



**JUDICIARY
IN THE HIGH COURT OF MALAWI
CIVIL DIVISION
PRINCIPAL REGISTRY
ELECTION CASE No. 1 OF 2019**

BETWEEN:

DAVID CHIKOMENI CHIRWA.....APPLICANT

-AND-

MALAWI ELECTORAL COMMISSION.....RESPONDENT

CORAM: THE HONOURABLE JUSTICE JACK N'RIVA

Counsel for the Applicant, Mr. Msuku, Mr Taulo and Mr. Chijozi
Counsel for the Respondent, the Attorney General & Mr. Banda.
Mrs. D Mtegha, Court Clerk and Official Interpreter

RULING

David Chikomeni Chirwa, the applicant, intended to contest as a presidential candidate in the forth-coming presidential and parliamentary elections. He failed to meet some two requirements set by the respondent, the Malawi Electoral Commission, the respondents. The requirements were the payment by a candidate of a 2 Million Kwacha fee and collection by a candidate of ten signatures from each district. As a result, the respondent dismissed the applicant's candidature for the presidency.

He commenced this case against the respondent seeking declaratory orders against the decision. He also sought further orders compelling the Commission to revise the nomination fees and to extend the period within which to receive nomination papers.

