



**Chelule alias Sammy & another v Director of Public Prosecution (Criminal Miscellaneous Application E178 of 2024) [2025] KEHC 1419 (KLR) (18 February 2025) (Ruling)**

Neutral citation: [2025] KEHC 1419 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT NAKURU  
CRIMINAL MISCELLANEOUS APPLICATION E178 OF 2024  
SM MOHOCHI, J  
FEBRUARY 18, 2025**

**BETWEEN**

**SAMUEL KIPNGENO CHELULE ALIAS SAMMY ..... 1<sup>ST</sup> APPLICANT**

**KELVIN KIPRONO BYEGON ALIAS KIMALEL ..... 2<sup>ND</sup> APPLICANT**

**AND**

**DIRECTOR OF PUBLIC PROSECUTION ..... RESPONDENT**

**RULING**

1. This court finds favour with undated Notice of Motion seeking review of the sentence imposed to include the pre-trial remand period served.
2. I hereby invoke the provision of Section 333 of the *Criminal Procedure Code* to vary the sentence imposed.
3. The sentence imposed shall run from September 14, 2015.

It is so ordered.

**SIGNED, DATED AND DELIVERED**

**AT NAKURU ON THIS 18<sup>TH</sup> DAY OF FEBRUARY, 2025.**

**MOHOCHI S. M.**

**JUDGE**

