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

REPUBLIC OF ZAMBIA
HIGH COURT OF ZAMBIA
3 1 AUG 2026
PRINCIPAL REGISTRY 1
P.O. BOX 50067, LUSAKA

2026/HP/EP/ 034

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 55, 81, 83, 86, 87, 89, 96, 97, 98, 99, 100, 106, 107 AND 108 OF THE ELECTORAL PROCESS ACT No. 35 OF 2016 OF THE LAWS OF ZAMBIA**

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 SENGA HILL CONSTITUENCY PARLIAMENTARY ELECTIONS HELD ON THURSDAY, 13TH AUGUST, 2026**

BETWEEN:

SAFELI MULENGA (MALE) **PETITIONER**

AND

MUKWAVI C. SICHULA **1ST RESPONDENT**

ELECTORAL COMMISSION OF ZAMBIA **2ND RESPONDENT**

AFFIDAVIT VERIFYING FACTS

I, SAFELI MULENGA a Zambian National ordinarily resident at Plot No. 6282 Mukurupe Kasama in the Northern Province of the Republic of Zambia **DO HEREBY** make **OATH** and **SAY** as **FOLLOWS**:-

1. That my full name and nationality are as stated above.

2. That I was an aspiring candidate vying for the *Senga Hill Constituency* (**"Senga Hill"**) Parliamentary Seat in the just ended General Elections held on the 13th August, 2026 and

Drawn by: **Messrs. Muma Mpempa Legal Practitioners** of House No.2 Plot No.9039 Chimutinta Close in Woodlands, Off Buluwe Road, Adjacent to Harvest Filing Station Lusaka, Private Bag E891, Manda Hill Shopping Mall Lusaka, of the City and Province of Lusaka of the Republic of Zambia Email: business@mlp.co.zm, website: www.mlp.co.zm – Advocates for the Petitioner

it is in this capacity that I depose to the contents of this my Affidavit from facts within my personal knowledge and belief.

3. That I was a Candidate adopted under the United Party for National Development (**"UPND"**), and participated in the immediate passed General Elections as an aspiring MP for Senga Hill parliamentary elections held on the Election Day.

4. That Senga Hill has ten (10) wards namely; Chela ward, Mwiluzi ward, Luombe ward, Chimbili ward, Lampisha ward, Chinyika Ward, Malamba Ward, Mukololo Ward, Impembe ward; and Chozi ward.

5. That the total number of registered voters in Senga Hill was *Fifty-Two Thousand, three Hundred and Eighty* (**52,380**).

4.2 That during the campaign period, the 1st Respondent issued false and disparaging remarks against me in all ten (10) wards under Senga Hill by stating that I deal in rituals, thus instilling fear into the minds of the Electorate, and consequently casting me in bad light *vis-a-viz* the Electorate of Senga Hill, which actions adversely affected me as a candidate in the poll, and particularly on Election Day.

6. That the 1st Respondent further informed the Electorate in in all ten (10) wards of Senga Hill that if they voted for me, whom the 1st Respondent labelled as a Ritualist during his campaigns, all their children will be sold by me for purposes of my alleged ritual practices.

7. That on Election Day, the 1st Respondent, his Agents and Cadres were ferrying voters to various polling stations in Senga Hill in the following wards; Lampisha ward, Chinyika Ward, Malamba Ward, Mukololo Ward, Impembe ward; and Chozi ward.

8. That further, on Election Day, the 1st Respondent, his Agents and/or Cadres were threatening violence and intimidating voters at various polling stations in the following wards; Chimbili ward, Lampisha ward, Chinyika Ward, Malamba Ward, Mukololo Ward, Impembe ward; and Chozi ward that if they did not vote for the 1st Respondent then they were going to be beaten up.

9. That on the 14th Day of August, 2026 (**"Material Day"**), the 2nd Respondent suspended the counting and announcement of results throughout the country through a press release issued via the media.

10. That on the said Material Day, I was informed that the 2nd Respondent had lifted the suspension of the counting and announcement of the votes, and when my Campaign Manager visited some of the polling stations he discovered that; indeed, it was true that the 2nd Respondents Agents has since resumed counting and announcing results without informing me as a Candidate in the poll.

11. That furthermore, on the said Material Day, the 1st Respondent stormed the Totaling Centre at Chanda Yemba (the **"Totaling Centre"**) in the company of about forty (40) – fifty (50) of his Cadres, and/or Supporters, whom he described as 'his boys' telling the Returning Officer who is an Agent of the 2nd Respondent with words to the following effect;

> *"If you don't tell me anything that will satisfy me, I will not be able handle my boys because you are not showing any transparency in your dealings, you want to rig elections to give to your Candidates who you believe has won"*

12. That following the events as above, and after the suspension of the counting and announcement of the results throughout the Country the Returning Officer who is an agent of the 2nd Respondent announced the results as follows;

vii. **Sichula C. Mukwavi ---------- 9,661 votes**

viii. **Mulenga Safeli ---------- 6,265 votes**

ix. **Nsokolo Bentry ---------- 4,023 votes**

x. **Lungu Matidah ---------- 1,733 votes**

xi. **Sikazwe Henry ---------- 1,341 votes**

xii. **Chila Derrick ---------- 564 votes**

13. That the 1st Respondent was accordingly declared winner for the for Senga Hill parliamentary elections held on Election Day.

14. That the contents of this Affidavit are true and correct to the best of my knowledge, information and belief.

SWORN by the said)
SAFELI MULENGA)
at LUSAKA this 31 day)
of August, 2026)

Deponent

Before me:
Commissioner for Oaths

AARON SIMUTOWE ESQ
LLB (UNZA) Advocate (Zambia)
Commissioner for Oaths

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