



**IN THE COURT OF APPEAL
AT KISUMU**

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

CRIMINAL APPLICATION NO. NAI.39 OF 2002 (KSM.2/2002)

BETWEEN

JAMES OTIENO JUMAAPPLICANT

AND

REPUBLICRESPONDENT

**(An application for extension of time to lodge an appeal
out of time from a Judgment of the High Court of Kenya at
Kisumu (Tanui & Gacheche,JJ) dated 17th June, 2002**

in

H.C.C.CR. APPEAL NO. 88 OF 2001)

R U L I N G

The state not objecting, quite properly so, I extend time to lodge the applicant's notice of appeal out of time so that the notice of appeal already lodged on 19th July, 2002 is deemed to be filed in time. The Registry may proceed prepare the record of appeal.

Dated and delivered at Kisumu this 25th day of November, 2002.

A. B. SHAH

.....

JUDGE OF APPEAL

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

DEPUTY REGISTRAR