

**REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT NAIROBI (NAIROBI LAW COURTS)**

Misc Crim Appli 322 of 2006

EPHANTUS NJOROGE MWANGI.....APPLICANT

VERSUS

REPUBLICRESPONDENT

R U L I N G

The Applicant herein seeks this court's order to have the sentences meted against him ordered to run concurrently and not consecutively as ordered by the trial Court.

The Application is opposed by the State. **Mrs. Kagiri** for the State submitted that the consolidation of the sentences ought not to be ordered since the offences were committed separately.

I decline to alter the terms of sentence ordered by the learned trial magistrate. Having perused the judgment of the court, the issue raised by the Applicant should best be addressed in an appropriate appeal. The Application is therefore dismissed.

Dated at Nairobi this 19th day of July 2006.

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LESIIT, J.

JUDGE

Read, signed and delivered in the presence of;

Applicant

Mrs. Kagiri for the State/Respondent

Tabitha – Court clerk

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LESIIT, J.

JUDGE