



**Mwambela v Republic (Petition E116 of 2023)  
[2024] KEHC 13303 (KLR) (4 November 2024) (Ruling)**

Neutral citation: [2024] KEHC 13303 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT VOI  
PETITION E116 OF 2023  
AN ONGERI, J  
NOVEMBER 4, 2024**

**BETWEEN**

**RODGERS MWAMBELA ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

**RULING**

1. The Applicant filed a similar application dated 2<sup>nd</sup> September 2020 seeking review of the sentence meted by the trial court.
2. The application was dismissed on 11<sup>th</sup> February, 2021 by the High Court at Mombasa.
3. The court has no jurisdiction to handle a second review in the circumstances.
4. The Applicant can only appeal to the High Court against the sentence.
5. The Applicant can file an application for leave to appeal out of time.
6. The application for review is accordingly dismissed.
7. Mention on 18<sup>th</sup> November, 2024 for the Applicant to make the necessary application.

**DATED, SIGNED AND DELIVERED THIS 4<sup>TH</sup> DAY OF NOVEMBER 2024 IN OPEN COURT AT VOI.**

**LADY JUSTICE ASENATH ONGERI**

**JUDGE**

In the presence of:-

Maina/Trizah – Court Assistants



Mr. Sirima for the Respondent

The Applicant present in person

