



**REPUBLIC OF KENYA**  
**IN THE COURT OF APPEAL**

**AT NYERI**

**CORAM: SHAH, J.A. (IN CHAMBERS)**

**CRIMINAL APPLICATION NO. NAI. 45 OF 2002 (NYR. 5/2002)**

**GIBSON WANJOHI WAMUYU.....APPLICANT**

**AND**

**REPUBLIC.....RESPONDENT**

**(Application for extension of time to file appeal out of time in an intended appeal from a judgment of the High Court of Kenya at Nyeri (Juma, J) dated 4th April, 2001**

**in**

**H.C.C.R.A. NO. 7 OF 2000)**

**\*\*\*\*\***

**R U L I N G**

Although the state is not opposing this application, there can be no appeal to this Court in regard to a lawfully passed sentence. There is no suggestion that the sentence is illegal. This application is dismissed.

***Dated and delivered at Nyeri this 29 th day of October, 2002.***

**A.B. SHAH**

**.....**

**JUDGE OF A PPEAL**

***I certify that this is a true copy of the original.***

**DEPUTY REGISTRAR.**