



**IN THE SUPREME COURT OF ZAMBIA  
HOLDEN AT KABWE AND LUSAKA  
AUGUST 2020.  
(APPELLATE JURISDICTION)**

**THE HON CHIEF JUSTICE LADY JUSTICE I. C MAMBILIMA**

<b>THE HON LADY JUSTICE E.C. MUYOVWE</b>	<b>- SUPREME COURT JUDGE</b>
<b>THE HON MR JUSTICE E.M. HAMAUNDU</b>	<b>- SUPREME COURT JUDGE</b>
<b>THE HON MR JUSTICE A.M.WOOD</b>	<b>- SUPREME COURT JUDGE</b>
<b>THE HON. LADY JUSTICE R.M.C. KAOMA</b>	<b>- SUPREME COURT JUDGE</b>
<b>THE HON LADY JUSTICE J.K. KABUKA</b>	<b>- SUPREME COURT JUDGE</b>
<b>THE HON MR JUSTICE C. KAJIMANGA</b>	<b>- SUPREME COURT JUDGE</b>
<b>THE HON MR JUSTICE N.K. MUTUNA</b>	<b>- SUPREME COURT JUDGE</b>
<b>THE HON MR JUSTICE J. CHINYAMA</b>	<b>- SUPREME COURT JUDGE</b>

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**CAUSE LIST**

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**IMPORTANT NOTICE: ONLY CRIMINAL APPEALS SHALL BE HEARD AT  
KABWE WHILE ALL CIVIL APPEALS SHALL BE HEARD AT LUSAKA**

**BEFORE JUDGES TO BE NAMED LATER**

**CRIMINAL CASES**

**LOCATION**

**SCHEDULED HEARING DATE**

**TIME**

**KABWE HIGH COURT  
11<sup>TH</sup> AUGUST, 2020  
09:00 HOURS**

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| 1. Appeal No. 21/2020<br>Joseph Chanda       | Mansa High Court<br>Original Jurisdiction<br>21 <sup>st</sup> January, 2013<br>Murder c/s 200 cap 87<br>Death<br>Appeal against conviction and sentence           |
| 2. Appeal No.22/2020<br>Danny Kabanda Nyambe | Mongu High Court<br>Original Jurisdiction<br>10 <sup>th</sup> June, 2015<br>Defilement c/s 138 cap 87<br>25 Years I.H.L<br>Appeal against conviction and sentence |

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| 3. | Appeal No. 23,24/2020<br>Situmbeko Mubeta<br>Wateka Kalenga   | Mongu High Court<br>Original Jurisdiction<br>21 <sup>st</sup> October, 2013<br>Murder c/s 200 cap 87<br>15 Years I.H.L<br>Appeal against conviction and sentence                    |
| 4. | Appeal No. 25,26/2020<br>Emmanuel Njamba<br>Namakando Zyambo  | Mongu High Court<br>Original Jurisdiction<br>21 <sup>st</sup> June, 2013<br>Murder c/s 200 cap 87<br>Death<br>Appeal against conviction and sentence                                |
| 5. | Appeal No. 27,28/2020<br>Mabvuto Mwale<br>Kennedy Liyungu   | Lusaka High Court<br>Original Jurisdiction<br>27 <sup>th</sup> February, 2015<br>Abuse of Authority c/s 99 cap 87<br>3 Months<br>5 Months<br>Appeal against conviction and sentence |
| 6. | Appeal No. 29/2020<br>Edward Steven Nyirenda<br>Shadreck Sada Phiri   | Chipata High Court<br>Original Jurisdiction<br>25 <sup>th</sup> April, 2008<br>Agg. Robbery and Murder c/s 294(1) and<br>200 cap 87<br>Appeal against conviction and sentence       |
| 7. | Appeal No.<br>30,31,32,33,34/2020<br>Jackson Kamanga<br>Alide Mapolonga<br>Prisma Mutinta<br>Gershon Chanda<br>Mutakila Amukote | Ndola High Court<br>Original Jurisdiction<br>19 <sup>th</sup> November, 2015<br>Murder c/s 200 cap 87<br>Death<br>Appeal against conviction and sentence                            |

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| 8. Appeal No.35/2020<br>Yandikani Banda          | Ndola High Court<br>Original Jurisdiction<br>16 <sup>th</sup> December, 2013<br>Defilement c/s 138(1) cap 87<br>40 Years I.H.L<br>Appeal against conviction and sentence                      |
| 9. Appeal No. 36/2020<br>Michael Chipande        | Ndola High Court<br>Original Jurisdiction<br>30 <sup>th</sup> December, 2016<br>Rape c/s 132 cap 87<br>25 Years I.H.L<br>Appeal against conviction and sentence                               |
| 10. Appeal No. 20/2020<br>Tumbela Tobias         | Kabwe High Court<br>Original Jurisdiction<br>28 <sup>th</sup> January, 2016<br>Smuggling of Persons c/s 9(1) Act No.11<br>of 2008<br>15 Years I.H.L<br>Appeal against conviction and sentence |
| 11. Appeal No. 37/2020<br>Fredrick Mwandwe Kunda | Ndola High Court<br>Original Jurisdiction<br>22 <sup>nd</sup> January, 2014<br>Defilement c/s 138(1) Cap 87<br>25 Years I.H.L<br>Appeal against conviction and sentence                       |
| 12. Appeal No. 38/2020<br>Jonas Phiri            | Ndola High Court<br>Original Jurisdiction<br>29 <sup>th</sup> March, 2016<br>Defilement of an Imbecile c/s 139 Cap 87<br>14 Years I.H.L<br>Appeal against conviction and sentence             |

