

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT KERUGOYA

CRIMINAL APPEAL NO. 231 OF 2012

JOSEPH WAMBUGU WAKINEAPPELLANT

VERSUS

REPUBLIC.....RESPONDENT

**(AN APPEAL ARISING FROM THE ORIGINAL CONVICTION AND SENTENCE IN
CRIMINAL CASE NO. 1228 OF 2009 OF AT THE SENIOR RESIDENT MAGISTRATE
COURT AT BARICHO ON 7/6 /2010)**

14.10.2013

Coram: Lady Justice C. Githua

C.C. Kariuki

Mr Sitati for state

Appellant absent

Mr Sitati - The appellant was released from prison on 9.10.13 after completing his sentence. When the appeal was set for hearing, the appellant was still in prison. The fact that he is not in court today shows that he is not interested in pursuing the appeal now that he has served his sentence. I pray that the appeal be marked as withdrawn.

C. GITHUA L.J.

JUDGE

14.10.2013

COURT: ORDER- In the circumstances as described by the state Counsel, the appeal herein is marked as abandoned. File is hereby marked as closed.

C. GITHUA L.J.

JUDGE

15.10.2013

In the presence of:

Mr Sitati for state.

C.C. Kariuki.