

**IN HE SUPREME COURT OF ZAMBIA  
HOLDEN AT KABWE ON 4<sup>TH</sup> APRIL, 2023  
(APPELLATE JURISDICTION)**



**THE HON CHIEF JUSTICE M.MALILA**

**THE HON DEPUTY CHIEF JUSTICE M.C. MUSONDA**

**THE HON MR JUSTICE E.M. HAMAUNDU - SUPREME COURT JUDGE**

**THE HON MR JUSTICE A.M.WOOD - SUPREME COURT JUDGE**

**THE HON LADY JUSTICE R.M.C. KAOMA - SUPREME COURT JUDGE**

**THE HON LADY JUSTICE J.K KABUKA - SUPREME COURT JUDGE**

**THE HON MR JUSTICE N.K. MUTUNA - SUPREME COURT JUDGE**

**THE HON MR JUSTICE J. CHINYAMA - SUPREME COURT JUDGE**

**THE HON LADY JUSTICE F.M CHISANGA - SUPREME COURT JUDGE**

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**CAUSE LIST**

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**BEFORE JUDGES TO BE NAMED LATER**

**CRIMINAL CASES**

1. Appeal No. 66/2022  
Imbilanji Simwanza  
Kitwe High Court  
Original Jurisdiction  
29<sup>th</sup> December, 2015  
Murder c/s 200 cap 87  
Death  
Appeal against conviction and sentence
2. Appeal No. 67/2022  
Ilunga Kipimbi  
Kitwe High Court  
Original Jurisdiction  
12<sup>th</sup> November, 2013  
Incest c/s 159 cap 87  
Life Imprisonment  
Appeal against conviction and sentence

3. Appeal No. 68,69/2022  
Andrew Kafwaya  
Hopkins Musonda

Kitwe High Court  
Original Jurisdiction  
17<sup>th</sup> September, 2012  
Murder c/s 200 cap 87  
25 Years I.H.L  
Appeal against conviction and sentence
  
4. Appeal No. 70/2022  
Emmanuel Mumbi Katongo

Kitwe High Court  
Original Jurisdiction  
29<sup>th</sup> August, 2016  
1<sup>st</sup> count Murder c/s 200 cap 87  
2<sup>nd</sup> count Grievous harm with intent to  
maim c/s 224(a)  
Death and  
Life Imprisonment  
Appeal against conviction and sentence
  
5. Appeal No. 71/2022  
Kennedy Mwanza

Lusaka High Court  
Original Jurisdiction  
28<sup>th</sup> October, 2015  
Defilement c/s 138(1) cap 87  
45 Years I.H.L  
Appeal against conviction and sentence
  
6. Appeal No. 72/2022  
John Phiri

Lusaka High Court  
Original Jurisdiction  
28<sup>th</sup> November, 2014  
Defilement c/s 138(1) cap 87  
45 Years I.H.L  
Appeal against conviction and sentence

7. Appeal No. 73/2022  
Kent Kasongo  
Solwezi High Court  
Original Jurisdiction  
Murder c/s 200 cap 87  
Appeal against conviction and sentence
  
8. Appeal No. 74/2022  
Robert Nawezhi  
Solwezi High Court  
Original Jurisdiction  
Murder c/s 200 cap 87  
Appeal against conviction and sentence
  
9. Appeal No.01/2023  
Levy Chongo  
Solwezi High Court  
Original Jurisdiction  
18<sup>th</sup> May, 2012  
Aggravated Robbery c/s 294 cap 87  
Death  
Appeal against conviction and sentence
  
10. Appeal No. 02/2023  
Dinala Eden  
Solwezi High Court  
Original Jurisdiction  
10<sup>th</sup> February, 2012  
Murder c/s 200 cap 87  
Death  
Appeal against conviction and sentence
  
11. Appeal No. 03/2023  
Evaristo Mulangi  
Solwezi High Court  
Original Jurisdiction  
24<sup>th</sup> June,2016  
Murder c/s 200 cap 87  
Death  
Appeal against conviction and sentence

12. Appeal No. 04/2023  
Bupe Chola Saisola  
Mansa High Court  
Original Jurisdiction  
7<sup>th</sup> March, 2014  
Murder c/s 200 cap 87  
Death  
Appeal against conviction and sentence
13. Appeal No. 05/2023  
Francis Sakala  
Kabwe High Court  
Original Jurisdiction  
27<sup>th</sup> March, 2014  
Murder c/s 200 cap 87  
Appeal against conviction and sentence
14. Appeal No. 08,09,10/2023  
Funwell Musowe  
Emmanuel Musowe  
Kenneth Hamuguyu  
Kabwe High Court  
Original Jurisdiction  
10<sup>th</sup> March, 2016  
Murder c/s 200 cap 87  
Appeal against conviction and sentence
15. Appeal No.11/2023  
Raymond Phiri  
Ndola High Court  
Original Jurisdiction  
31<sup>st</sup> May, 2012  
Murder c/s 200 cap 87  
Appeal against conviction and sentence



16. Appeal No.12/2023  
Jacob Mwansa  
Ndola High Court  
Original Jurisdiction  
31<sup>st</sup> May, 2012  
Murder c/s 200 cap 87  
Appeal against conviction and sentence
17. Appeal No.13/2023  
Emmanuel Mwape  
Ndola High Court  
Original Jurisdiction  
30<sup>th</sup> August, 2011  
Murder c/s 200 cap 87  
Death  
Appeal against conviction and sentence
18. Appeal No. 14/2023  
Zukas Simundi  
Ndola High Court  
Original Jurisdiction  
Aggravated Robbery 294(1) and Murder  
c/s 200 cap 87  
Appeal against conviction and sentence
19. Appeal No. 15,16/2023  
Charles Mwewa  
Wesley Mulenga  
Ndola High Court  
Original Jurisdiction  
7<sup>th</sup> March, 2014  
Murder c/s 200 cap 87  
Death  
Appeal against conviction and sentence

20. Appeal No. 18/2023  
Mabvuto Banda

Kabwe High Court  
Original Jurisdiction  
30<sup>th</sup> August, 2013  
Rape c/s 132 cap 87  
50 Years I.H.L  
Appeal against conviction and sentence

21. Appeal No. 19/2023  
Ernest Kabulula

Kabwe High Court  
Original Jurisdiction  
30<sup>th</sup> August, 2013  
Rape c/s 132 cap 87  
50 Years I.H.L  
Appeal against conviction and sentence



**Esther Banda**  
**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, Lusaka, Kabwe, Ndola and Kitwe

The Court Interpreters - Ndola

Notice Board Lusaka, Ndola

**LAWYERS**

M/S: Magubbwi & Associates (case no 15) –**Ndola**