

80/0 Criminal 4
Filed on 24/06/2025
at 8:40 am/pm
Registrar
HIGH COURT
ACCRA

IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
(CRIMINAL DIVISION)
ACCRA - A.D. 2025

CASE NO: CR/0448/2025



THE REPUBLIC

v.

SOLOMON ASAMOAH – 1ST ACCUSED

PROF. CHRISTOPHER AMEYAW-AKUMFI – 2ND ACCUSED / APPLICANT

MOTION ON NOTICE

 PLEASE TAKE NOTICE that Counsel for the 2nd Accused/Applicant, herein shall move this Honorable Court on the 9th day of July 2025 at 10 o'clock in the forenoon or so soon thereafter as Counsel may be heard for the following orders: 

1. An order striking-out the action against the accused as premature and in violation of a legal condition precedent imposed on the prosecution;
2. An order referring to the Supreme Court of Ghana, pursuant to Article 130(2) of the 1992 Constitution, the constitutional question that arises as to the proper construction and application of Sections 1 and 7 of the Public Property Protection Decree, 1977 (SMCD 140), vis-à-vis the fair trial guarantees under Article 19 and the standards governing the exercise of prosecutorial discretion under Article 296 of the Constitution;
3. A consequential order staying proceedings before this Honorable Court pending the final determination of the constitutional question by the Supreme Court;