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at... 8:40 am/pm  
Registrar  
SUPREME COURT OF GHANA

**IN THE SUPERIOR COURT OF JUDICATURE  
IN THE SUPREME COURT OF GHANA  
ACCRA, A.D. 2021**

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**WRIT TO INVOKE THE ORIGINAL JURISDICTION OF THE  
SUPREME COURT**

Articles 2(1)(b) and 104(1) of the Constitution 1992 of Ghana,  
Section 3 of the Courts Act 1993 (Act 459), and Rule 45 of the  
Supreme Court Rules, 1996 (C.I. 16) as amended.

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**SUIT NO:**

J1/5/2022

**BETWEEN:**

**1. RICHARD SKY  
HOUSE NUMBER 3 JASMINE CLOSE  
WILLOW COURT, GHS ESTATES, KORLEMAN  
GA WEST MUNICIPAL ASSEMBLY, ACCRA**

**PLAINTIFF**

**AND**

**1. ATTORNEY-GENERAL  
ATTORNEY-GENERAL'S DEPARTMENT  
MINISTRY OF JUSTICE, ACCRA**

**DEFENDANT**

**TO:**

**THE ATTORNEY-GENERAL, ATTORNEY GENERAL'S  
DEPARTMENT, ACCRA**



**IN THE NAME OF THE REPUBLIC OF GHANA**, you are hereby commanded within FOURTEEN (14) days after the service on you of the statement of the Plaintiff's case, inclusive of the day of service, that you are to file or cause to be filed for you a statement of the Defendant's case in an action at the suit of:

**RICHARD SKY.**

**THE NATURE OF THE RELIEFS SOUGHT IS AS FOLLOWS:**

1. A declaration that upon a true and proper interpretation of Article 104(1) of the Constitution 1992 of the Republic of Ghana, the Speaker of Parliament shall, unless otherwise required by the Constitution 1992, at all material times ensure that at least half of all the Members of Parliament of Ghana is present in Parliament at the time of a determination of any matter by Parliament.
2. A declaration that upon a true and proper interpretation of Article 104(1) of the Constitution 1992 of the Republic of Ghana the Speaker of Parliament's decision on 26<sup>th</sup> November 2021 to invite Members of Parliament of Ghana to determine the matter of whether or not to accept or reject the 2022 Budget Statement and Economic Policy of the Government of Ghana, when he knew or ought to have known that at all material times there were less than half of all the Members of Parliament of Ghana present, violated Article 104(1) of the Constitution 1992 of the Republic of Ghana, especially so when the Speaker had announced immediately before the vote was taken that there were 137 Members of Parliament of Ghana present in



Parliament out of the total number of 275 Members of Parliament of Ghana.

3. A declaration that upon a true and proper interpretation of Article 104(1) of the Constitution 1992 of the Republic of Ghana, the purported determination by 137 Members of Parliament of Ghana out of the total number of 275 Members of Parliament of Ghana on 26<sup>th</sup> November 2021, purporting to reject the 2022 Budget Statement and Economic Policy of the Government of Ghana, violated Article 104 (1) of the Constitution 1992 of the Republic of Ghana.
4. An order setting aside the purported vote by 137 Members of Parliament of Ghana out of the total number of 275 Members of Parliament of Ghana on 26<sup>th</sup> November 2021, which vote purported to reject the 2022 Budget Statement and Economic Policy of the Government of Ghana, for violating Article 104(1) of the Constitution 1992 of the Republic of Ghana.
5. A declaration that the Speaker of Parliament's failure to comply with the provisions of Article 104(1) of the Constitution 1992 of the Republic of Ghana violated the Speaker's oath as set out in the Second Schedule of the Constitution 1992 of the Republic of Ghana, which demands of the Speaker of Parliament to uphold, preserve, protect and defend the Constitution of the Republic of Ghana.
6. Any other or further Order(s) and or Direction(s) that this Honourable Court may consider appropriate to give effect or enable



effect to be given to any Order(s) and or Declaration(s) that may be made by this Honourable Court.

**THE CAPACITY IN WHICH THE PLAINTIFF BRINGS THE ACTION IS AS FOLLOWS:**

1. The Plaintiff brings this action as a citizen of Ghana under Articles 2(1)(b) and 104(1) of the Constitution 1992 of the Republic of Ghana.

**THE ADDRESS FOR SERVICE OF THE PLAINTIFF IS AS FOLLOWS:**

**RICHARD SKY**

HOUSE NUMBER 3, JASMINE CLOSE,  
WILLOW COURT, GHS ESTATES, KORLEMAN,  
GA WEST MUNICIPAL ASSEMBLY, ACCRA.

**THE NAME AND ADDRESS OF THE PERSON AFFECTED BY THIS WRIT IS AS FOLLOWS:**

**1. ATTORNEY-GENERAL**

ATTORNEY-GENERAL'S DEPARTMENT  
MINISTRY OF JUSTICE, ACCRA

**DATED AT AMPOFO, OPPONG & ASSOCIATES, 145 OTSOKRIKRI STREET, ADJACENT GHANA REVENUE AUTHORITY, ADABRAKA – ACCRA THIS 29<sup>TH</sup> DAY OF NOVEMBER, 2021.**





**YAW D. OPPONG, ESQ.**  
SOLICITOR FOR THE PLAINTIFF

YAW D. OPPONG ESQ.,  
AMPOFO, OPPONG & ASSOCIATES  
LEGAL PRACTITIONER  
ADJACENT TO G.R.A.  
ACCRA

LICENCE NO. EGAR 00775/21

CHAMBERS REG. NO. EPPOO643/20

TIN NO. P0003358313

**THE REGISTRAR**  
**SUPREME COURT**  
**ACCRA.**

**AND FOR SERVICE ON THE ATTORNEY-GENERAL:**

1. ATTORNEY-GENERAL  
ATTORNEY GENERAL'S DEPARTMENT  
MINISTRY OF JUSTICE, ACCRA.