

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

PATRICK .M. DADEY
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patrickdadey796@gmail.com

WRIT OF SUMMONS

(ORDER 2 R 3(1))

WRIT ISSUED FROM 2023.....SUIT NO:.....

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

COMMERCIAL DIVISION

ACCRA-A.D 2023.

KWAME ASANTE

C/O H5 C8, WEST AIRPORT

...

PLAINTIFF

ACCRA

VRS

1. SAMUEL OFORI

2. AGNES BOAKYE

BOTH OF NORTH LEGON

...

DEFENDANTS

H.NO A43, OPP SHELL

ACCRA

TO: SAMUEL OFORI and AGNES BOAKYE

AN ACTION having been commenced against you by the issue of this writ by the above named Plaintiff **KWAME ASANTE**

YOU ARE HEREBY COMMANDED that within **EIGHT DAYS** after service of this writ on you inclusive of the day of service you do cause an appearance to be entered for you.

1. SAMUEL OFORI

2. AGNES BOAKYE

AND TAKE NOTICE that in default of your so doing, judgement may be given in your absence without further notice to you.

1. SAMUEL OFORI

2. AGNESI BOAKYE

DATED this..... day of 2023.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com
Chief Justice of Ghana

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

STATEMENT OF CLAIM

The Plaintiff claims against the Defendants jointly and severally for:

- a. Cash the um of GHS 50, 000.00 being a loan sought from the plaintiff to augment their capital.
- b. Interest on the said amount per the prevailing bank rate of the Bank of Ghana Overdraft from 14th April to the date of final payment.

**DATED AT MORPHEUS & ASSOCIATES CANTONMENTS, THIS 14TH DAY OF
JANUARY 2023.**

EMMANUEL DONKOR, ESQ
LAWYER FOR PLAINTIFF
SOLICITOR’S LICENCE NO
(eGAR1234/23)

This Writ was issued by: **EMMANUEL DONKOR, ESQ.**

Whose address for service is: **EMMANUEL DONKOR, ESQ.**

**MORPHEUS & ASSOCIATES, CANTONMENTS, ADJACENT EMBASSY COURTS,
OPPOSITE AMERICAN EMBASSY, ACCRA.**

Agents for PLAINTIFF

Address

Lawyer for plaintiff

who resides at

C/O H5 C8, WEST AIRPORT

.....
.....

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

STATEMENT OF CLAIM

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

ACCRA-AD. 2023.

SUIT NO;.....

KWAME ASANTE

C/O H5 C8, WEST AIRPORT

...

PLAINTIFF

ACCRA

VRS

1. SAMUEL OFORI

2. AGNES BOAKYE

BOTH OF NORTH LEGON

...

DEFENDANTS

H.NO A43, OPP SHELL

ACCRA

STATEMENT OF CLAIM

1. The plaintiff is an insurance broker who resides at C/O H5 C8, West Airport.
2. The defendants are business partners who operate a supermarket and auto mechanic shop.
3. The Plaintiff avers sometime in August 2022, the defendants approached him for a loan of GHS 50, 000.00 from the Plaintiff to augment their capital in their business to which the Plaintiff will be paid in 3 months' time with profit.
4. The Plaintiff avers that, after advancing the said amount to the Defendant's they by themselves issued a note to him putting down an immovable property registered as **H/NO T55, Legon**, as collateral should they default in the payment.
5. The Plaintiff avers that on 15th December 2022, he served on the Defendants a letter stating that he ought to be paid his money with interest, to which he received no feedback on the said letter.

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patrickdadey796@gmail.com

6. The Plaintiff avers that the Defendants after collecting the said amount failed to fulfil their side of the arrangement and have also refused to refund the principal sum of GHS 50, 000.00 despite repeated demands for the past months.
7. WHEREFORE, the Plaintiff claims as per the endorsement on the writ of summons.

DATED AT MORPHEUS & ASSOCIATES, CANTONMENT, THIS 14TH DAY OF JANUARY, 2023.

.....

EMMANUEL DONKOR ESQ
SOLICITOR FOR THE PLAINTIFF
SOLICITOR'S LICENCE NO
(eGAR1234/23)

THE REGISTRAR
HIGH COURT
COMMERCIAL DIVISION

AND FOR SERVICE ON THE ABOVE NAMED DEFENDANTS HEREIN, WHOSE ADDRESS FOR SERVICE IS H.NO A43, OPP SHELL NORT LEGON, ACCRA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE

TEMA-AD. 2023

SUIT NO:.....

CHARLES AMANYO

H/NO. C10, ESSEX LANE
OSU, ACCRA.

...

PLAINTIFF

VRS

- 1. FRANCIS AYIDA**
- 2. SHANDORF ARHIN**
CHINESE LANE
COMMUNITY 3
TEMA

...

