



IN THE HIGH COURT OF ZIMBABWE

HELD AT Harare

Case No. HCH7543/23

In the matter between:

**CITIZENS COALITION FOR
CHANGE**

AND

SENGEZO TSHABANGU

AND

PRINCE SIBANDA

AND

BRIGHT MOYO

AND

VELISWE NKOMO

AND

JASMINE TOFFA

AND

STABILE MLILO

AND

PASHOR RAPHAEL SIBANDA

AND

NICOLA JANE WATSON

AND

ERECK GONO

AND

EVIDENCE SUNUNGURAI ZANA

AND

MORGAN NCUBE

AND

OBERT MANDUNA

AND

JANETH DUBE

AND

DESMOND MAKAZA

AND

GIDEON SHOKO

AND



1st APPLICANT

2nd APPLICANT

1st RESPONDENT

2nd RESPONDENT

3rd RESPONDENT

4th RESPONDENT

5th RESPONDENT

6th RESPONDENT

7th RESPONDENT

8th RESPONDENT

9th RESPONDENT

10th RESPONDENT

11th RESPONDENT

12th RESPONDENT

13th RESPONDENT

14th RESPONDENT

TENDAI SIBANDA	15th RESPONDENT
AND	
ANASTASIA MOYO	16th RESPONDENT
AND	
JOEL GABUZZA	17th RESPONDENT
AND	
DAVID CHIMHINI	18th RESPONDENT
AND	
SIPHIWE NCUBE	19th RESPONDENT
AND	
FELIX SIBANDA	20th RESPONDENT
AND	
HELEN ZIVIRA	21th RESPONDENT
AND	
MATIVENGA MADZIKANA	22th RESPONDENT
AND	
ZIMBABWE ELECTORAL COMMISSION	23th RESPONDENT
AND	
THE MINISTER OF JUSTICE, LEGAL AND PALIAMENTARY AFFAIRS	24th RESPONDENT
AND	
CITIZENS COALITION FOR CHANGE	25th RESPONDENT



Harare: Thursday, the 7th day of December 2023

Before Honourable Katiyo J

Adv L Uriri for the 1st and 2nd Applicants

Mr A Muchadehama for the 1st to 22nd Respondents

Mr T M Kanengoni for the 23rd Respondent

Mr A Gumbo for the 25th Respondent

Urgent Chamber Application,

WHEREUPON, after reading documents filed of record and hearing counsel

IT IS ORDERED THAT:

1. That the decision of the Nomination Court sitting at Harare, Bulawayo, Gwanda, Lupane and/or any other location around the country on 7 November 2023 to accept the nomination papers and candidature of 1st to 22nd respondents for election in the by-elections set to be conducted on 9 December 2023 is unlawful, of no force and effect and hereby set aside.

2. That 1st to 22nd respondents are not candidates for election in the by- elections scheduled to be conducted on 9 December 2023.
3. That 23rd and 24th respondents shall not include the names of 1st to 22nd respondents in the preparation of ballot papers to be used in the by- elections scheduled to be conducted on 9 December 2023.
4. That the 1st to 22nd respondents are interdicted from representing or holding themselves out to the general public and electorate in the constituencies concerned or any other place in Zimbabwe, whether physically or through any form of media, as candidates for election in by-elections scheduled to be held on 9 December 2023.
5. 1st to 22nd, and 25th respondents shall jointly and severally pay the applicants' cost on the ordinary scale.



BY THE JUDGE



REGISTRAR

