

IN THE CIRCUIT COURT, CF-GBVC, DOVVSU HEADQUARTERS HELD ON
MONDAY THE 23RD DAY OF DECEMBER 2024
BEFORE HER HONOUR DORA G. A. INKUMSAH ESHUN

SUIT NO: C11/001/2025

**IN THE MATTER OF AN APPLICATION UNDER THE DOMESTIC VIOLENCE
ACT 2007 (ACT 732) FOR CIVIL PROTECTION ORDERS**

BETWEEN:

KAREN BAABA SAM
Accra

APPLICANT

AND

KWADWO ADJEI
No. 4 Ginger Street
East Legon
Accra

RESPONDENT

Parties

Applicant

- present

Respondent

- absent

Representation

Applicant Counsel

- present; Melody Kumado led by Kwesi
Fynn

Respondent Counsel

- absent

Time: 10:14am

BB

CERTIFIED TRUE COPY

[Signature] 30/12/2024
.....REGISTRAR
CIRCUIT COURT, CF - GBVC

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Counsel for Applicant

My lady respectfully we have before you an application for protection orders filed on 20 December 2024 pursuant to sections 11, 12 and 14 of the Domestic Violence Act 2007. My lady we move in terms of the processes filed, that is, the Form 5 and the processes attached.

Lead Counsel

My lady under the Domestic Violence Act, specific provisions have been made to deal with the problems we are facing today. Section 1(d) ... My lady all of these instances we have outlined in the supporting affidavit in respect of the applicant herself and their 5 year old daughter and we will rely on the processes and the pictures that show the applicant victimized in a manner that should outrage anyone.

My lady in respect of the little 5-year-old, specifically paragraph 42 of the supporting affidavit, we have included something that came up in this Court; that is the filing made in the old suit of the shocking regulations by the respondent that he has various recordings of the year 5-year-old daughter expressing unwillingness to go to the applicant.

The applicant is the mother of that 5-year-old and for emphasis, 5-year-old girl, who on the record was under the care of the Applicant, the mother, until an order was made in May this year that allowed the respondent father to have access to the 5-year-old. In that short period, the 5-year-old is said by the father to express unwillingness to go to the mother and the father himself says he has video recordings... My lady if a parent can put a 5-year-old through that, then it shows the danger the child is in. No reasonable parent or a father for that matter, will cajole a little baby into that conduct.

BB

My lady on the basis of that, we invoke your ladyship's orders. We pray for Interim Protection Orders and we pray the orders be made express in terms of our reliefs. Thankfully, the child is with us now.

Applicant

I returned her on Saturday 21st. I am to have her on the 29th. Temporary custody was given to the respondent in the Family and Juvenile Court.

Lead Counsel

The High Court struck out the previous case between the parties (suit number C11/001/2024) and we are having difficulty getting the ruling.

ORDERS

1. Interim Protection Order

Considering the submissions of counsel for the applicant, the application by Form 5 of the Domestic Violence Regulations, 2016 (L.I. 2237) the affidavit and processes attached, the applicant is granted an Interim Protection Order against the respondent as follows;

The respondent shall refrain from committing any act of domestic violence against the applicant and the child of the parties under the Domestic Violence Act, 1972 (Act 732).


2. The applicant shall serve a copy of the application, Interim Protection Order and Court notes for today on the respondent by December 31, 2024.

BB

3. The case is adjourned to January 14, 2025 at 9:30am to enable the respondent show cause as to why the Interim Protection Order should not be made final.
4. The respondent shall file and serve his response to the application on the applicant by January 9, 2025.

BB

(SGD)
DORA G. A. INKUMSAH ESHUN
CIRCUIT JUDGE

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 30/12/2024
.....REGISTRAR
CIRCUIT COURT, CF - GEVC