DEFENDANTS

STATEMENT OF CLAIM

1. The Plaintiff is a businessman who resides in Tema.
2. The Defendants are business partners who carry on trade at Community 3, Tema.
3. The Plaintiff aver that he purchased PLOT NO 23 Mango Avenue Road, Community 6, Tema from the Tema Development Corporation on 17th September, 2015 and has been in possession since.
4. The Plaintiff avers that PLOT NO 23 Mango Avenue Road, Community, Tema, is bounded on the south by PLOT 20 Mango Avenue Road, Community 6, Tema.
5. The Plaintiff avers that the Defendants property which is PLOT NO 16, Mango Avenue Road, Community 6, Tema shares a common boundary with a portion of the Plaintiffs' property on the east.
6. The Plaintiff avers that sometime November 2022, he noticed the Defendants had started developing some structures on his land but had transcended his boundary and had encroached a portion of the Plaintiffs' land.

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GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

7. The Plaintiff further avers that he consistently warned the Defendants to desist from such unlawful acts.
8. The Plaintiff avers that the Defendant however continued to build on the Plaintiff's land.
9. The Plaintiff avers that it is only the court that can restrain the Defendant from further encroaching the land and building on it despite several warnings.
10. The Plaintiff avers that, he appointed a commissioned surveyor who went onto the land to clearly demarcate the portions of the land. At the trial the Plaintiff will seek leave of the honorable court to tender the said plan into evidence for its full terms and effect.

WHEREFORE, the Plaintiff claims as per the writ of summons.

DATED AT GREEN & PARTNERS, CANTONMENTS, ACCRA, THIS 12TH DAY OF APRIL 2023.

.....
PAUL HACKMAN
SOLICITOR FOR PLAINTIFF
SOLICITOR'S LICENCE NO
(eGARxxxx)

THE REGISTRAR
HIGH COURT
ACCRA

AND FOR SERVICE ON THE ABOVE MED DEFENDANTS AND THEIR LAWYER, DERICK AMOAH, ESQ WHOSE ADDRESS FOR SERVICE IS AMOAH & ASSOCIATES, COMMUNITY 8, KETE PA LANE, TEMA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

ENTRY OF APPEARANCE

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

TEMA A.D. 2023.

SUIT NO;.....

CHARLES AMANYO

H/NO. C10, ESSEX LANE

...

PLAINTIFF

OSU, ACCRA.

VRS

1. FRANCIS AYIDA

2. SHANDORF ARHIN

CHINESE LANE

...

DEFENDANTS

COMMUNITY 3

TEMA

NOTICE OF ENTRY OF APPEARANCE (ORDER 9 r 3 OF C.I. 47)

PLEASE TAKE NOTICE that Counsel for the Defendants hereby enters appearance to the Plaintiff's Writ of Summons and Statement of Claim.

The address for service is as follows:

**CATHEDRAL @ LAW, LABONE, OPPOSITE
FRY N BAKE, ACCRA**

DATED AT CATHEDRAL @ LAW, LABONE, ACCRA THIS 21st DAY OF APRIL 2023.

**PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com**

.....
**GILBERT GYAPONG
LAWYER FOR DEFENDANTS
(eGARxxxx)**

THE REGISTRAR

HIGH COURT

TEMA

AND FOR SERVICE ON THE ABOVE NAMED PLAINTIFF OR HIS LAWYER, PAUL HACKMAN, ESQ., WHOSE ADDRESS FOR SERVICE IS GREEN & PARTNERS, CANTONMENTS, OPPOSITE ST. THOMAS AQUINAS SHS, ACCRA.

CERTIFICATE

I....., Registrar of the High Court Tema certify that Appearance to the Plaintiff's Writ and Statement of Claim was entered on behalf of the Defendant on this.... Day of April 2023.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE

TEMA A.D. 2022

SUIT NO. E12/98/2022

DELPHINA ADDO

...

PLAINTIFF

NIMA

ACCRA

VRS

1. ATTORNEY-GENERAL'S OFFICE

MINISTRIES, ACCRA

2. NADIA ALABI

MANGO LANE

ADJACENT PILL PAM

SPINTEX ACCRA

1ST DEFENDANTS

2ND DEFENDANT

NOTICE OF ENTRY OF APPEARANCE (ORDER 9 r 3 OF C.I. 47)

PLEASE TAKE NOTICE that the Attorney-General hereby enters appearance to the Plaintiff's Writ of Summons and Statement of Claim for the 1st Defendant.

The address for service is as follows:

OFFICE OF THE ATTORNEY-GENERAL
CIVIL DIVISION
MINISTRIES, ACCRA

DATED AT THE OFFICE OF THE ATTORNEY-GENERAL, ACCRA THIS DAY
OF JULY 2023.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

.....

JEFFERY ANABA
SENIOR STATE ATTORNEY
FOR: ATTORNEY-GENERAL &
LAWYER FOR 1ST DEFENDANT

THE REGISTRAR

HIGH COURT

TEMA

AND TO THE ABOVE-NAMED PAPLAINTEIFF OR HER LAWYER, PEARL DENFIELD, ESQ. OF SWEET ROSES CHAMBERS, ADJACENT COMMUNITY 12 PRESBYTARIAN CHURCH GHANA, COMMUNITY 12, TEMA.

CERTIFCATE

I....., Registrar of the High Court Tema certify that Appearance to the Plaintiff's Writ and Statement of Claim was entered on behalf of the 1st Defendant on this.... Day of July 2022.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

CONDITIONAL APPEARANCE

**IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
GENERAL JURISDICTION (3)
ACCRA A.D. 2023**

SUIT NO. GJ/0212/2023

**MONEYLENDERS LTD
25 AVENUE
OSU, ACCRA**

...

