IN THE HIGH COURT FOR ZAMBIA
AT THE PRINCIPAL REGISTRY
HOLDEN AT LUSAKA
(Civil Jurisdiction)

2026/HP/018

REPUBLIC OF ZAMBIA
HIGH COURT OF ZAMBIA
28 AUG 2026
PRINCIPAL REGISTRY 1
P.O. BOX 50067, LUSAKA

IN THE MATTER OF: THE PARLIAMENTARY ELECTION PETITIONFOR LUBANSENSHI CONSTITUENCY SITUATE IN THE LUWINGU DISTRICT IN THE NORTHERN PROVINCE OF THE REPUBLIC OF ZAMBIA HELD ON 13TH AUGUST 2026

AND

IN THE MATTER OF: ARTICLE 73 (1) OF THE CONSTITUTION OF ZAMBIA AS READ WITH SECTION 98 (C) OF THE ELECTORAL PROCESS ACT NUMBER 35 OF 2016

AND

IN THE MATTER OF: SECTION 81 OF THE ELECTORAL PROCESS ACT NO.35 OF 2016

AND

IN THE MATTER OF: SECTION 83 AND 87 OF THE ELECTORAL PROCESS ACT NUMBER 35 OF 2016

AND

IN THE MATTER OF: SECTIONS 97, 98 AND 99 OF THE ELECTORAL PROCESS ACT NO.35 OF 2016

AND

IN THE MATTER OF: THE SCHEDULE TO THE ELECTORAL PROCESS ACT NO 35 OF 2016

AND

IN THE MATTER OF: THE ELECTORAL (CODE OF CONDUCT) REGULATIONS 2011 STATUTORY INSTRUMENT NO.52 OF 2011

AND

IN THE MATTER OF: THE ELECTORAL COMMISSION OF ZAMBIA ACT NO. 25 OF 2016

BETWEEN:

INNOCENT MULENGA KOLALA **PETITIONER**

AND

GEORGE K MWAMBA **1ST RESPONDENT**

ELECTORAL COMMISSION OF ZAMBIA **2ND RESPONDENT**

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

PETITION

The humble Petition of **INNOCENT MULENGA KOLALA** Plot 226/227, Kwamwena, Meanwood Chamba Valley, in the Lusaka District, in the Lusaka Province of the Republic of Zambia **SHOWETH** that:

1. Your Petitioner is **INNOCENT MULENGA KOLALA**, who was a candidate in the Parliamentary election for the **LUBANSENSHI** Constituency situate in the **LUWINGU** District of the Northern Province of the Republic of Zambia having duly filed his nomination in May 2026.
2. The Lubansenshi Parliamentary Constituency consists of Six (6) Wards.
3. The Lubansenshi Parliamentary Constituency is wholly in Luwingu
4. Three political parties validly filed their nominations for the said elections, including one (1) independent candidate. The United Party for National Development (UPND) whose candidate was **Kabwe T Chewe** (male); the National Reconciliation Party for Unity and Prosperity (NRPUP) whose candidate was **George K. Mwamba** (male); and an Independent Candidate whose candidate was Innocent **Mulenga Kolala** (male) who is the Petitioner.

5. The results of the Lubansenshi Parliamentary Elections were as follows:
   a. **Mumba K George** of NRPUP 4312 votes
   b. **Innocent Mulenga Kolala** Independent 4301 votes
   c. **Chewe T Kabwe** UPND 2010 votes
6. At Ndoki, Chipushi, and Kasunga Polling Station Isangano Ward, and Nsoko, Makumba in lwato road, malekani, palongoto in lukutu ward, votes for the Petitioner were disregarded on reasons that they were found in other boxes.
7. The Respondent unduly influenced voters in the constituency to vote for him and perpetrated bribery of voters not to vote for the respondent and these acts affected especially in Lwato, and other areas the of constituency, which affected the results of the election.
8. The campaigns in Lubansenshi Constituency were characterized by bribery as the Respondent and his agents, gave money to voters to induce the voters to vote for him. He gave money to his campaign team and was distributing to would be voters.
9. The headman by the name of Evaristo Chanda of Isangano ward for Kapili Polling Station was given money by the Respondent to distribute to would be voters and was given money to buy Chickens and mealie meal to prepare food for voters to eat after voting.
10. A named civil servant who works at Ndoki in Isangano Ward at the health centre was given money to give to would be voters.
11. Further to paragraph 7 above, the voters were provided with food during campaigns before voting.

12. In Malekani in Lukutu Ward, a cock swine was given money to give voters as they cross they river to entice voters to vote for the respondent and with his knowledge.

13. In Kaseya Mushitu Wamboo Ward, when counting votes for the Petitioner were rejected without proper reasons despite Polling Agents for Petitioner pleading that they be included.

14. At Kasunga Polling station Isangano ward the Respondents Polling Agents were threatened with violence against the Polling agents for the Petitioner.

15. The Respondent and his agents, distributed bags of mealie meal and cooking oil in all the wards of the constituency for the benefit of the voters to induce them to vote for the respondent during the election.

16. There was widespread non-compliance both Electoral Process Act and the Electoral Code of Conduct as the Respondent and his agents took advantage of the electorate's desperate economic conditions to induce them to vote for the Respondent.

17. On Saturday the 15th day of August 2026 the Returning Officer declared the Respondent George K. Mwamba as duly elected as Member of Parliament for the Lubansenshi Parliamentary Constituency.

18. In Njoko Polling Station in Luata Ward, the Respondent was giving money to voters to induce them to vote for him.

19. In almost all Polling Stations, the Respondent was publicly telling would be voters that the Petitioner was a murderer and that he killed his wife to the amusement of the electorates.

20. The results of the election were affected by numerous irregularities and actions of the Respondents.

YOUR PETITIONER, therefore, prays that he be granted the following reliefs:

(a) A declaration that the Respondent was not duly elected and therefore the election was NULL AND VOID AB INITIO;

(b) A declaration that the illegal practices committed by the Respondent and or his agents materially affected the election result so that the same ought to be nullified.

(c) An Order for the 2nd Respondents to conduct a recount of the ballots relating to the disputed election

(d) Costs of and incidental to this Petition;

(e) Such declaration and orders as this Honourable Court may deem fit.

YOUR PETITIONER WILL EVER PRAY.

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PETITIONER

DATED at Lusaka this ...28th..... day of ...August.....2026

This Petition was settled by:

Messrs PNP Advocates

No. 28 Mpulungu Road

Olympia Park

P.O Box 50034

pnpadvocates1@gmail.com

LUSAKA

(Advocates for the Petitioner)

TO: THE RESPONDENT

George K Mwamba

Luwingu