

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA

AT SIAYA

SIAYA CR. REV. NO. 31 OF 2019

ISAAC OJWANG OKOYO.....APPLICANT

VERSUS

REPUBLIC.....RESPONDENT

(Being an application for Revision of sentence in Siaya PMCRC No. 314 of 2007).

RULING

1 I have considered the application for sentence revision. The Applicant/Convict was sentenced to serve life imprisonment for the offence of defilement.

2 He appealed to the High Court and Court of Appeal which appeals were dismissed.

3 This Court lacks jurisdiction to hear and determine an application for revision of sentence where there has been an appeal or where the Applicant ought to have appealed.

4 Accordingly, the application for revision of sentence is hereby struck out.

5 The file is hereby closed.

DATED AT SIAYA THIS 26TH DAY OF SEPTEMBER, 2019.

HON. LADY JUSTICE R.E. ABURILI

JUDGE