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| 13. Appeal No. 39/2020<br>Evans Mwaba                        | Ndola High Court<br>Original Jurisdiction<br>22 <sup>nd</sup> October, 2014<br>Rape c/s 132 Cap 87<br>25 Years I.H.L<br>Appeal against conviction and sentence               |
| 14. Appeal No.40/2020<br>Eustas Kunda                        | Ndola High Court<br>Original Jurisdiction<br>9 <sup>th</sup> April, 2012<br>Defilement c/s 138(1) Cap 87<br>45 Years I.H.L<br>Appeal against conviction and sentence         |
| 15. Appeal NO.41/2020<br>Davies Chipolela                    | Ndola High Court<br>Original Jurisdiction<br>29 <sup>th</sup> July, 2013<br>UnNatural Offence c/s 155(a) Cap 87<br>20 Years I.H.L.<br>Appeal against conviction and sentence |
| 16. Appeal No.42,43/2020<br>Levy Chuni<br>Christopher Likupe | Lusaka High Court<br>Original Jurisdiction<br>11 <sup>th</sup> February, 2016<br>Murder c/s 200 Cap 87<br>Death<br>Appeal against conviction and sentence                    |
| 17. Appeal No.44/2020<br>Chitumbo Chinga                     | Mongu High Court<br>Original Jurisdiction<br>12 <sup>th</sup> February, 2015<br>Defilement c/s 138(1) Cap 87<br>20 Years I.H.L<br>Appeal against conviction and sentence     |

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| 18. Appeal No. 45,46/2020<br>Lameck Namushi<br>Mutondo Luneta Njongolo | Mongu High Court<br>Original Jurisdiction<br>22 <sup>nd</sup> June, 2016<br>Murder c/s 200 Cap 87<br>Death<br>Appeal against conviction and sentence                    |
| 19. Appeal No. 47/2020<br>Chipango Musole                              | Mongu High Court<br>Original Jurisdiction<br>20 <sup>th</sup> April, 2016<br>Agg. Robbery c/s 294(1) Cap 87<br>15 Years I.H.L<br>Appeal against conviction and sentence |
| 20. Appeal No.48/2020<br>Sililo Likonde                                | Mongu High Court<br>Original Jurisdiction<br>13 <sup>th</sup> December, 2013<br>Arson c/s 328(b) Cap 87<br>10 Years I.H.L<br>Appeal against conviction and sentence     |
| 21. Appeal No.50/2020<br>Teddy Chiyongo Chilemu                        | Mongu High Court<br>Original Jurisdiction<br>18 <sup>th</sup> August, 2014<br>Manslaughter c/s 199 Cap 87<br>12 Years I.H.L<br>Appeal against conviction and sentence   |
| 22. Appeal No.51/2020<br>Makuya Chindele                               | Mongu High Court<br>Original Jurisdiction<br>22 <sup>nd</sup> August, 2013<br>Arson c/s 328(1) Cap 87<br>10 Years I.H.L<br>Appeal against conviction and sentence       |

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| 23. Appeal No.52/2020<br>Sangombe Sangombe   | Mongu High Court<br>Original Jurisdiction<br>20 <sup>th</sup> August, 2015<br>Manslaughter c/s 199 Cap 87<br>12 Years I.H.L<br>Appeal against conviction and sentence   |
| 24. Appeal No. 53/2020<br>Sitali Sitali  | Mongu High Court<br>Original Jurisdiction<br>22 <sup>nd</sup> August, 2013<br>Defilement c/s 138(1) Cap 87<br>30 Years I.H.L<br>Appeal against conviction and sentence  |
| 25. Appeal No.54/2020<br>Kebby Lutangu Kekelwa   | Mongu High Court<br>Original Jurisdiction<br>12 <sup>th</sup> February, 2015<br>Defilement c/s 138(1) Cap 87<br>23 Years I.H.L<br>Appeal against conviction and sentence  |
| 26. Appeal No.116/2020<br>Ndelemanani Banda  | Lusaka High Court<br>Original Jurisdiction<br>13 <sup>th</sup> January, 2011<br>Murder c/s 200 Cap 87<br>Appeal against conviction and sentence   |
| 27. Appeal<br>No.117,118,119,120,121,12<br>2,123/2020<br>Keston Nyondo<br>Anderson Phiri<br>Leon Zimba<br>Saidi Mukunaka<br>Fred Sakala<br>Gregory Lungu<br>Chester Chipango | Lusaka High Court<br>Original Jurisdiction<br>24 <sup>th</sup> March, 2014<br>2 Counts Murder<br>1 count Attempted Murder<br>1 Count Agg. Robbery c/s 200, 215 &<br>294(1) Cap 87<br>25 Years I.H.L<br>Appeal against conviction and sentence |

