



**Njenga v Republic (Criminal Miscellaneous Application
E064 of 2025) [2025] KEHC 13112 (KLR) (19 June 2025) (Ruling)**

Neutral citation: [2025] KEHC 13112 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KIAMBU
CRIMINAL MISCELLANEOUS APPLICATION E064 OF 2025
DO CHEPKWONY, J
JUNE 19, 2025**

BETWEEN

JOHN REGEI NJENGA APPLICANT

AND

REPUBLIC RESPONDENT

RULING

1. The matter is scheduled for interparties hearing of the Notice of Motion application dated 9th May, 2025 in which the Applicant, John Regei has sought for orders that:-
 - a. The Honourable Court be pleased to allow the Applicant to file an appeal out of time.
 - b. The Applicant be exempted from paying costs as he is a pauper.
2. The application is premised on the Supporting Affidavit sworn by the Applicant. In response thereto, the Respondent's counsel has not opposed the application.
3. In view of this, the Notice of Motion application dated 9th May, 2025 is unchallenged and is therefore allowed in the following terms:-
 - a. The Applicant be and is hereby granted leave to file an appeal out of time.
 - b. The Applicant to file and serve a Memorandum of Appeal within thirty (30) days for the date of this ruling.
 - c. Mention on 7th July, 2025 before the Deputy Registrar for parties to confirm;
 - i. Filing of a Memorandum of Appeal and opening of an appeal file.
 - ii. Directions to issue.

It is so ordered.



RULING DELIVERED VIRTUALLY, DATED AND SIGNED AT KIAMBU THIS 19TH DAY OF JUNE 2025.

D. O. CHEPKWONY

JUDGE

In the presence of:

Applicant in person – present

M/S Ndeda counsel for the Respondent.

Court Assistant - Martin

