



REPUBLIC OF KENYA



KENYA LAW
THE NATIONAL COUNCIL FOR LAW REPORTING
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**Karanja v Republic (Criminal Revision E082 of 2025)
[2025] KEHC 11302 (KLR) (31 July 2025) (Ruling)**

Neutral citation: [2025] KEHC 11302 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT KIBERA
CRIMINAL REVISION E082 OF 2025**

**DR KAVEDZA, J
JULY 31, 2025**

BETWEEN

BONIFACE KIMANI KARANJA APPLICANT

AND

REPUBLIC RESPONDENT

RULING

1. The applicant was charged and convicted for the offence of obtaining money by false pretences contrary to section 313 of the *Penal Code*. He was sentenced to serve two years imprisonment. He was also convicted on 8 counts of issuing a bad cheque contrary to section 316A (1) of the *Penal Code*. He was sentenced to pay a fine of Kshs.50,000 on each count in default to serve 12 months imprisonment on each count.
2. The applicant's earlier application for sentence review dated 24th June 2025 was considered and allowed on 28th July 2025. This court considered the period the applicant spend in remand custody and accordingly reduced his custodial sentence by ten months.
3. The applicant has now filed a fresh application dated 29th July 2025 seeking immediate release citing deteriorating health. He avers that he suffers from a heart-related condition and that continued incarceration poses a risk to his life. He further states that he is the sole breadwinner for his family, and his continued detention is causing undue hardship to his dependants.
4. I have considered the application, the affidavit in support, and the attached medical documents. While the applicant claims to have a heart condition, the evidence before the court does not demonstrate that the condition cannot be adequately managed within the prison medical facilities. The applicant has not established any exceptional or compelling grounds that would warrant his early release under the law.
5. Importantly, this court has no jurisdiction to release the applicant on grounds that he is suffering in prison.



6. In the circumstances, the application dated 29th July 2025 is an abuse of the court process and is dismissed for lacking in merit.

RULING DATED AND DELIVERED VIRTUALLY THIS 31ST DAY OF JULY 2025

D. KAVEDZA

JUDGE

