

**REPUBLIC OF MALAWI
IN THE HIGH COURT OF MALAWI
LILONGWE DISTRICT REGISTRY
JUDICIAL REVIEW CAUSE NO. 22 OF 2020
(Before Honourable Justice Kenyatta Nyirenda)
THE STATE
AND**

**PRESIDENT OF MALAWI
MINISTER OF THE MALAWI GOVERNMENT RESPONSIBLE
FOR HEALTH
INSPECTOR GENERAL OF THE MALAWI POLICE SERVICE
COMMANDER OF THE MALAWI DEFENCE FORCE
ATTORNEY GENERAL**

EX-PARTE:

**ESTHER CECILIA KATHUMBA
MONICA CHANG'ANAMUNO
HUMAN RIGHTS DEFENDERS COALITION
CHURCH AND SOCIETY PROGRAMME OF THE LIVINGSTONIA
SYNOD OF THE CHURCH OF CENTRAL AFRICA PRESBYTERIAN**

1ST RESPONDENT

2ND RESPONDENT

3RD RESPONDENT

4TH RESPONDENT

5TH RESPONDENT

1ST APPLICANT

2ND APPLICANT

3RD APPLICANT

4TH APPLICANT

**ORDER GRANTING PERMISSION TO APPLY FOR JUDICIAL REVIEW
AND INTERLOCUTORY ORDER OF INJUNCTION**

(Made on 17th day of April 2020 by Honourable Justice Kenyatta Nyirenda in Chambers)

Penal Notice

ii you disobey this Order, yourselves or your officers, employees, agents may be found guilty of Contempt of Court and may be sent to prison or fined or your assets may be seized.

The Order

UPON READING the Sworn Statements in support of the applications for permission to apply for judicial review and for an interlocutory order of injunction made by **ESTHER KATHUMBA, MONICA CHANG'ANAMUNO, KEZZIE MSUKWA, GIFT TRAPENCE** and **MOSES MKANDAWIRE;**

AND UPON HEARING Counsel on behalf of (he above named Applicants for Permission to apply for Judicial Review and for an interlocutory order of injunction in respect of the 1st Respondent's promulgation of Public Health (Corona Virus Prevention, Containment and Management) Rules, 2020 and the decision to declare and enforce a lockdown made by the Respondents;

IT IS HEREBY ORDERED, ADJUDGED and DIRECTED by the Court:

1. **THAT** the application for permission to apply for Judicial Review be granted as prayed for;
2. **THAT** the application for Judicial Review be made to a Judge in open Court and that the application shall be heard promptly;
3. **THAT** an interlocutory order of injunction is hereby granted restraining the Respondents, either through themselves or through their servants, agents, subordinates, employees or whomsoever on the Respondents' behalf, from effecting and or otherwise enforcing the lockdown declared by the 2nd Respondent; and
4. **THAT** the said interlocutory order of injunction shall be valid for 7 days until the 24th day of April 2020 at 9 O'clock in the forenoon when the matter shall come for *inter-partes* hearing.

DATED the 17th day of April 2020.