



**Ogutu v Republic (Miscellaneous Criminal Application
E071 of 2024) [2024] KEHC 5704 (KLR) (21 May 2024) (Ruling)**

Neutral citation: [2024] KEHC 5704 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
MISCELLANEOUS CRIMINAL APPLICATION E071 OF 2024**

RE ABURILI, J

MAY 21, 2024

BETWEEN

AMOS ONYANGO OGUTU APPLICANT

AND

REPUBLIC RESPONDENT

*(From the original conviction and sentence in the Senior Principal
Magistrate's Court Criminal Case No. E0112 of 2022 at Tamu)*

RULING

1. I have considered the application dated 8th December 2024.
2. The Applicant is a convict in Tamu SPM Criminal Case No. E0112 of 2022 where he was sentenced to serve seven (7) years for the offence of stock theft contrary to Section 278 of the *Penal Code*. This was on 23rd May 2022.
3. He seeks for sentence reduction.
4. I find no merit in the application as the Applicant had the opportunity to appeal.
5. I dismiss the application.
6. This file is closed.

DATED, SIGNED AND DELIVERED AT KISUMU THIS 21ST DAY OF MAY, 2024

R. E. ABURILI

JUDGE

