

IN THE CIRCUIT COURT OF GHANA HELD IN ACCRA ON THURSDAY,
6TH DAY OF APRIL, 2023 BEFORE HER HONOUR KIZITA NAA KOOWA
QUARSHIE, CIRCUIT COURT JUDGE

SUIT NO. C5/361/2022

SEYRAM KWAME ATTAH

VS

EMILY DZONU-AHLIGAH

CONSENT JUDGMENT

On the 28-7-2022 the petitioner filed a petition for the following reliefs against the Respondent.

- a. That the marriage celebrated between the parties on 4-7-2020 be dissolved by an order of this Honourable Court
- b. That each party bears their cost incidental to this suit.
- c. Any other relief(s) as the Honourable Court may deem fit, just and equitable.

After the Respondent failed to enter appearance, the Petitioner prayed the Honourable Court to set down the matter for trial pursuant to Order 65 r21 of C.I. 47.

The court gave directions for the parties to file pre-trial checks and witness statement. The parties intimated to the court that they wish to attempt settlement, whereupon the parties filed the following Terms of Settlement on the 31-3-2023.

TERMS OF SETTLEMENT

1. This Agreement is made and entered this 15th day of March, 2023 (the "*Effective Date*") between Seyram Kwame Attah ("the Petitioner") and Emily Dzonu Ahlijah (the "Respondent"). In this agreement, each is referred to as a party and together, the parties.

2. Whereas the parties herein were lawfully married under the relevant provisions of the Matrimonial Causes Act 1884-1985 (Cap 127) on 4th July 2020.
3. Whereas after the said marriage, the parties cohabited at Sakumono, Accra in the Greater Accra Region of the Republic of Ghana.
4. Whereas by this petition for divorce filed at the Registry of this court on 28-6-2020 pursuant to leave of court granted on 15th day of June, 2022 he filed a petition to Section 9(2) of the Matrimonial Causes Act (Act 367).
5. Whereas per the said petition of 28-7-2022, the Petitioner claimed the reliefs endorsed thereon being the following:
 - a. That the said marriage between the parties on 4-7-2020 be dissolved by an order of this Honourable.
 - b. That each party bears their cost incidental to this suit.
 - c. Any other relief(s) as the Honourable Court may deem fit just and equitable.
6. Whereas the Respondent caused to be filed for and on her behalf an Answer and cross petition on 18th October 2022.
7. Whereas both parties have filed their respective witness statement for use in this trial in due compliance with the orders of the court.
8. Whereas it is agreed upon by and between the parties that the marriage contracted between them on 4-6-2020 has broken down irretrievably beyond reconciliation.
9. Whereas it is further agreed upon, by and between the parties that they have been unable to resolve their differences after several attempts at same and that there is no reasonable prospect of reconciliation between them.
10. Now, therefore pursuant to efforts by the parties together with their respective lawyers to settle the instant petition, the parties hereby agree to settle the instant petition on the following terms:
 - a. That the said marriage celebrated between the parties on 4-7-2020 be dissolved by an order of this Honourable Court.
 - b. That each party bears their cost incidental to this suit
 - c. Any other relief(s) as the Honourable Court may deem fit, just and equitable
11. The parties to the instant petition hereby agree and confirm that this Terms of Settlement embody their entire understanding and agreement in respect of the reliefs endorsed on the Petitioner of the Petitioner and prays

that same be adopted as CONSENT JUDGEMENT of this Honourable Court upon the due execution of same.

12. That in the event that any of the party's default in complying with the terms contained herein, the other party not in default shall be at liberated to such leave of the Honourable Court to go into execution against the defaulting party.

BY COURT: The court after taking evidence from the parties the court notes that the marriage between them has broken down beyond reconciliation.

The court goes on to adopt the filed Terms of Settlement of the parties of 31-3-2023 as its consent judgment.

The court makes an order for the marriage celebrated between the parties on the 4th of July, 2020 to be dissolved this 6th of April, 2023. Parties are to bear their own cost.

Parties are to apply for the judgment of the court and the Divorce Certificate.

(SGD)

**H/H KIZITA NAA KOOWA QUARSHIE
CIRCUIT COURT JUDGE**