

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

2015/HP/D323

BETWEEN:

BEENZU CHOONGO



PETITIONER

AND

SILPA DUDU PHIRI CHOONGO

RESPONDENT

**Before the Hon. Mr. Justice M.L. Zulu
in Chambers on the.....day of August, 2017**

For the Petitioner: In Person.

For the Respondent: Ms. C. Jere, National Legal Aid Clinic for Women.

J U D G M E N T

Legislation referred to:

1. *Matrimonial Causes Act, No. 20 of 2007, Section 9(1)(d)*

This Petition for dissolution of marriage between the Petitioner **Beenzu Choongo** and the Respondent, **Silpa Dudu Phiri Choongo** shows that the parties were lawfully married on the 6th day of

November, 2009 at the Civic Centre in the City and Province of Lusaka of the Republic of Zambia and lived together as husband and wife at House no. 17, Delele Street, Libala Stage II, Lusaka.

At the hearing of this Petition, the Petitioner testified that he is an Engineer and resides at Plot no. 54489, Lusaka West.

The Petitioner told the court that there was one Child born to the parties during the subsistence of the marriage; Luyando Choongo, a girl aged 3 at the time of the Petition. There are two other children living born to the Petitioner outside wedlock and prior to the subsistence of the marriage.

The Petitioner testified that there were no previous proceedings in any court in Zambia with reference to the said marriage between the Petitioner and the Respondent or with reference to any property of either or both of them. Further, there are no proceedings continuing in any country outside Zambia, which are, in respect of the marriage, capable of affecting its validity or substance.

There is no agreement or arrangement made or proposed to be made between the parties for the support of the Respondent.

The Petitioner testified that his marriage to the Respondent has broken down irretrievably by reason of the fact that the parties to the marriage have lived apart for a continuous period of atleast two

