



**Ogola v Republic (Miscellaneous Criminal Application
E051 of 2022) [2023] KEHC 19003 (KLR) (19 June 2023) (Ruling)**

Neutral citation: [2023] KEHC 19003 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KISUMU
MISCELLANEOUS CRIMINAL APPLICATION E051 OF 2022**

RE ABURILI, J

JUNE 19, 2023

BETWEEN

KENNEDY JUMA OGOLA APPLICANT

AND

REPUBLIC RESPONDENT

RULING

1. This file is similar to HCCR Misc. Application No. E030 of 2023. In the latter case, the Applicant/ Convict Kennedy Juma sought for consideration of his 25 years' imprisonment imposed to be calculated from date of arrest on 1st August 2007.
2. This court has considered that application in accordance with Section 333(2) of the *Criminal Procedure Code* and allowed it.
3. In the present file, no documents were filed although the file was opened and entered in the CTS, making it active yet there is nothing pending for consideration.
4. Accordingly, as this file is similar to Misc. Criminal Application No. E030 of 2023 which has been determined and as nothing was filed herein, this matter is struck out for duplicity and file is closed.
5. I so order.

DATED, SIGNED AND DELIVERED AT KISUMU THIS 19TH DAY OF JUNE, 2023

R. E. ABURILI

JUDGE