PLAINTIFF

VRS

- 1. JONATHAN ESHUN
NO.2 GARDEN STREET
EAST-LEGON, ACCRA**
- 2. PRINCE GREEN
SPINTEX ACCRA**



DEFENDANTS

**NOTICE OF ENTRY OF CONDITIONAL APPEARANCE
(ORDER 9 r 7(1) OF C.I. 47)**

PLEASE TAKE NOTICE that the counsel for the Defendants hereby enters appearance to the Plaintiff's Writ of Summons and Statement of Claim.

The address for service is as follows:

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

SLAYER, MARK & PARTNERS
ADJRIGANOR, EAST-LEGON
OPPOSITE ADONAI MINISTRIES

DATED AT THE SLAYER, MARK & PARTNERS TEMA, THIS DAY OF JULY
2023.

.....
MARK WILLIAMS
SOLICITOR FOR DEFENDANTS
SOLICITOR'S LICENCE NO
(XXXXXXXXXX)

THE REGISTRAR
HIGH COURT
ACCRA

AND TO THE ABOVE-NAMED PLAINTIFF OR THEIR LAWYER, SALMA CRUYFF
ESQ., WHOSE ADDRESS FOR SERVICE IS HOLIFIELDS @ LAW, CANTONMENT
AROUND SAY CHEERS, ACCRA.

CERTIFICATE

I....., Registrar of the High Court Accra certify that Appearance to the
Plaintiff's Writ and Statement of Claim was entered on behalf of the 1st Defendant on this.... Day
of July 2023.

STATEMENT OF DEFENCE

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

GENERAL JURISDICTION DIVISION

ACCRA-A.D. 2023

SUIT NO:.....

REX BOAKYE

SNNIT FLAT

....

PLAINTIFF

MADINA, ACCRA.

VRS

JASON BARNES

H/NO J1 A40N

...

DEFENDANT

OPPOSITE POLICE HEADQUARTERS

OSU, ACCRA.

STATEMENT OF DEFENCE

1. Save as hereinafter expressly admitted, Defendant denies each and every material allegation of fact contained in the Statement of Claim as if same were set out in extensor and traversed seriatim.
2. Paragraphs 1 and 2 of the Statement of Claim are denied.
3. Paragraphs 3 and 4 of the Statement of Claim are admitted.
4. Defendant denies paragraphs 5 to 8 of the Statement of claim and allege that there was no such contract existing between the parties.

PATRICK .M. DADEY
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patrickdadey796@gmail.com

5. In answer to paragraphs 9 to 15 of the Statement of Claim regarding the bid to build 200 hospitals, the Defendant avers as follows:
6. As a result of the bidding process, the Government of Ghana wrote to all contractors on the subject “OPENING OF APPLICATION FOR THE BIDDING OF BUILDING 200 HOSPITALS”.
7. According to the letter, which was received by the Plaintiff on August 21 2018 the deadline for submission of the bid was September 30, 2018.
8. The plaintiff submitted their draft and they were picked

DATED AT DARTEY CHAMBERS, AIRPORT WEST, ACCRA, THIS 22ND DAY OF JUNE, 2023.

.....

BERNARD COMMEY

SOLICITOR FOR THE DEFENDANT

SOLICITOR’S LICENCE NUMBER

(XXXXXXXX)

THE REGISTRAR

HIGH COURT

GENERAL JURISDICTION

ACCRA

**AND FOR SERVICE ON THE ABOVE NAMED PLAINTIFF OR HIS SOLICITOR,
BRIGHT AMO, ESQ., AMO & ASSOCIATES, 2ND FLOOR POPHIL HEIGHTS,
OKPONGLO, ACCRA.**

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

TEMA-A.D. 2023.

SUIT NO:.....

CHARLES AMANYO

H/NO. C10, ESSEX LANE

...

PLAINTIFF

OSU, ACCRA.

VRS

1. FRANCIS AYIDA

2. SHANDORF ARHIN

CHINESE LANE

...

DEFENDANTS

COMMUNITY 3

TEMA

STATEMENT OF DEFENCE

1. Save as hereinafter expressly admitted, Defendants deny each and every material allegation of fact contained in the Statement of Claim as if same were set out in extensor and traversed seriatim.
2. The Defendants deny paragraph 1 of the Statement of Claim and subjects the plaintiff to strict proof of the averment contained in the paragraph.
3. The Defendants admit paragraph 2 of the Statement of Claim.
4. The Defendants deny admit paragraph 3 of the Statement of Claim.
5. The Defendants admit paragraphs 4 and 5 of the Statement of Claim save admitting that they are the owners of Plot No 16 of Mango Avenue Road and that the said plot shares boundary with Plot No 23 Mango Avenue Road on the east side.
6. Save admitting that the Defendants having developed Plot No 16 Mango Avenue Road, the rest of the averments contained in paragraph of the Statement of Claim is denied.

