



REPUBLIC OF KENYA



**KENYA LAW**  
THE NATIONAL COUNCIL FOR LAW REPORTING  
Where Legal Information is Public Knowledge

**Onginjo v Republic (Miscellaneous Criminal Application E146 of 2022)  
[2022] KEHC 16623 (KLR) (20 December 2022) (Ruling)**

Neutral citation: [2022] KEHC 16623 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT SIAYA  
MISCELLANEOUS CRIMINAL APPLICATION E146 OF 2022  
RE ABURILI, J  
DECEMBER 20, 2022**

**BETWEEN**

**DAVID OWINO ONGINJO ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

**RULING**

1. The applicant/petitioner has not annexed any proceedings or documents to the petition for resentencing yet he claims that he filed an appeal which means he was supplied with records of appeal which he has not found it necessary to attach.
2. He has also not indicated whether he ever filed an appeal to the Court of Appeal.
3. I find the petition not supported for consideration. It is hereby declined and dismissed.
4. File closed
5. I so order.

**DATED, SIGNED AND DELIVERED AT SIAYA, THIS 20<sup>TH</sup> DAY OF DECEMBER, 2022.**

**R.E. ABURILI**

**JUDGE**

