



**Ndaimenyi v Republic (Criminal Revision E101 of 2025)  
[2025] KEHC 13634 (KLR) (2 October 2025) (Ruling)**

Neutral citation: [2025] KEHC 13634 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KIBERA  
CRIMINAL REVISION E101 OF 2025  
DR KAVEDZA, J  
OCTOBER 2, 2025**

**BETWEEN**

**JOSEPH NDAIMENYI ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

**RULING**

1. The applicant was charged and after a full trial convicted for the offence of conveying suspected stolen property contrary to section 323 of the Penal Code. He was sentenced to serve three (3) years imprisonment.
2. He has filed the application dated 4<sup>th</sup> September 2025 seeking sentence review. The grounds raised are that he is the sole breadwinner in his family who have suffered since his incarceration. He is remorseful for the offence committed. He has undergone rehabilitation. He urged the court to revise the sentence of the trial court to a non-custodial sentence.
3. I have considered the application, the grounds in support and the applicable law. From the record of the trial court, the court considered the applicant's mitigation, and that he was a first offender before sentencing. Having considered the application in its totality. The sentence imposed was also legal in the circumstances of the case.
4. In my view I find no good cause or reason to revise the sentence imposed by the trial court. The application dismissed.

Orders accordingly.

**RULING DATED AND DELIVERED VIRTUALLY THIS 2<sup>ND</sup> OCTOBER 2025**

**D. KAVEDZA**

**JUDGE**

