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

IN THE MATTER OF:	**AN ELECTION PETITION OF ELIAS DAKA**
IN THE MATTER OF:	**ARTICLE 73(1) OF THE CONSTITUTION OF THE REPUBLIC OF ZAMBIA**
IN THE MATTER OF:	**SECTIONS 97(2), 99 AND 100(2)(a) OF THE ELECTORAL PROCESS ACT NO. 35 OF 2016**
IN THE MATTER OF:	**MUSANZALA CONSTITUENCY ELECTION HELD ON 13TH AUGUST, 2026**
IN THE MATTER OF:	**RULE 9 OF THE HIGH COURT (ELECTION PETITIONS) RULES SI 31 OF 2026**

BETWEEN:

ELIAS DAKA **PETITIONER**

AND

AMON MUMBA **1ST RESPONDENT**

THE ELECTORAL COMMISSION OF ZAMBIA **2ND RESPONDENT**

REPUBLIC OF ZAMBIA HIGH COURT OF ZAMBIA 11 SEP 2026 PRINCIPAL REGISTRY P.O. BOX 50067 LUSAKA.

AFFIDAVIT OF SERVICE

I, CHIMWEMWE MALAMA, a Zambian national of 54 Senanga Road in the City and Province of Lusaka in the Republic of Zambia, **DO HEREBY MAKE OATH** and **SAY** as follows:

1. **THAT** my particulars are as stated above.

2. **THAT** I am a Legal Assistant in the firm of Messrs. Mazuba Banda and Company, the Advocates seized with the care and conduct of this matter on behalf of the 2nd Respondent, and as such I am competent to swear this Affidavit from facts within my personal knowledge, information and belief.

3. **THAT** on 9th September 2026, I duly served upon the Petitioner the Answer to the Petition; Affidavit in Opposition; list of Authorities and Skeleton Arguments. There is now produced and shown to me marked **"CM1"**, being a true copy of the Acknowledgment of Service acknowledging receipt thereof.

4. **THAT** I depose to the foregoing facts verily believing the same to be true and correct to the best of my knowledge, information, and belief.

SWORN at Lusaka by the said)
CHIMWEMWE MALAMA)
This 11th day of Sep 2026)

_____
DEPONENT

BEFORE ME: _____

COMMISSIONER FOR OATHS

KATUNGU MAINGA
(LL.B), AHCZ, ASCZ
11 SEP 2026
LEGAL PRACTITIONER
COMMISSIONER FOR OATHS

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ELIAS DAKA **PETITIONER**

AND

AMON MUMBA **1ST RESPONDENT**

THE ELECTORAL COMMISSION OF ZAMBIA **2ND RESPONDENT**

CERTIFICATE OF EXHIBIT

This is the true copy of the exhibit marked **"CM1"** referred to in the Affidavit of **CHIMWEMWE MALAMA** sworn before me.

Dated at Lusaka the 11th day of September 2026.

BEFORE ME: _____

COMMISSIONER FOR OATHS

KATUNGU MAINGA
(LL.B), AHCZ, ASCZ
11 SEP 2026
LEGAL PRACTITIONER
COMMISSIONER FOR OATHS

CM 1

MAZUBA BANDA
& COMPANY

Email: info@mazubabandaandco.com
Phone: +260 570 990330 | +260 767 454828
P/B E891 BOX NO. 228

8th September 2026

Messrs. Friday Besa and Associates,
Plot No. 1146/15 Lagos Road,
Rhodespark,
Box 37383,
Lusaka, Zambia

Dear Sir,

RE: ELIAS DAKA v. AMON MUMBA AND ELECTORAL COMMISSION OF ZAMBIA-2026/HP/EP/031

The above subject matter refers.

Kindly find enclosed herewith the following documents:

i. Answer to the Petition;
ii. Affidavit in Opposition;
iii. List of Authorities; and
iv. Skeleton Arguments.

Please acknowledge safe receipt of this letter by signing the enclosed copy hereof.

Yours faithfully,

MAZUBA BANDA & COMPANY

Received by: Mary. M
on 9/09/2026

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