PATRICK .M. DADEY
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patrickdadey796@gmail.com

7. The Defendants deny paragraph 7 of the Statement of Claim and puts plaintiff to strict proof of the averment contained therein.
8. The Defendants further deny paragraph 8 of the Statement of Claim and admit that since they owned the land Plot No 1, they could put up structures on it.
9. The Defendants admit having almost completed the structure which is residential in nature for their lodging.
10. The Defendants say that their land is separate and distinct from the Plaintiff's land and as such the present action is completely misconceived.
11. The Defendants further deny paragraph 10 of the Statement of Claim and put plaintiff to strict proof of the averments contained therein.

WHEREFORE, the Defendants deny the allegations contained in the Plaintiff's Statement of Claim.

DATED AT CATHEDRAL @ LAW, LABONE, ACCRA, THIS 28TH DAY OF APRIL 2023.

.....

GILBERT GYAPONG
SOLICITOR FOR DEFENDANTS
SOLICITOR'S LICENCE NO
(eGAR1234/20)

THE REGISTRAR
HIGH COURT
TEMA

AND FOR SERVICE ON THE ABOVE NAMED PLAINTIFF OR HIS LAWYER, PAUL HACKMAN ESQ., WHOSE ADDRESS FOR SERVICE IS GREEN & PARTNERS, CANTONMENTS, OPPOSITE ST. THOMAS AQUINAS SHS, ACCRA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

REPLY

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

COMMERCIAL DIVISION

ACCRA-A.D 2023

SUIT NO:.....

KWAME ASANTE

C/O H5 C8, WEST AIRPORT

...

PLAINTIFF

ACCRA

VRS

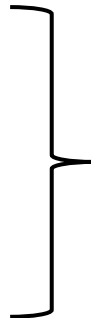
1. SAMUEL OFORI

2. AGNES ANSAH

BOTH OF NORTH LEGON

H.NO A43, OPP SHELL

ACCRA



DEFENDANTS

REPLY TO STATEMENT OF DEFENCE

1. The Plaintiff generally joins issues with the Defendants.
2. The plaintiff in response to paragraph 2 of the Statement of Defence say that the amount collected by the Defendants was GHS 50,000.00 and not GHS 45,000.000 and the Plaintiff denies that the amount given to the Defendant was a financial assistance.
3. The Plaintiff in reaction to paragraph 7 of the Statement of Defence says that the Defendants never wrote back to him on his earlier letter of 15th December 2022.

PATRICK .M. DADEY
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patrickdadey796@gmail.com

4. The Plaintiff says that the amount given to the Defendants was a loan from his children's account for school fees which the Defendants asked be given to them to further their business operations.
5. The Plaintiff further says that he even accompanied the Defendants to a customer whom they went to collect a balance owed them by the client to add up to the amount given them by the Plaintiff.
6. The plaintiff further says that, the Defendants promised to pay back the loan with interest on the said amount.
7. The Plaintiff denies that he agreed with the Defendants to waive the interest to be paid on the GHS 50,000.00 loan advanced to the Defendants in furtherance of their business.

DATED AT MORPHEUS & ASSOCIATES, CANTONMENTS, THIS 17TH DAY OF FEBRUARY, 2023.

.....
EMMANUEL DONKOR, ESQ
SOLICITOR FOR PLAINTIFF
SOLICITOR'S LICENCE NO
(XXXXX)

THE REGISTRAR
HIGH COURT
COMMERCIAL DIVISION

AND FOR SERVICE ON THE ABOVE-NAMED DEFENDANTS OR THEIR LAWYER, SAM ASAMANI, ESQ, WHOSE ADDRESS FOR SERVICE IS SAM & PARTNERS, OKPONGLO, R/S EATERY, ACCRA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

SUMMARY JUDGMENT

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

COMMERCIAL DIVISION

ACCRA-A.D. 2022

SUIT NO: CM/BDC/00123/22

YAW DONKOR

THE GALLERY

...

PLAINTIFF

UNIT 670

ACCRA

VRS

BRIAN ACHEAMPONG

H/NO Q43

...

DEFENDANT

MEMPEASEM

MADINA

MOTION ON NOTICE

APPLICATION FOR SUMMARY JUDGMENT ORDER 14 R 1 OF CI 47

PLEASE TAKE NOTICE that Counsel for the Plaintiff/Applicant herein shall pray this Honourable Court for an order for leave to enter Summary Judgment against the Defendant/Respondents herein, for the reliefs stated below, upon the grounds in the accompanying affidavit:

- a) An order for the payment of GHS 100,000.00 to the Plaintiff
- b) An order for the payment of interest on the amount of GHS 100,000.00 from 23rd September, till date of final payment at an interest rate of 7% above the present Prime Bank Overdraft rate of Bank of Ghana.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

- c) Costs.
- d) An order that the immovable property used by the Defendant as collateral be sold to the extent that it satisfies the claims in (a, b & c).
- e) And any other order(s) that this Court may deem fit.

COURT TO BE MOVED ON..... the.....day of.....2023 at 9'O'clock in the forenoon or so soon thereafter as counsel for the Plaintiff/Applicant may be heard.

DATED AT SLAYER, MARK AND JOHNSON, WEST AIRPORT, ACCRA THIS 18TH DAY OF APRIL, 2023.

