



**Shirumba v Republic (Miscellaneous Criminal Application  
E158 of 2025) [2025] KEHC 13548 (KLR) (1 October 2025) (Ruling)**

Neutral citation: [2025] KEHC 13548 (KLR)

**REPUBLIC OF KENYA  
IN THE HIGH COURT AT KIBERA  
MISCELLANEOUS CRIMINAL APPLICATION E158 OF 2025**

**DR KAVEDZA, J**

**OCTOBER 1, 2025**

**BETWEEN**

**BENSON AMHOME SHIRUMBA ..... APPLICANT**

**AND**

**REPUBLIC ..... RESPONDENT**

**RULING**

1. The applicant was convicted of the offense of defilement contrary to section 8(1) as read with section 8(3) of the *Sexual Offences Act* No. 3 of 2006. He was sentenced to twenty years imprisonment. The sentence was computed less by one (1) year six (6) months and twenty-six (26) days, the time spent in pre-trial custody.
2. He filed the present undated application received on 19<sup>th</sup> August 2025 seeking sentence review. The grounds raised are that he has served a substantial term of his sentence. 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, the time spent in remand custody and the fact that the applicant 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 for lacking in merit.

**RULING DATED AND DELIVERED VIRTUALLY THIS 1<sup>ST</sup> OCTOBER 2025**

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**D. KAVEDZA**



**JUDGE**

