

by one Ruth Nakaundi. She deposed therein that she was convicted by the Lusaka Subordinate Court for the offence of Insulting Language and Obstructing Officers of the Anti-Corruption Commission. That she applied for bail pending appeal and it was granted to her. That one of the bail conditions was surrendering her passport to the office of the Senior Clerk of Court, which she did. That she works as Human Resource Lead for Southern Africa at “We Effect Zambia”, a Non-Governmental Organization as shown in exhibit attached and marked “RN1”, the contract of employment. She further deposed that the position she holds is a critical one which requires her to attend Board Meetings within and outside jurisdiction. That sometime in August, 2024, she made an application before the Lusaka Subordinate Court for a temporal release of her passport to enable her travel to Mozambique for a meeting which was denied by the lower court. That she is scheduled to travel to Stockholm, Sweden for a meeting to be held on the 3rd of February, 2025, up to 7th February, 2025. That the meeting is critical for the Lead Human Resource country wide as shown on the exhibit marked “RN3”, a true copy of the invitation. That it is for this reason that she applies for a temporal release of her passport to enable her attend this important meeting.

The State or Respondent did not file an affidavit in opposition but merely submitted that they needed time of 14 days to obtain instructions and that it is on that basis that they applied for an adjournment because the State was objecting to the application being granted.

I have carefully considered the said application and I am of the considered view that no supporting documents have been attached to the Applicant's application such as itinerary or visa to show travel arrangements and the purported contract of employment attached to the affidavit and marked "RN1" is not even signed by both parties and the name "Ruth Mulenga" is shown therein and not "Ruth Nakaundi".

I am therefore not convinced that the Applicant has adduced enough or sufficient evidence to enable me grant her the application and I accordingly decline to grant her the order sought.

Leave to appeal is granted.

Delivered at Lusaka the 31st day of January, 2025



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ELITA P. MWIKISA
HIGH COURT JUDGE