IN HIGH COURT FOR ZAMBIA **2026/HP/EP/031**
AT THE PRINCIPAL REGISTRY
HOLDEN AT LUSAKA
(Election Jurisdiction)

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

AND

IN THE MATTER OF: **SECTIONS 72,92,96.97.98.99 AND 100(1)(a) OF THE ELECTORAL PROCESS ACT NO. 35 OF 2016 OF THE LAWS OF ZAMBIA**

AND

IN THE MATTER OF: **PART III OF THE HIGH COURT (ELECTION PETITION) RULES 2026 OF THE LAWS OF ZAMBIA**

AND

IN THE MATTER OF: **AN ELECTION PETITION RELATING TO MSANZALA CONSTITUENCY PARLIAMENTARY ELECTIONS HELD ON THURSDAY,13th AUGUST 2026**

BETWEEN:

ELIAS DAKA (MALE) **PETITIONER**

AND

AMON MUMBA (MALE) **1st RESPONDENT**

ELECTORAL COMMISSION OF ZAMBIA **2nd RESPONDENT**

AFFIDAVIT OF SERVICE

I, **ISAAC PHIRI,** a Zambian national ordinarily resident at Plot No. 37/10 Kabwata Township, in the City and Province of Lusaka in the Republic of Zambia do hereby MAKE OATH and SAY as follows:

1. That my full names, nationality and residential address are as stated above.

2. That I am an employee of Messrs. Kang'ombe & Associates therefore, competent to swear this affidavit from facts within my personal knowledge.

3. That Petitioner and the 2nd Respondent were respectively served all the documents contained in the letters of service. Now produced and respectively marked exhibit **"IP1-IP2"** are copies of the said letters of service.

4. That I depose to the above facts believing the same to be true and correct to the best of my knowledge and belief.

SWORN by the **SAID**

ISAAC PHIRI

AT Lusaka

This.....

Day of.....2026

Deponent:.....

SIGNATURE

BEFORE ME:

.....

COMMISSIONER FOR OATHS

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

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AND

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ELECTORAL COMMISSION OF ZAMBIA **2nd RESPONDENT**

CERTIFICATE OF EXHIBITS

I certify that this is the true exhibit marked **"IP1-IP2"** referred to in the Affidavit of one **ISAAC PHIRI** filed herein.

Dated at Lusaka this 9 day of Sept 2026.

COMMISSIONER FOR OATHS

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

IP1

Our Ref: CKS/bmk/fs/vc/kk/08/09/2026

8/09/26

Oliver Chipeta

8th September, 2026

To: **The Election Commission of Zambia**
Election House, Haile Selassie Avenue
Longacre's
P.O Box 50274
Lusaka, Zambia

To. **Messrs. Friday Besa & Advocates**
Plot No. 1146/15 Lagos Road
Rhodes Park
Lusaka, Zambia

FRIDAY BESA & ASSOCIATES
Advocates And Commissioners For Oaths
Plot No: Lus / 1146
15 Lagos Road, Rhodes Park
P. O Box 37383 Lusaka
Tel:+260 211293124

Dear Sir/Madam,

RE: ELLIAS DAKA VS AMON MUMBA AND ELECTORAL COMMISSION OF ZAMBIA – 2026/HP/EP/031

Reference is made to the above captioned matter.

Kindly find enclosed herewith the following court documents by way of service upon your good-selves.

1. Answer to petition;
2. Affidavit in opposition to Affidavit verifying facts;
3. Skeleton Arguments;
4. List of Authority and Copies of those authorities;
5. List and Description of Documents to be relied on by the 1st Respondent;
6. 1st Respondents Bundle of Documents; and
7. Notice of Appointment as Advocates;

The above documents are enclosed herewith for your attention and necessary action.

We shall be grateful if you would kindly acknowledge receipt of this letter together with the enclosed document by affixing your official stamp, signature, and date on the duplicate copy hereof, which is enclosed for that purpose.

Please accept the assurances of our highest consideration.

Yours faithfully,

MESSRS. KANG'OMBE & ASSOCIATES

Received by.....

Signature.....

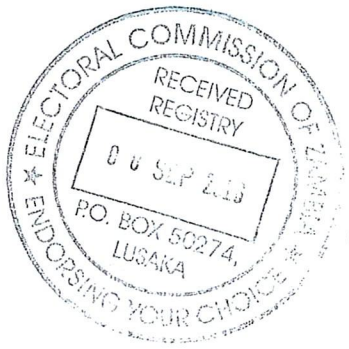
Date..... .

IP2

Our Ref: CKS/bmk/fs/vc/kk/08/09/2026

8th September, 2026

To: **The Election Commission of Zambia**
Election House, Haile Selassie Avenue
Longacre's
P.O Box 50274
Lusaka, Zambia



14:40hrs

To. **Messrs. Friday Besa & Advocates**
Plot No. 1146/15 Lagos Road
Rhodes Park
Lusaka, Zambia

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RE: ELLIAS DAKA VS AMON MUMBA AND ELECTORAL COMMISSION OF ZAMBIA – 2026/HP/EP/031

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Received by.....

Signature.....

Date..... .