

I. T.

IN THE HIGH COURT FOR ZAMBIA
AT THE PRINCIPAL REGISTRY
HOLDEN AT LUSAKA
(DIVORCE JURISDICTION)

2017/HPF/D/149

BETWEEN:

KALINDA SIACHILUBI

AND

BEENE P. M. SIACHILUBI



PETITIONER

RESPONDENT

BEFORE THE HONOURABLE MR. JUSTICE M. L. ZULU
ON THE DAY OF NOVEMBER, 2017

For the Petitioner: In Person
For the Respondent: In Person

J U D G M E N T

Legislation referred to:

1. *Matrimonial Causes Act, No. 20 of 2007.*

This Petition for dissolution of marriage between the Petitioner, **Kalinda Siachilubi** and the Respondent, **Beene Priscilla Madyenkuku Siachilubi** shows that the parties were lawfully

married on the 25th day of April, 2009 at the office of the Registrar in the city and Province of Lusaka of the Republic of Zambia.

At the hearing of this Petition, the Petitioner, testified that he is a Banker employed by First National Bank and that the Respondent is also a Banker at Zanaco. The Petition states that there are two children of the marriage namely:

- Mizinga Siachilubi, born on 15th May, 2009; and
- Nathan Siachilubi, born on 20th April, 2012.

It is contained in the Petition that there are no proceedings continuing in any court in Zambia or outside in respect of the marriage that are capable of affecting its validity or substance.

The Petitioner testified that his marriage to the Respondent has broken down irretrievably citing the fact that the parties have lived apart for over five years and there's no possibility of reconciliation.

The Respondent agreed that the marriage had broken down irretrievably and there's no chance of cohabitation. She added that she seeks joint custody of the children of the family.

The sole ground upon which this court can dissolve a marriage is to find that the marriage has broken down irretrievably (Section 8, Matrimonial Causes Act, 2007).

