

IN THE COURT OF APPEAL OF ZAMBIA

HOLDEN AT NDOLA ON 25TH AUGUST, 2020 AT 09:00 HOURS

APPELLATE (JURISDICTION)

- 1) The Hon. Mrs. Justice F.M Chisanga, Judge President
- 2) The Hon. Mr. Justice C.F.R Mchenga, Deputy Judge President
- 3) The Hon. Mr. Justice J Chashi
- 4) The Hon. Mr. Justice M.M. Kondolo
- 5) The Hon. Mrs. Justice C.K Makungu
- 6) The Hon. Mrs. Justice F.M. Chishimba
- 7) The Hon. Mrs. Justice J.Z. Mulongoti
- 8) The Hon. Mr. Justice D.L.Y Sichinga
- 9) The Hon. Madam Justice F.M. Lengalenga
- 10) The Hon. Madam. Justice B.M. Majula
- 11) The Hon. Mrs. Justice P.C.M. Ngulube
- 12) The Hon. Mr. Justice M.J. Siawwapa



CRIMINAL CAUSE LIST

NEW CRIMINAL APPEALS BEFORE JUDGES TO BE NAMED LATER

1. **APPEAL NO. 31/2020**

Evans Nonde

Ndola High Court original
jurisdiction 15th March, 2018
DEFILEMENT C/S 138(I) CAP 87
15 YEARS IHL.
Appeals against conviction and
sentence

2. **APPEAL NO. 32/2020**

Bisilema Mukonka

Ndola High Court original
jurisdiction 13th May, 2019
MANSLAUGHTER C/S 199 CAP 87,
17 YEARS IHL.
Appeal against conviction and
sentence

3. **APPEAL NO. 34/2020**

Amina Samson

Ndola High Court original
jurisdiction 13th November, 2017
TRAFFICKING IN PSYCHOTROPIC
SUBSTANCES C/S 6 CAP 96 S.I No.
199 of 1995, 10 YEARS SIM.
Appeals against conviction and
sentence

4. **APPEAL NO. 35/2020**

Saili Mwape

Ndola High Court original
jurisdiction 18th November, 2019
DEFILEMENT C/S 138(I) CAP 87,
25 years IHL.
Appeals against conviction and
sentence

5. **APPEAL NO. 37/2020**

Bazel Mwanza

Ndola High Court original
jurisdiction 28th March, 2017,
DEFILEMENT C/S 138(I) CAP 87,
2005. 25 years IHL
Appeals against conviction and
sentence

ADJOURNED MATTERS FOR HEARING

APPEAL NO. 07, 08, 09, 10, 11/2020

Henry Chitundu (alias alibaba)
Francis Chanda
John Nsapo Kamwena
Davy Mumba
Catherine M Kabuswe

Lusaka High Court original
jurisdiction 28th October, 2019,
AGGRAVATED ROBBERY C/S
294(1) CAP 88. DEATH
Appeals against conviction and
sentence

DJP BMM MJS

Cleopatra Lungu
CLERK OF SESSION

LAWYERS

- The Director, Public Prosecution, Lusaka, Kabwe, Ndola, Kitwe
- The Director Legal Aid Board, Lusaka, Kabwe, Ndola, Kitwe
- The Superintendent of Prisons, Lusaka, Kabwe, Ndola, Kitwe
- Appeal No. 31 /2020 - Evans Nonde, Kansenshi Correctional Facility
- Appeal No. 32/2020 - Bisilema Mukonka, Kansenshi Correctional Facility
- Appeal No. 34 /2020 - Amina Samson, Kansenshi Correctional Facility, Messrs Muya and Company, Ndola
- Appeal No. 35 /2020 - Saili Mwape, Kansenshi Correctional Facility
- Appeal No. 37 /2020 - Mwanza Bazel, Kansenshi Correctional Facility
- Appeal no. 07, 08, 09, 10, 11 Sinkamba Legal Aid Practitioner
Legal Aid Board
National Prosecution Authority

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- 12) The Hon. Mr. Justice M.J. Siavwapa



CRIMINAL CAUSE LIST

**NEW CRIMINAL APPEALS BEFORE JUDGES TO BE NAMED
LATER**

1. APPEAL NO. 26, /2020

David Kakungu

Kitwe High Court original
jurisdiction, 17th March, 2017
MANSLAUGHTER
C/S 200 (I) CAP 87,
25 YEARS IHL.
Appeals against conviction and
Sentence

