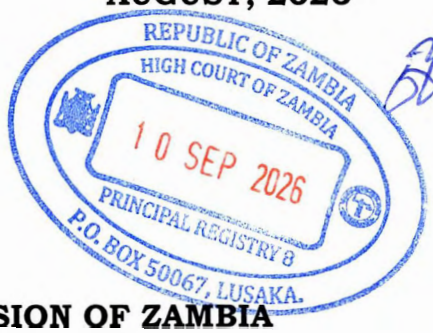
IN THE HIGH COURT FOR ZAMBIA **2026/HP/EP/041**

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 81, 83, 84, 97, 98 AND 100 (1) (a) OF THE ELECTORAL PROCESS ACT NO. 35 OF 2016 OF THE LAWS OF ZAMBIA**
IN THE MATTER OF:	**REGULATION 15 OF THE ELECTORAL CODE OF CONDUCT, 2016**
IN THE MATTER OF:	**THE HIGH COURT ELECTION PETITION RULES, 2026 S.I NO. 31 OF 2026**
IN THE MATTER OF:	**AN ELECTION PETITION RELATING TO CHAMA SOUTH CONSTITUENCY PARLIAMENTARY *ELECTIONS HELD* ON THURSDAY, 13TH AUGUST, 2026**



BETWEEN:

DANIEL PHIRI	**PETITIONER**
AND	
NKHATA JERIX	**1ST RESPONDENT**
ELECTORAL COMMISSION OF ZAMBIA	**2ND RESPONDENT**

AFFIDAVIT IN OPPOSITION TO AFFIDAVIT VEIFYING FACTS

I, **NKHATA JERRIX** a Zambian national of 506, Kudu Road, Kabulonga in the Lusaka District and Province of the Republic of Zambia **DO HEREBY MAKE OATH** and **SAY** as follows:

1. That my name, nationality and residential address are as stated above.
2. That I am the 1st Respondent herein, therefore competent to depose to this affidavit from facts within my personal knowledge belief and information.

3. That I have read the Petitioner's Affidavit Verifying Facts and wish to respond as follows:
4. That the contents of paragraph 1, 2, 3, 4 and 5 of the Affidavit Verifying Facts are not in dispute.
5. That I deny the contents of paragraph 6 of the Affidavit Verifying Facts and state that the 1st and 2nd Respondent acted within the law at all times and did not flout any electoral process rules and guidelines.
6. That further to paragraph 5, I did not, either by myself, my agents or servants cause or instigate any violence, bribery or voter manipulation on the alleged dates and in the whole election period.
7. That I deny the contents of paragraph 7 of the Affidavit Verifying Facts and state that at no point did I in the company of my supporters give out K50 notes in exchange of Voters Cards and National Registration Cards.
8. That I deny the content of paragraph 8 of the Affidavit Verifying Facts and will repeat the averments stated in paragraph 5,6 and 7 of this Affidavit.
9. That the contents of paragraph 9 of the Affidavit Verifying Facts are denied and I will say that, I did not spread any falsehoods against the Petitioner with the aim of discouraging voters from voting for him or utter any words alleging the Petitioner's demise. Furthermore, I was not aware that the Petitioner was involved in a road traffic accident during the campaign or election period.
10. That I deny the contents of paragraph 10 of the Affidavit Verifying Facts and will repeat the averments stated under paragraph 7 of this Affidavit and the Petitioner will be put to strict proof thereof.
11. Further to paragraph 11, the 1st Respondent will maintain and state that the 1st and 2nd Respondent acted within the law at all times and did not flout

any electoral process rules and guidelines and I will further aver that to the best of my knowledge, the integrity and transparency of the election was done in consultation and consent of all parties and all stakeholders involved.

12. That I depose to the above verily believing the same to be true and correct in all aspects.

SWORN BY the said)
NKHATA JERRIX at Lusaka)
this day of 2026)

DEPONENT

BEFORE ME: _____

COMMISSIONER FOR OATHS

REPUBLIC OF ZAMBIA
HIGH COURT OF ZAMBIA
18 SEP 2026
COMMISSIONER FOR OATHS
P.O. BOX 50067, LUSAKA