KOFI AMOABENG ESQ

LAWYER FOR THE PLAINTIFF

SOLICITOR'S LICENSE NO

eGAR1223.23

THE REGISTRAR

HIGH COURT (COMMERCIAL DIVISION)

ACCRA

AND FOR SERVICE ON THE ABOBE NAMED DEFENDANT OR HIS LAWYER, EMEFA AKRAONG, ESQ, WHOSE ADDRESS FOR SERVICE IS HOLY GRAIL LAW GROUP SAKUMONO, TEMA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

COMMERCIAL DIVISION

ACCRA

SUIT NO: CM/BDC/00123/22

YAW DONKOR

THE GALLERY

...

PLAINTIFF

UNIT 670

ACCRA

VRS

BRIAN ACHEAMPONG

H/NO Q43

...

DEFENDANT

MEMPEASEM

MADINA

AFFIDAVIT IN SUPPORT FOR APPLICATION FOR SUMMARY JUDGMENT

I, **Bernard Nyarko** of Accra hereby make an oath and say as follows;

- 1) That I am the deponent herein.
- 2) That I am an employee of the Plaintiff/Applicant and have the consent of the Plaintiff/Applicant to depose to the facts of which have come to my knowledge in the course of my work and those to which I have been informed by Counsel for the Plaintiff/Applicant and verily believe same to be true.
- 3) That at the hearing of this Application, Counsel for the Plaintiff/Applicant shall seek leave of this Honourable Court to refer to all processes thus far filed in this suit.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

- 4) That the Plaintiff/Applicant commenced this present action against the Defendant/Respondent for the reliefs indorsed on the writ of Summons and Statement of Claim.
- 5) That the Defendant/Respondent entered and filed appearance and subsequently filed a Statement of Defence to the claim.
- 6) That I am informed by Counsel for the Plaintiff/Applicant and verily believe same to be true that the Statement of Defence filed does not disclose a reasonable defence in law and Summary Judgment must be entered accordingly.
- 7) That I am informed by Counsel for the Plaintiff/Applicant and verily believe same to be true that the Defendant has no defence in law to the Plaintiff/Applicant's claim and further that this Honourable Court has the jurisdiction to grant the Plaintiff/Applicant leave to enter Summary Judgment against the Defendant for the reliefs indorsed on its Writ of Summons and Statement of Claim, and mentioned in the motion paper.
- 8) That in the circumstances, the Plaintiff/Applicant prays the Court to grant this Application.

WHEREFORE, I swear to this affidavit in support of the motion.

SWORN IN ACCRA

.....

THIS.....DAY.....,2023.

DEPONENT

BEFORE ME

COMMISSIONER FOR OATHS

**AND FOR SERVICE ON THE ABOVE NAMED DEFENDANT OR HIS LAWYER,
EMEFA AKRAONG, ESQ, WHOSE ADDRESS FOR SERVICE IS HOLY GRAIL LAW
GROUP SAKUMONO, TEMA.**

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

MOTION ON NOTICE FOR LEAVE TO AMEND

IN THE SUPERIOR COURT OF JUDICATOR

IN HIGH COURT OF JUSTICE

GENERAL JURISDICTION (8)

ACCRA-A.D. 2023

SUIT NO: GJ/0432/23

KOFI DARLINGTON

H/NO J23 MANGO ST

....

PLAINTIFF

EAST-LEGON

OPPOSITE KFC

VRS

1. ABENA DAPAAH

FLAT 23

ADENTA SNNIT

2. FRANCIS ABBAN

14TH AVENUE

TESANO

}
}

DEFENDANTS

**MOTION ON FOR LEAVE TO AMEND TO AMEND WRIT OF SUMMONS AND
STATEMENT OF CLAIM PURSUANT TO ORDER 16 R 5 OF CI 47**

PLEASE TAKE NOTICE that this Honorable Court will be moved on..... the.....day of
April, 2023 at 10:00 o'clock in the forenoon or so soon thereafter as counsel for the

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

Plaintiff/Applicant may be heard praying this Honourable Court for leave to amend Plaintiff's Statement of Claim as follows:

- A. By inserting a new paragraph 5A to read: "the Plaintiff avers that the 1st and 2nd Defendants owed him an amount of Thirty Thousand Ghana Cedis (GHS 30,000) for a loan advanced to them."
- B. By inserting a new paragraph 7A to read: "The Plaintiff further alleges that a new contract payment plan was drawn in the case where the defendants default, they were to sell their immovable properties to clear the debt owed the plaintiff."
- C. By inserting a new paragraph 8A to read: "The Plaintiff avers that the 1st Defendant specifically gave a promissory note to which the Plaintiff relies on for the claim of the sale of the immovable property."

DATED AT MORPHEUS & PARTNERS, CANTONMENTS, THIS 10TH DAY OF APRIL, 2023.

.....

FRANCIS FISHER

SOLICITOR FOR PLAINTIFF

SOLICITOR'S LICENCE NO

(eGARxxxx)

THE REGISTRAR

HIGH COURT (GJ 8)

ACCRA

AND FOR SERVICE ON THE ABOVE NAMED DEFENDANTS OR TEHIR LAWYER, SAM ASAMANI, ESQ, WHOSE ADDRESS FOR SERVICE IS ASAMANI & PARTNERS, DANSOMAN, OPPOSITE L23 RESTAURANT, ACCRA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

GENERAL JURISDICTION (8)

ACCRA- A.D 2023

SUIT NO: GJ/0421/23

KOFI DARLINGTON

H/NO J23 MANGO ST

....

