete record of appeal upon the Respondent within 21 days thereof together with written submissions.
3. On June 1<sup>st</sup>, at 11.12 pm, the appellant's counsel was send an email containing this court's directions made on 27/5/2022. To date, no record of appeal has been filed. Neither are written submissions are filed.
4. The Appellant's counsel is also not present in court and no reasons are given for non-appearance.
5. For failure to comply with this court's orders made on 27/5/2022, this appeal be and is hereby dismissed and the file is hereby closed.

**DATED, SIGNED AND DELIVERED IN OPEN COURT AT SIAYA THIS 27<sup>TH</sup> DAY OF JUNE,  
2022**

**R.E. ABURILI**

**JUDGE**

