

**IN THE DISTRICT COURT '1' CAPE COAST**  
**BEFORE HER HONOR VERONIQUE PRABA TETTEH, ESQ**  
**SITTING ON THURSDAY 13<sup>TH</sup> OF JULY, 2023 AS AN ADDITIONAL**  
**MAGISTRATE.**

**SUIT NO: A4/25/2023**

**MAVIS GYM MENSAH - PETITIONER**

**VRS**

**KWEKU OWUSU NYAMPONG - RESPONDENT**

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Parties Present

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**JUDGEMENT**

The reliefs sought by the petitioner filed on the 23<sup>rd</sup> of September 2022 are:

1. That the marriage contracted between the parties be dissolved by court
2. That the petitioner should take custody of the children with reasonable access to the respondent
3. That the respondent be ordered to maintain the children in the sum of GH¢800 per month
4. That the respondent be ordered to cater for the health and educational needs of the children
5. That the respondent be ordered to vacate from the petitioner's house since he is a threat to petitioner's life in her house.

The respondent filed his answer to the petition on the 18<sup>th</sup> of October 2022 and in cross petition asked that in the event the marriage is dissolved, the family house situated at Elmina that was acquired during the course of the marriage be shared by the principles of equity.

The petitioner's case is that the respondent's unreasonable behaviour has led to the breakdown of their marriage and as a result she finds it intolerable to live with the respondent. She claims that the respondent subjected her to constant threats, that he verbally assault her with least provocation and that he had made utterances including that he would pour acid on her, he would torment her life and that she would also not have peace. The petitioner also added that the respondent disrespects her family members and had refused to live with her.

The respondent in his answer denied the petitioner's claims and alleged instances of misbehaviour of the petitioner. He also alleged that the petitioner had committed adultery which was the reason why she was seeking for divorce.

Trial commenced 22<sup>nd</sup> of March 2023 and the case was adjourned for further cross examination of the petitioner after the petitioner had opened her case. In order not to further delay the trial, since the parties were desirous of an expeditious trial, trial was commenced de novo and concluded on the last court date.

Both parties testified and cross examined one another and having considered the evidence led by the parties, I am satisfied that the marriage of the parties has broken down beyond reconciliation. The parties admit that their relationship has so deteriorated that they both consent to the dissolution of the marriage. I hereby grant the petition for dissolution of the marriage.

SGD

**H/H VERONIQUE PRABA TETTEH, ESQ**

**(CIRCUIT COURT JUDGE)**