



REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NAIROBI

CRIMINAL DIVISION

(CORAM: OJWANG & WARSAME, JJ.)

CRIMINAL APPEAL NO. 177 OF 2007

KEN NDALI..... APPELLANT

-VERSUS-

REPUBLIC.....RESPONDENT

COURT ORDER

It is noted that the matter had first come up as a Revision matter, and a ruling was delivered on 10.5.07 in *Criminal Revision No. 373 of 2007*.

The Orders on that file were that the appellant be held in custody and taken for psychiatric attention; leading to certification of fitness; then fresh plea-taking before a different Magistrate.

It has been found that those orders were not served, and not acted upon.

We now order as follows:

1. The relevant files be placed before the Deputy Registrar for necessary action.
2. The said orders be served upon the Prison authorities.
3. Officer-in-charge of Kamiti Main Prison shall have the subject brought before a psychiatrist for assessment, for treatment, and for a report to be made, for the use of this Court.
4. This matter be listed for mention on **22.9.08**.

DATED and DELIVERED at Nairobi this 24th day of July, 2008.

J.B. OJWANG

M. WARSAME

JUDGE

JUDGE

Coram: Ojwang, J.

Warsame, J.

Court Clerks: Huka & Erick

Applicant in person

For the State: Mr. Makura