

IN THE FAMILY AND JUVENILE COURT 'B', FORMER COMMERCIAL COURT BUILDING-ACCRA, HELD ON WEDNESDAY THE 5TH DAY OF JULY, 2023. BEFORE HER WORSHIP MAAME YAA AMOAKOA KUSI-MENSAH MAGISTRATE WITH MADAM GIFTY OKAI AND MADAM REGINA TAGOE AS PANEL MEMBERS

P. O: JOSEPH ATTOH

SUIT NO: A6/483/2023

CHRISTIANA AKAHO APPLICANT

OF UNREGISTERED HOUSE

ASHALEY BOTWE - ACCRA

VRS:

BEN KUVOR

RESPONDENT

OF UNKNOWN MADINA STATION - ACCRA.

Time: 9:35 am.

Parties: Present.

No legal representation.

JUDGMENT

The parties herein were lawfully married and blessed with two children in issue by name PRINCE EDEM KUVOR aged 19 years and MARVINA KUVOR aged 8 years. The

Applicant alleges that the Respondent has not been maintaining the children in issue. Applicant is therefore claiming the understated reliefs as endorsed on the Summary of Complaint of her Maintenance and Custody application filed on 22nd May, 2023.

- a. An order directed at the Respondent to pay GH¢1,000.00 a month for the children's upkeep.
- b. Pay the children's school fees and anything related to their schooling.
- c. Pay for Applicant's accommodation.
- d. Pay for the children's medicals as and when it occurs.

The parties were referred to ADR on 7th June, 2023 to explore amicable settlement. Before the Court is an ADR Terms of Agreement dated 20th June, 2023 containing the following agreements reached between the parties as evidenced by their signatures.

1. CUSTODY: That Applicant shall have custody of the children.
3. ACCESS: That Respondent shall have access to the children on weekends when he is off duty.
4. MAINTENANCE: That Respondent shall pay monthly maintenance of One Thousand Two Hundred Ghana Cedis (GH¢1,200.00) for the children. Maintenance shall be paid daily; that is Forty Ghana Cedis (GH40.00) a day in Applicant's momo account number 0257710261 directly from Respondent's momo account number 0242604818.
5. EDUCATION: That Respondent shall pay the second child's school fees and anything connected to his education. That parties contributes towards the education of the first child who has just completed Senior High School.

6. HEALTH: That Applicant shall register the children on Health Insurance and renew anytime it falls due. That Respondent shall pay medical bills not covered by Health Insurance.

ACCOMMODATION is referred back to Court.

BY COURT

The Court has considered the terms of the Agreement dated 20th June, 2023 which parties have confirmed their acceptance of. The Court has also borne in mind the principle of joint parental responsibilities, the income of the parties, the current living conditions of parties and the fact that Respondent has two other children to take care of. In the considered view of this Court and the panel it would be fair and in the interest of the children for parties to split the cost of accommodation 50 -50. The Court and panel had the benefit of viewing a video of the state of Applicant's current accommodation which Respondent did not object to. It is the view of this Family Tribunal that Applicant cannot continue to remain in those condition with the two children one of whom is a minor of 8 years and the other who is still dependent on her as he is intending to pursue further education in a tertiary institution having just completed SHS. Bearing in mind the income of the parties, Applicant is advised to find suitable accommodation not above the amount of GH¢150.00 a month and parties are to split the cost of same equally as indicated above. All other terms agreed to by the parties is adopted and incorporated into the judgement of the Court. Regarding the payment of arrears claimed by Applicant this Court is unable to make a determination on same as no evidence was presented by Applicant. There will be no orders as to costs.

SGD

H/W MAAME YAA AMOAKOA KUSI-MENSAH

MAGISTRATE