

EMMANUEL ACQUAH aged 10 years and COMFORT ACQUAH aged 4 years. The Applicant alleges that the Respondent has not been maltreating her so she left her matrimonial home and left the children in his custody because threatened to shed blood if she takes any of his children away. Applicant reported the matter to Department of Social Welfare where it was suggested that Respondent gives the children to her but he fiercely resisted and because of that the matter was referred to the Legal Aid Commission. Applicant therefore filed a Maintenance application on 24th May, 2023 claiming the understated reliefs as endorsed on the Affidavit in Support of her application.

- a. An order granting custody of the issues to the Applicant with reasonable access to the Respondent.
- b. An order for the Respondent to maintain the child with the amount of Five Hundred Ghana Cedis (GH¢500.00) every month.
- c. An order for the Respondent to pay for the school fees and all other educational expenses of the children as and when it falls due.
- d. An order for the Respondent to pay for the medical bills of the children as and when it falls due.
- e. Any other order(s) this Honourable Court may deem fit.

Respondent on the other hand filed a Summary of Response to Complaints on 21st June, 2023 wherein he says that they were all living together with Applicant's sisters in his house. He says Applicant is fond of leaving the house at the slightest confrontation and on the 12th of February, 2023 Applicant left the house and has not returned till date because he found out her sisters were inviting men to his house and had a promiscuous lifestyle hence he asked them to leave his house and Applicant also left leaving the children in his care. Respondent says currently he is the sole provider and caretaker of

the children as Applicant is unemployed and has moved to a remote area which is not suitable for the upbringing of the children.

The parties were referred to ADR on 21st June, 2023.

Before the Court is an ADR Terms of Agreement dated 3rd July, 2023 containing the following agreements reached between the parties as evidenced by their signatures.

CUSTODY: That Respondent shall have custody of the children.

ACCESS: Applicant shall have access to the children on weekends from Friday 4.00 pm to Sunday 4.00 pm Parties shall share the children's school vacation.

EDUCATION: That Respondent shall pay the children's school fees and anything that is connected to their education.

HEALTH: That Applicant shall register the children on Health Insurance and renew anytime it falls due

That the Respondent shall pay medical bills not covered by Health Insurance.

BY COURT:

All right. Well they are your terms so the Court will adopt same. The Terms of Agreement executed by parties on 3rd July, 2023 by Doris Kotey is adopted as Consent Judgment. Parties are to abide by same. No order as to costs.

SGD.

H/W MAAME YAA AMOAKOA KUSI-

MENSAH

MAGISTRATE