28. Appeal No. 161/2020  
George Nyawali

Chipata High Court  
Original Jurisdiction  
25<sup>th</sup> April, 2013  
Murder c/s 200 Cap 87  
30 Years I.H.L  
Appeal against conviction and sentence

29. Appeal  
No.162,163,164/2020  
Micheal Singogo  
Yotamu Mbewe  
Fredrick Banda

Lusaka High Court  
Original Jurisdiction  
18<sup>th</sup> January, 2016  
Murder and Agg. Robbery c/s 200 &  
294(1) Cap 87  
A1 detained at the president's pleasure &  
4 Years I.H.L  
A2 15 Years I.H.L  
Appeal against conviction and sentence

30. Appeal No.55/2020  
Malikiso Sianga  
  
Kenndy Esther

Lusaka High Court  
Original Jurisdiction  
15<sup>th</sup> December, 2014 c/s 138 Cap 87  
Defilement  
Appeal against conviction and sentence

**CIVIL CASES**

**LOCATION**

**SCHEDULED HEARING DATE  
TIME**

**LUSAKA**

**11<sup>TH</sup> AUGUST, 2020  
09:00 HOURS**

**ADJOURNED CASE**

1. Appeal No. 32/2017

Jonas Mutabale  
And  
Pascal Mwango  
Attorney General

**NEW CASES**

1. Appeal No.08/2019

Musesha Chitundu Joseph Kunkuta  
And  
Gary Davis Chibangula  
Chisamba Mable Mwansa

2. Appeal No. 11/2019

Brenda Muzyamba  
And  
Martha Muzyamba Sinabbomba & 21  
others

3. Appeal No. 12/2019

Zambia Tourism Agency  
And  
Charity Chanda Lumpa

4. Appeal No. 13/2029

Cavmont Bank Limited  
And  
Spancrete Zambia Limited  
Davies Chola Kataya  
Andiseni Ailosu Phiri

5. Appeal No. 14/2019

Mrs Margaret M.S Mulemena  
And  
Benny Chiholyonga  
Getrude Matokwani Chiholyonga  
Chilambwe Tindye Mapulanga

**Bertha Mwanza**  
**CLERK OF SESSION**

**COPIES TO:**

The Director Public Prosecution, Lusaka, Ndola and Kitwe

The Attorney General – Chambers Lusaka, Ndola and Kitwe

The Superintendent of Prisons, Lusaka, Kabwe Maximum, Ndola Kansenshi  
Prison and Kamfinsa Kitwe

The Director of Legal Aid Lusaka and Ndola  
The Judge – in-charge Ndola and Kitwe

The Court Research Advocates

The Court Reporters

The Assistant Registrar, Kabwe, Ndola and Kitwe

The Court Interpreters Kabwe

Notice Board Kabwe,

### **LAWYERS –CRIMINAL**

M/S: Legal Counsel, Anti-Corruption Commission (case no.5) Lusaka

M/S: C.L Mundia & Company (case no 5) Lusaka

M/S: Shamwana & Company (case no 30) Lusaka

### **LAWYERS-CIVIL**

M/S: Caristo Mukonka Legal Practioners (Adjourned case) **Ndola**

M/S: Derrick Mulenga & Company (Adjourned case) **Ndola**

M/S: Attorney General's Chambers (Adjourned case) Lusaka

M/S: Ituna Partners (case no 1) Lusaka

M/S: Barnaby Chitundu Adocates (case no1) Lusaka

M/S: GDC Chambers (case no 1) Lusaka

M/S: Gary Davies Chibangula (case no 1) Lusaka

M/S: Frazer Associates (case no 2) Lusaka

M/S: Kabesha & Company (case no 2) **Kabwe**

M/S: E.M Mukuka & Company (case no 2) **Kabwe**

M/S: Musa Dudhia & Company (case no 3) Lusaka

M/S: Mambwe, Siwila & Lisimba Advocates (case no 3) Lusaka

M/S: M& M Advocates (case 4) Lusaka

M/S: Milner & Paul Legal Practitioners (case no 4) Lusaka

M/S: Mosha & Company (case no 4) Lusaka

M/S: Dzekedzeke & Company (case no 4) Lusaka

M/S: Iven Mulenga & Company (case no 5) Lusaka

M/S: Shamwana & Company (case no 5) Lusaka