

REPUBLIC OF KENYA

IN THE HIGH COURT OF KENYA AT MERU

MISCELLANEOUS CRIMINAL CASE NO. 17 OF 2017

(in the matter of an intended Appeal)

Between

JOHN MWITI KIRIANGI.....APPLICANT

VERSUS

REPUBLIC.....RESPONDENT

RULING

I have considered the application and the Supporting Affidavit. I have considered the reason advanced for the delay. I have noted that the decision sought to be appealed was made on 1st March, 2017 and the Applicant came to Court on 22nd March, 2017, a delay of 7 days only. Taking into consideration all the foregoing, I allow the application as prayed.

The Petition of Appeal annexed to the Motion is hereby deemed as having been filed within time. The same be served upon the Director of Public Prosecutions (DPP).

The Registry do open an appeal file and this file be closed.

DATED, SIGNED AND DELIVERED THIS 4TH DAY OF MAY, 2017.

A. MABEYA

JUDGE

04/04/2017