



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA**

**AT SIAYA**

**MISC. CRIMINAL APPLICATION NO. 30 OF 2020**

**BILLY OMONDI KEFA.....APPLICANT**

**VERSUS**

**REPUBLIC.....RESPONDENT**

**RULING**

1. The applicant was convicted under Section 8(1) as read with Section 8(2) of the Sexual Offences Act for defiling a child. He was sentenced to serve 35 years imprisonment. The maximum/minimum penalty under the Act for defilement under Section 8(2) of the Sexual Offences Act is life imprisonment.
2. Accordingly, the convict/applicant was given the least severe sentence.
3. I decline the application and dismiss it for want of merit.
4. File closed.
5. Orders accordingly.

**Dated, signed and Delivered at Siaya this 7<sup>th</sup> Day of July 2020**

**R.E. ABURILI**

**JUDGE**