

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NAIROBI
CRIMINAL DIVISION

Criminal Application 678 of 2004

**(From Original Criminal Case No.3569 of 2004 of the Chief Magistrate's Court at
Kibera)**

RICHARD NDERITU KARIUKI..... APPLICANT

VERSUS

REPUBLICRESPONDENT

RULING

The applicant was charged and convicted under Section 144 of the Penal Code. He was sentenced to 5 years imprisonment. He applies to be released on bail pending appeal and in the alternative he be given an early hearing date. The application is supported by his sworn affidavit.

The applicant has not shown sufficient reason for him to be released on bail pending appeal. He has not shown that his appeal has high chances of success.

I decline to order that he be released on bail pending appeal but I order that his appeal be given a hearing date on priority basis. These are orders of this court.

Dated and delivered at Nairobi this 1st day of February, 2005.

J.L.A. OSIEMO

JUDGE