3. **APPEAL NO. 27, 28, 29, 30/2020**

Abdoul Soul
Cholwe Kachenjela
Mama Zyambo
Kuf Zyambo

Kitwe High Court original
jurisdiction 18th September, 2017
DEFILEMENT C/S 138 (I) CAP 87,
20 YEARS IHL.
Appeals against conviction and
sentence

Cleopatra Lungu
CLERK OF SESSION

LAWYERS

The Director, Public Prosecution, Lusaka, Kabwe, Ndola, Kitwe

The Director Legal Aid Board, Lusaka, Kabwe, Ndola, Kitwe

The Superintendent of Prisons, Lusaka, Kabwe, Ndola, Kitwe

Appeal No. 26 /2020 - David Kakungu Kamfinsa Correctional Facility

Appeal No. 27, 28, 29, 30 /2020 - Abdoul Soul, Mama Zyambo, Kuf
Zyambo, Cholwe Kachenjela, Kamfinsa
Correctional Facility

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CRIMINAL CAUSE LIST

NEW CRIMINAL APPEALS BEFORE JUDGES TO BE NAMED LATER

1. **APPEAL NO. 33/2020**

James Chimbofwe

Ndola High Court original jurisdiction 21st May, 2019
MANSLAUGHTER C/S 199 CAP 87,
12 YEARS IHL.
Appeal against conviction and sentence

2. **APPEAL NO. 36/2020**

Whiteson Tembo

Ndola High Court original
jurisdiction 15th July, 2019
DEFILEMENT C/S 138(I) CAP 87,
25 years IHL
Appeals against conviction and
sentence

3. **APPEAL NO. 40, 41, 42/2020**

David Kunda
Francis Lukama
John Sosi Musungu

Kabwe High Court original
jurisdiction 31st July, 2019
AGGRAVATED ROBBERY C/S 294
(I) CAP 87, 15 YEARS IHL. Appeals
against conviction and sentence

Cleopatra Lungu
CLERK OF SESSION

LAWYERS

- The Director, Public Prosecution, Lusaka, Kabwe, Ndola , Kitwe
- The Director , Legal Aid Board, Lusaka, Kabwe ,Ndola Kitwe
- The Superintendent of Prisons Lusaka, Kabwe , Ndola, Kitwe
- Appeal No. 33/2020 – James Chimbofwe, Kansanshi Correctional Facility
- Appeal No. 36/2020 – Whiteson Tembo, Kansanshi Corectional Facility
- Appeal No. 40,41,42/2020 – David Kunda, Francis Lukama, John Sosi
Musungu, Mukobeko Correctional Facility

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CRIMINAL CAUSE LIST

**NEW CRIMINAL APPEALS BEFORE JUDGES TO BE NAMED
LATER**

1. APPEAL NO. 25/2020

Teddy Mukuka

Kitwe High Court original
jurisdiction, 15th August, 2019.
MANSLAUGHTER
C/S 200 (I) CAP 87,
15 YEARS.

Appeals against conviction and sentence

2. **APPEAL NO. 39/2020**

Emmanuel Nkandu Musonda

Ndola High Court original jurisdiction 25th March, 2019
DEFILEMENT C/S 138(I) CAP 87,
25 years IHL

Appeals against conviction and sentence

3. **APPEAL NO. 38/2020**

Michael Manjabila

Ndola High Court original jurisdiction 20th December, 2018
ASSAULT C/S 248 a CAP 87,
DETENATION DURING THE
PRESIDENT'S PLEASURE.
conviction and sentence

Cleopatra Lungu
CLERK OF SESSION

LAWYERS

- The Director, Public Prosecution, Lusaka, Kabwe, Ndola, Kitwe
- The Director Legal Aid Board, Lusaka, Kabwe, Ndola, Kitwe
- The Superintendent of Prisons, Lusaka, Kabwe, Ndola, Kitwe
- Appeal No. 25 /2020 - Teddy Mukuka Kamfinsa Correctional Facility
- Appeal No. 36/2020 - Whiteson Tembo, Kansenshi Correctional Facility
- Appeal No. 38 /2020 - Michael Manjabila, Kansenshi Correctional Facility