PLAINTIFF

EAST-LEGON

OPPOSITE KFC

VRS

1) ABENA DAPAAH

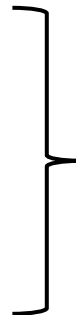
FLAT 23

ADENTA SNNIT

2) FRANCIS ABBAN

14TH AVENUE

TESANO



DEFENDANT

**AFFIDAVIT IN SUPPORT OF APPLICATION FOR LEAVE TO AMEND WRIT OF
SUMMONS AND STATEMENT OF CLAIM**

I, **Mark Mantey**, of H.No 23 J, Tema do make an oath and say as follows:

1. That I am the deponent herein.
2. That I am a law clerk at Morpheus & Partners, Solicitors for the Plaintiff and have the consent of the Plaintiff to depose to this affidavit, the facts of which have come to my knowledge in the course of my official duties.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

3. That the Plaintiff caused to be issued a Writ of Summons and Statement of Claim against the Defendants herein for reliefs relating to a loan agreement entered into between the parties.
4. That I am informed by Counsel for the Plaintiff and verily believe same to be true that at the time of the issuance of the writ of Summons and Statement of Claim, the exact amount of money loaned to the parties was Thirty Thousand Ghana Cedis (GHS 30, 0000.00).
5. That subsequent to the filing of the Writ of Summons and Statement of Claim, the Plaintiff had served on the defendants notices about the payment of the loan as well as the promissory note document.
6. That I am informed by Counsel for the Applicant and verily believe same to be true that it has become necessary for these facts to be included in the Statement of Claim.
7. That I am informed by Counsel for the Applicant and verily believe same to be true that under the circumstances, this Honourable Court has the jurisdiction to grant the present application.

WHEREFORE, I swer to this Affidavit.

SWORN IN ACCRA

.....

THIS..... DAY OF.....2023.

DEPONENT

BEFORE ME

COMMISSIONER FOR OATHS

AND FOR SERVICE ON THE ABOVE NAMED DEFENDANTS OR TEHIR LAWYER, SAM ASAMANI, ESQ, WHOSE ADDRESS FOR SERVICE IS ASAMANI & PARTNERS, DANSOMAN, OPPOSITE L23 RESTAURANT, ACCRA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

ACCRA-A.D 2023

SUIT NO:.....

- 1. DAISY LORI**
MANGO ST
EAST-LEGON

.....

PLAINTIFFS

- 2. PAAPA BOATENG**
BURMA CAMP

VRS

- 1. GHANA EDUCATION SERVICE**
MINISTRIES, ACCRA

....

DEFENDANTS

- 2. THE ATTORNEY-GENERAL**
MINISTRIES, ACCRA

**MOTION ON NOTICE FOR LEAVE TO AMEND DEFENDANT’S STATEMENT OF
DEFENCE PURSUANT TO ORDER 16 OF CI 47**

PLEASE TAKE NOTICE THAT this Honourable Court will be moved on.....the.....day of April, 2023 at 9:00 o’clock in the forenoon or so soon thereafter as Counsel for the Defendants may be heard praying this Honorable Court for leave to amend the Defendants Statement of Defence as follows:

- A. By inserting a new paragraph 3 to read: “That on 12 November 2022, Plaintiffs filed a Writ of Summons and an accompanying Statement of Claim against the Defendants. A copy of which is attached as “**Exhibit AG1.**”

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

- B. By inserting a new paragraph 4 to read; “That the Defendants filed a Statement of Defence to the Plaintiffs claim on 10 February 2023. A copy is annexed and marked as “**Exhibit AG 2.**”
- C. By inserting a new paragraph 5 to read: “That on 14 July 2023, the Defendants herein were served with an Amended Statement of Claim from the Plaintiffs. A copy is annexed and marked as “**Exhibit AG 3.**”

DATED AT THE OFFICE OF THE ATTORNEY-GENERAL, ACCRA THIS 21ST DAY OF APRIL 2023.

.....

PHILIP ABOAGYE
PRINCIPAL STATE ATTORNEY
ATTORNEY GENERAL &
MINISTER FOR JUSTICE

THE REGISTRAR
HIGH COURT
GENERAL JURISDICTION (8)
ACCRA.

AND FOR SERVICE ON THE ABOVE NAMED PLAINTIFF OR HIS LAWYER, SAMUEL ASAMANI ESQ, WHOSE ADDRESS FOR SERVICE IS SAM & PARTNERS, DANSOMAN, ACCRA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

AFFIDAVIT IN SUPPORT OF MOTION TO AMEND

IN THE SUPREMIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

GENERAL JURISDICTION (8)

ACCRA- A.D 2023.

SUIT NO:.....

1. DAISY LORI
MANGO ST
EAST-LEGON

...

PLAINTIFFS

2. PAAPA BOATENG
BURMA CAMP

VRS

1. GHANA EDUCATION SERVICE
MINISTRIES, ACCRA

...

