



REPUBLIC OF KENYA



**Omondi & another v Republic (Criminal Revision E106 of 2022)  
[2023] KEHC 2288 (KLR) (23 March 2023) (Ruling)**

Neutral citation: [2023] KEHC 2288 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KISUMU  
CRIMINAL REVISION E106 OF 2022  
RE ABURILI, J  
MARCH 23, 2023**

**BETWEEN**

**DENNIS OMONDI ..... 1<sup>ST</sup> APPLICANT**

**STEVEN BIKO ..... 2<sup>ND</sup> APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

*(From the original conviction and sentence in Criminal Case No E178 of 2021  
in the Chief Magistrate's Court at Kisumu delivered on 16th November 2022)*

**RULING**

1. The Convicts herein Dennis Omondi and Steven Biko were convicted vide Kisumu Criminal Case No E178 of 2021 of the offences of assault causing actual bodily harm and reckless and negligent acts causing harm contrary to Section 243(d) of the *Penal Code*.
2. They were sentenced to serve twelve (12) months imprisonment on the second count and eighteen (18) months imprisonment on the 3<sup>rd</sup> count. Sentences to run concurrently. The conviction and sentence order was rendered made on November 16, 2022.
3. On December 21, 2022, the Court directed that review of sentence be made later as the inmate had been in prison for only one (1) month.
4. The convict has not lodged any sentence review application for consideration.
5. This file is now closed.

**DATED, SIGNED AND DELIVERED AT KISUMU THIS 23<sup>RD</sup> DAY OF MARCH, 2023**

**R. E. ABURILI**



**JUDGE**

