

REPUBLIC OF KENYA

IN THE COURT OF APPEAL
AT KISUMU

CORAM: AKIWUMI, J.A. (IN CHAMBERS)
CRIMINAL APPEAL APPLICATION NO. 3 OF 2000

BETWEEN

MAURICE ONYANGO1STAPPELLANT

PETER ADIPO WANYWA2NDAPPELLANT

AND

REPUBLICRESPONDENT

**(Appeal from the Judgment of the High Court of Kenya
at Kisumu (Hon. Mr. Justice Wambilyangah) dated 18th
June, 1999**

in

H.C.CR. APPEAL NO. 210 & 211 OF 1998)

R U L I N G

Even if Mr. Gacivih had not opposed the present application for extension of time for the applicants to lodge their notice of appeal against their conviction, I would, in the particular circumstances of the matter, have done so which I hereby do. In the result, the notices of appeal filed by the applicants according to rule 66 of our Rules on 13th July, 1999 are hereby deemed to have been filed in time.

Dated and delivered at Kisumu this 21st day of November, 2000 .

A. M. AKIWUMI

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JUDGE OF APPEAL

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

DEPUTY REGISTRAR