DEFENDANTS

2. THE ATTORNEY-GENERAL
MINISTRIES, ACCRA.

**AFFIDAVIT IN SUPPORT OF APPLICATION FOR LEAVE TO AMEND DEFENDANTS
STATEMENT OF DEFENCE PURSUANT TO ORDER 16 OF CI 47.**

1, Zac Appiah, of the Ghana Education Service, Ministries, Accra make an oath and say as follows;

1. That I am the deponent herein.
2. That I am an officer at the Ghana Education Service and have the consent of the Defendants to depose to this affidavit, the facts of which have come to my knowledge in the course of my official duties.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

3. That on 12 November 2022, Plaintiffs filed a Writ of Summons and an accompanying Statement of Claim against the Defendants. A copy of which is attached as “**Exhibit AG1**”.
4. That the Defendants filed a Statement of Defence to the Plaintiffs claim on 10 February 2023. A copy is annexed and marked as “**Exhibit AG 2**”.
5. That on 14 July 2023, the Defendants herein were served with an Amended Statement of Claim from the Plaintiffs. A copy is annexed and marked as “**Exhibit AG 3**”.
6. That the Defendants did not file a response to the Plaintiffs Amended Statement of Claim.
7. That it has become necessary for the Defendants to amend their Statement of Defence after receiving detailed comments to the Plaintiffs Amended Statement of Claim from the relevant agency.
8. That the said information would assist the Defendants to respond accordingly to the Plaintiffs Amended Statement of Claim.
9. That the Defendants intend to amend their Statement of Defence to assist the Court in arriving at a resolution of the issues raised in this case and respectfully seeks leave of this Honourable Court to amend same.
10. That in the circumstances, the Defendants pray the Honourable Court for leave to amend its Statement of Defence in order that all issues in dispute will be finally determined between all parties.

WHEREFORE I SWEAR to this Affidavit in Support of the Application.

SWORN IN ACCRA

.....

THIS.....DAY OF.....2023.

DEPONENT

BEFORE ME

COMMISSIONER FOR OATHS

**AND FOR SERVICE ON THE ABOVE NAMED PLAINTIFF OR HIS LAWYER,
SAMUEL ASAMANI ESQ, WHOSE ADDRESS FOR SERVICE IS SAM & PARTNERS,
DANSOMAN, ACCRA.**

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

WITHDRAWAL & DISCONTINUANCE

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

TEMA-A.D 2023

SUIT NO:.....

KEVIN HART

H/NO 54D

...

PLAINTIFF

AVERY LN

TEMA

VRS

BENNY MAC

CHINESE COURT

...

DEFENDANT

COMMUNITY 4, TEMA.

**NOTICE OF DISCONTINUANCE OF DISCONTINUANCE PURSUANT TO ORDER 17
OF CI 47**

PLEASE TAKE NOTICE that the Applicant herein have this day discontinued this suit wholly against the Defendant with liberty to re-apply.

COURT TO BE MOVED ON..... THISDAY OF JUNE, 2023 at 10 O'clock or so soon thereafter as Counsel for the Plaintiff Applicant may be heard.

**DATED AT NORVI & PARTNERS, GREENWOOD ST, TEMA COMMUNITY 6, THIS
7TH DAY OF MAY 2023.**

.....

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

HUGHES WAVY
SOLICITOR FOR APPLICANT
SOLICITOR'S LICENCE NO
(eGAR 0112/23)

THE REGISTRAR

THE HIGH COURT

ACCRA

AND FOR SERVICE ON THE ABOVE NAMED DEFENDANT, JOSHUA ASARE, ESQ
WHOSE ADDRESS FOR SERVICE IS KOMININI CHAMBERS, NORTH LEGON,
OPPOSITE NORTH HILLS INT'L SCHOOL, ACCRA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

TEMA-A.D 2023

SUIT NO:.....

KEVIN HART

H/NO 54D, C5

...

PLAINTIFF

AVERY LN

TEMA

VRS

BENNY MAC

CHINESE COURT

...

DEFENDANT

COMMUNITY 4, TEMA

**AFFIDAVIT IN SUPPORT OF MOTION ON NOTICE FOR LEAVE TO DISCONTINUE
PURSUANT TO ORDER 17 OF C.I 47**

I, **ABLA KOJOVI**, of H/No C23, Community 7, Tema, a private legal practitioner, and I make an oath and say as follows:

1. That I am the deponent herein.
2. That I have the consent of the Plaintiff and depose to this affidavit the facts of which have come to my personal knowledge in the course of my official duties.
3. That I am informed by Counsel for the Plaintiff that on 20th September 2022, the Plaintiff caused to be issued a Writ of Summons and Statement of Claim against the Defendant a copy is attached and marked as Exhibit 'F1'.
4. That on 24th September 2022, the Writ of Summons and Statement of Claim were served on the Defendant attached is marked as Exhibit 'F2'.
5. That on 30th September 2022, the Defendant filed and entered appearance to this present suit.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

6. That I am informed by Counsel for the Plaintiff that, the Plaintiff wishes to inform me to discontinue the said action against the Defendant.
7. That in the circumstances, I pray that the court grants this application for leave to discontinue the said action against the Defendant.

WHEREFORE, I swear to this affidavit in support of the application.

SWORN AT TEMA

.....

THIS.....DAY OF.....2023.

