



**Njambi & another v Republic (Criminal Revision 155 of 2019)
[2024] KEHC 1075 (KLR) (Crim) (5 February 2024) (Ruling)**

Neutral citation: [2024] KEHC 1075 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)
CRIMINAL
CRIMINAL REVISION 155 OF 2019
LN MUTENDE, J
FEBRUARY 5, 2024**

BETWEEN

KENNETH NGUGI NJAMBI 1ST APPLICANT

PETER MUSYOKI 2ND APPLICANT

AND

REPUBLIC RESPONDENT

RULING

1. Kenneth Ngugi Njambi was arraigned, charged, tried and convicted for the offence of robbery with violence contrary to Section 295 as read with Section 296(2) of the *Penal Code*.
2. Following the conviction, he was sentenced to serve ten (10) years imprisonment on 5th March, 2019.
3. Through a Notice of Motion dated 3rd June, 2019, the applicant seeks an order directing the sentence to run from the date of arrest.
4. I have perused the record of the Lower Court. It is apparent that the trial court took into account the period he spent in remand custody.
5. In the result, the application lacks merit. Accordingly it is dismissed.
6. It is so ordered.

DATED, SIGNED AND DELIVERED VIRTUALLY THROUGH MICROSOFT TEAMS AT NAIROBI, THIS 5TH DAY OF FEBRUARY, 2024.

L. N. MUTENDE

JUDGE



In The Presence of:

Court Assistant: Habiba/Hadija

No appearance for the 1st Applicant

No appearance for 2nd Applicant

Ms Tumaini Wafula for the Respondent/ODPP

