



**Muchiri v Republic (Criminal Revision E105 of 2025)
[2025] KEHC 11853 (KLR) (5 August 2025) (Ruling)**

Neutral citation: [2025] KEHC 11853 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT ELDORET
CRIMINAL REVISION E105 OF 2025
RN NYAKUNDI, J
AUGUST 5, 2025**

BETWEEN

GEOFFREY MUCHIRI APPLICANT

AND

REPUBLIC RESPONDENT

RULING

Representation:

M/s Sidi for the State

1. The applicant herein was charged with the offence of creating disturbance in a manner likely to cause breach of peace contrary to section 95(1)(b) of the *Penal Code*. The brief facts were that the Applicant on the 4th day of May 2025, at Signpost area in Turbo Sub County within Uasin Gishu county created disturbance in a manner likely to cause breach of peace by threatening to fight his mother namely Debora Muiruri, punching windows and using obscene language. He pleaded guilty to the offence, was convicted and sentenced to 4 months' imprisonment.

Decision

2. The applicant on his own plea of guilty was convicted and sentenced to 4 months' imprisonment. As at the time of this revision on sentence under section 362 & 364 of the *Criminal Procedure Code* he had already completed serving the custodial sentence in default of non-payment of fine. The remedy has been spent and nothing for this court to exercise judicial discretion within the enabling provisions of the law. It is so ordered.

DATED, SIGNED AND DELIVERED VIA CTS AT ELDORET THIS 5TH AUGUST 2025

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R. NYAKUNDI
JUDGE

