



**REPUBLIC OF KENYA**

**IN THE HIGH COURT OF KENYA AT KISUMU**

**(CORAM: CHERERE-J)**

**CRIMINAL PETITION NO. 33 OF 2019**

**BETWEEN**

**ELPHAS KENGO ONYANGO.....1<sup>st</sup> APPLICANT**

**ENOS KALO AKUTE.....2<sup>ND</sup> APPLICANT**

**AND**

**REPUBLIC.....RESPONDENT**

**RULING**

1. On 30<sup>th</sup> May, 2019, this court resented the Appellants and others to 30 years' imprisonment.
2. The applicants pray for review of the sentence on the ground that they have been in custody for 16 years.
3. There is no provision in law that gives this court power to review its own order on sentence.
4. The Petition is considered and found to have no merit and it is dismissed.

**DATED AND DELIVERED IN KISUMU THIS 13<sup>th</sup> DAY OF *November*, 2019**

**T.W. CHERERE**

**JUDGE**

**Delivered in open court in the presence of-**

**Court Assistant - Amondi/Okodoi**

**1st Petitioner - Present in person**

**2nd Petitioner - Present in person**

**For the State - Ms. Gathu**