IN THE HIGH COURT FOR ZAMBIA **2026/HP/EP/039**
AT THE PRINCIPAL REGISTRY
HOLDEN AT LUSAKA
(Civil Jurisdiction)

IN THE MATTER OF: **ARTICLE 73 (1) OF THE CONSTITUTION OF ZAMBIA (AMENDMENT) ACT NO. 2 OF 2016 OF THE LAWS OF ZAMBIA**

IN THE MATTER OF: **SECTIONS 72, 76, 87, 97, 98, 99, 100 AND 108 OF THE ELECTORAL PROCESS ACT NO. 35 OF 2016 OF THE LAWS OF ZAMBIA**

IN THE MATTER OF: **RULE 9 OF THE HIGH COURT (ELECTION PETITION) RULES, 2026 OF THE LAWS OF ZAMBIA**

AND

IN THE MATTER OF: **AN ELECTION PETITION RELATING TO THE CHILUBI CONSTITUENCY PARLIAMENTARY ELECTION**

BETWEEN:

SIMON MUSONDA MUWA **PETITIONER**

AND

MATHIAS CHITEMBO **1ST RESPONDENT**

ELECTORAL COMMISSION OF ZAMBIA **2ND RESPONDENT**

REPUBLIC OF ZAMBIA HIGH COURT OF ZAMBIA 15 SEP 2026 PRINCIPAL REGISTRY P.O. BOX 50067, LUSAKA

REPLY TO 2ND RESPONDENT'S ANSWER

The Petitioner **SIMON MUSONDA MUWA**, replies to the Answer of 2nd Respondent and **SHOWETH THAT:**

1. The Petitioner makes no comment on the contents of Paragraphs 1 and 2 of the 2nd Respondent's answer.

2. The Petitioner denies the contents of paragraph 3 of the 2nd Respondents answer and avers that the contents of the Gen 20(b) form cannot stand in isolation and the Petitioner further avers that the guidelines and formation of the Gen 20(b) form is based on the contents of the Gen20 (a) forms which have never been availed.

3. Further to the aforesaid the 2nd Respondent has a duty to provide the Gen20 (a) forms and the denial/ neglect of the 2nd Respondent to put a duty on the Petitioner to prove the same is a dereliction of duty.

4. The Petitioner makes no comment as to the contents of paragraph 4 of the 2nd Respondents answer and merely repeats the contents of paragraph 8 of the amended petition.

5. The Petitioner denies contents of paragraph 5 of the 2nd Respondents answer and shall repeats the contents of paragraph 9 of the Petitioner and shall further aver that the agents/ monitors of the Petitioner were given very limited if any access to monitor the said polling stations.

6. The contents of paragraph 6 are denied and the Petitioner shall aver that the Gen 20b forms are only granted to the agent at the totalling centre and that the agents of the Petitioner at the various polling stations are handed a Gen20a form which has not up to today given to any of the Petitioner's agents.

7. The Petitioner denies the contents of paragraph 7 of the 2nd Respondents answer and repeats the contents of paragraph 11 of the amended petition herein.

8. The Petitioner denies the contents of paragraph 8 of the 2nd Respondent's answer and shall aver that the videos the petitioner has exhibited in his Affidavit in Support of the amended petition is sufficient.

9. The Petitioner denies the contents of paragraph 9 of the 2nd Respondent and shall repeat the contents of paragraph 12 of the amended petition.

10. The contents of paragraph 10 are denied and the Petitioner shall repeat the contents of all paragraphs in the amended petition.

Dated at Lusaka this _____ day of _____ 2026.

THE PETITIONER

Prepared by: _____

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ADVOCATES FOR THE PETITIONER

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