

**IN THE HIGH COURT FOR ZAMBIA
AT THE COMMERCIAL REGISTRY
HOLDEN AT LUSAKA**

2007/HPC/0343

(Civil Jurisdiction)

BETWEEN:

**CHONGO COREEN MUSONDA (suing as Administrator
of the Estate of Late Brian Stanslous Musonda) 1ST PLAINTIFF**

**IREEN CHIWALA (Suing as Administrator
of the Estate of Late Brian Stanislaus
Musonda) 2ND PLAINTIFF**

AND

ZIMCO LIMITED (IN LIQUIDATION) DEFENDANT



Before the Hon. Lady Justice Irene Zeko Mbewe

For the Plaintiffs : N/A

For the Defendant : Mr. L. Mwamba of Messrs Simeza Sangwa & Co.

R U L I N G

Cases Referred To:

1. *Abdul Kadir Asafa v Greenwell Shimukonga 2006/HP/0719*
2. *Isaac Lungu v Mbewe Kalikeka Appeal No. 14/2013*

Legislation Referred to:

1. *High Court Act, Cap 27 of the Laws of Zambia*
2. *English Law (Extent of Application) (Amendment) Act No. 6 of 2011*
3. *British Acts Extension Act, Cap 10 of the Laws of Zambia*
4. *Rules of the Supreme Court, 1999 Edition*
5. *English Charging Orders Act 1979*

This is a Ruling on the Defendant's application to discharge the Charging Order made pursuant to *Order 50 Rule 7 (1) Rules of the Supreme Court, 1999 Edition* on the basis that this mode is not available as a mode of enforcement of Judgments in Zambia.

In its skeleton arguments, it is submitted that on 11th December 2015 a Charging Order Absolute was entered against the Defendant's properties specified in the schedule to the Charging Order for payment of:

- (a) USD537,049.93
- (b) K800,000.00; and
- (c) Interest.

