

13 - 05 - 2015

**IN THE SUPERIOR COURT OF JUDICATURE, THE SUPREME COURT
(CIVIL DIVISION) SITTING IN ACCRA ON WEDNESDAY THE
13TH DAY OF MAY, 2015**

**CORAM: ATUGUBA JSC (PRESIDING), ANSAH, BONNIE, BAMFO
& AKAMBA JJSC.**

**CIVIL APPEAL
NO. J4/34/2014**

**KINGSFORD ODOI CHARWAY
VRS.
JAMES OKPOTI MENSAH & ANOR.**

Parties present.
James Ahenkorah for the appellant.
Raphael Alijina for the respondent.

X

X

X

BY COURT:

In this case the motion for substitution sought to be relisted was struck out on 9/10/2012. The appellant filed his motion for relistment on 26/8/2013. In view of such aggravated tardiness the Court of Appeal rightly declined the same. There is no merit in this appeal. The appeal is accordingly dismissed.

No order as to costs.

**(SGD) W. A. ATUGUBA
JUSTICE OF THE SUPREME COURT**

(SGD) J. ANSAH
JUSTICE OF THE SUPREME COURT

(SGD) P. BAFFOE-BONNIE
JUSTICE OF THE SUPREME COURT

(SGD) V. AKOTO-BAMFO (MRS)
JUSTICE OF THE SUPREME COURT

(SGD) J. B. AKAMBA
JUSTICE OF THE SUPREME COURT