DEPONENT

BEFORE ME

COMMISSIONER FOR OATHS

AND FOR SERVICE ON THE ABOVE NAMED DEFENDANT OR HER LAWYER, THE ATTORNEY GENERAL WHOSE ADDRESS FOR SERVICE IS, OFFICE OF THE ATTORNEY GENERAL & MINISTRY OF JUSTICE, MINISTRIES, ACCRA.

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

DISCLOURES AND INTERROGATORIES

IN THE SUPERIOR COURT OF JUDICATURE

IN THE HIGH COURT OF JUSTICE

COMMERCIAL DIVISION

ACCRA

SUIT NO; CM/BDC/1233

OPEIMU BITTERS LTD

APPIATSE STREET

...

PLAINTIFF

OGBOJO, ACCRA

VRS

1. OBAA SIMA

AYEYI BUILDING

OYARIFA GHANA FLAG

...

1ST DEFENDANT

ACCRA

2. JON NDEBUGRI

POPHIL HEIGHTS

...

2ND DEFENDANT

UNIT 09

ACCRA

3. ELAINE MENSAH

H.NO Q43, OPP E-CHEMIST

AIRPORT RESIDENTIAL AREA

...

3RD DEFENDANT

NOTICE TO PRODUCE DOCUMENTS FOR INSPECTION AND TO MAKE COPIES
OF SAME ORDER 21 R OF CI 47)

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

PLEASE TAKE NOTICE that the Plaintiff in this suit requires the 1st and 2nd Defendants to produce

1. The copy of the original contract agreement between the 1st and 2nd Defendants and Drive Cars Ltd for the purchase of two Range Rover vehicles.
2. The copy of the agreement between the 1st and 2nd Defendant.
3. The proposed business plan by the 3rd Defendant and 2nd Defendant for the purchase of office machinery for the 3rd Defendant.

DATED AT MORPHEUS & PARTNERS, CANTONMENTS, THIS 22ND DAY OF APRIL, 2023.

.....
CHANELLE AKRONG, ESQ
SOLICITOR FOR PLAINTIFF
SOLICTORS LICENCE NO
eGAR211/23

THE REGUSTRAR
HIGH COURT
COMEMRCIAL DIVISION
ACCRA

AND FOR SERVICE ON THE FOLLOWING;

- 1) **THE ABOVE NAMED FIRST DEFENDANT OR HIS LAWYER, JOSIA NSIAH ESQ, WHOSE ADDRESS FOR SERVICE IS CATHEDRAL @ LAW, LABONE, OPP BAKE N FRY, ACCRA.**

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

- 2) **THE ABOVE NAMED 2ND DEFENDANT OR HIS LAWYER, OMANYE ABOMU, ESQ, WHOSE ADDRESS FOR SERVICE IS ABOMU & ASSOCIATES, OSU, AKOA ADJEI PARK, ACCRA.**
- 3) **THE ABOVE NAMED 3RD DEFENDANT OR HER LAWYER, ESLINE ADJEI ESQ, WHOSE ADDRESS FOR SERVICE IS KOMININI CHAMBERS, OCTAGON UNIT 30, ACCRA.**

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

APPLICATION FOR DIRECTIONS

IN THE SUPERIOR COURT JUDICATURE

IN THE HIGH COURT OF JUSTICE

COMMERCIAL DIVISION

ACCRA-A.D.2023

SUIT NO:.....

KWAME ASANTE

C/O H5 C8, WEST AIRPORT

...

PLAINTIFF

ACCRA

VRS

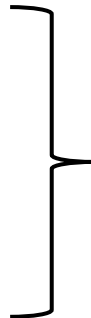
1. SAMUEL OFORI

2. AGNES ANSAH

BOTH OF NORTH LEGON

H.NO A43, OPP SHELL

ACCRA



DEFENDANTS

APPLICATION FOR DIRECTIONS PURSUANT TO ORDER 32 OF CI 47

LET ALL PARTIES COINCEREND attend His Lordship the High Court Judge, Accra on....., the day of2023 at 9'Oclock in the morning or so soon thereafter for an application for direction in this suit as follows:

ISSUES

1. Whether or not the amount given to the Defendants by the plaintiff is for business purposes or not?

PATRICK .M. DADEY
GHANA SCHOOL OF LAW (PLC 1)
patrickdadey796@gmail.com

2. Whether or not the Defendants are to pay interest on the said amount advanced to them by way of loan?
3. Whether or not the Plaintiff is entitled to his claim?
4. Any other issue (s) raised in the pleadings.
5. That cost shall be in cause with liberty to apply.

DATED AT MORPHEUS & PARTNERS, KUMASI, THIS 23RD DAY OF APRIL, 2023.

.....
EMMANUEL DONKOR, ESQ
SOLICITOR FOR PLAINTIFF
SOLICITOR LICENSE NO
(XXXXXX)

THE REGISTRAR
HIGH COURT
COMMERCIAL DIVISION

AND FOR SERVICE ON THE ABOVE-NAMED DEFENDANTS OR THEIR LAWYER,
SAM ASAMANI, ESQ, WHOSE ADDRESS FOR SERVICE IS SAM & PARTNERS,
OKPONGLO, S/R EATERY, ACCRA.