

IN THE SUPERIOR COURT OF JUDICATURE, IN THE HIGH COURT OF JUSTICE, HUMAN RIGHTS DIVISION, COURT 2, ACCRA, HELD ON WEDNESDAY THE 8TH DAY OF DECEMBER, 2023, BEFORE HIS LORDSHIP JUSTICE NICHOLAS M. C. ABODAKPI (J.)

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CASE CALLED AT 9:18 A.M.

SUIT NO. HR/0110/2023

THE REPUBLIC

VS

THE ATTORNEY-GENERAL & MINISTER FOR JUSTICE

EX-PARTE: AFIA AFRICAN VILLAGE LTD.

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PARTIES: APPLICANT – REPRESENTED BY DIANA ELLEN

RESPONDENTS – ABSENT

COUNSEL:

1. SIMON OKYERE WITH PATRICIA POMAA OFORI FOR APPLICANT – PRESENT

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BY COURT:

JUDGMENT

1. This Court has perused the motion paper and the deposition which is uncontested.

The record showed that fourteen days after notice to admit facts was served on Respondents, they have failed to respond to the questions or issues raised. In terms of Order 23 Rule 2(1) and 3(2) of C.I. 47/2004, this is a proper case

in which it can be presumed conclusively that the Respondents have admitted the truth of the matters raised.

2. This Court therefore enters judgment in favour of Applicant for the sum of GH¢2,116,679.78, the remainder of the principal sum that has not been paid.
3. In addition, this Court enters judgment in favour of the Applicant for the sum of GH¢2,261,119.85, which is 5% of the principal sum which is the legal fees which has also been admitted.
4. Interest is exigible on the sums on reducing balance basis from the time these sums became due till the time of final payment. The rate of interest is the commercial rate prevailing on the market.
5. Cost of GH¢50,000.00 is also awarded in favour of the Applicant and against the Respondents.

(SGD)

H/L NICHOLAS M.C. ABODAKPI
JUSTICE OF THE HIGH COURT