



**K v Republic (Miscellaneous Criminal Application E091 of 2024)  
[2024] KEHC 10610 (KLR) (10 September 2024) (Ruling)**

Neutral citation: [2024] KEHC 10610 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
MISCELLANEOUS CRIMINAL APPLICATION E091 OF 2024  
RE ABURILI, J  
SEPTEMBER 10, 2024**

**BETWEEN**

**NK ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

*(From the original conviction and sentence in Winam Senior Principal  
Magistrate Criminal Sexual Offences Case No. E024 of 2023)*

**RULING**

1. The convict NK was sentenced to serve 10 years’ imprisonment for the offence of attempted defilement *vide* Winam SPM [Sexual Offences](#) no E024 of 2023 on 21<sup>st</sup> November 2023.
2. The sentence was to take into account the period that the convict had been in remand custody.
3. Vide Revision no E006 of 2024}}, the application for revision of sentence was dismissed on 19<sup>th</sup> March 2024.
4. The convict has again sought for sentence review. I find no reason to review or revise the lawful sentence imposed.
5. The application filed on 14<sup>th</sup> June 2024 for sentence review is dismissed for being an abuse of court process.
6. Signal to issue. This file is closed.

**DATED, SIGNED AND DELIVERED AT KISUMU THIS 10<sup>TH</sup> DAY OF SEPTEMBER, 2024**

**R. E. ABURILI**

**JUDGE**

