



REPUBLIC OF KENYA



KENYA LAW
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**Otieno v Republic (Criminal Petition E056 of 2020)
[2022] KEHC 14434 (KLR) (26 October 2022) (Ruling)**

Neutral citation: [2022] KEHC 14434 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
CRIMINAL PETITION E056 OF 2020
RE ABURILI, J
OCTOBER 26, 2022**

BETWEEN

WILSON DIMESI OTIENO PETITIONER

AND

REPUBLIC RESPONDENT

*(Petition for Resentencing in Maseno PM Sexual Offence case
No. 73 of 2014 AND in Kisumu HCCRA No. 65 of 2015)*

RULING

1. This petition has been pending in this court from August 6, 2020 which is over 2 years. It seeks for resentencing of the petitioner who claims that he was sentenced to serve 20 years imprisonment upon being convicted under section 8 (3) of the *Sexual Offences Act* vide Maseno PM S O No 73/2014 and his appeal vide Kisumu HCRA 65/2015 was dismissed.
2. When the petition came up last on June 22, 2022 before F A Ochieng J (as he then was), the petitioner was granted 30 days to file proceedings from the trial court. No such proceedings have been filed 4 months down the line.
3. I hereby dismiss this petition for non-compliance with directions of the court given on June 22, 2022 as the petition cannot be mentioned forever waiting for compliance.
4. This file is closed. I so order.

DATED, SIGNED AND DELIVERED AT KISUMU THIS 26TH DAY OF OCTOBER, 2022

R E ABURILI

JUDGE

