

Filed on 7/09/2026
at 2:00pm
[Signature] Registrar
SUPREME COURT OF GHANA

IN THE SUPERIOR COURT OF JUDICATURE
IN THE SUPREME COURT OF JUSTICE
ACCRA - A.D. 2026

J1/32/2026
SUIT NO:

WRIT TO INVOKE THE ORIGINAL JURISDICTION OF THE SUPREME
COURT PURSUANT TO ARTICLES 2(1) AND 130(1) OF THE 1992
CONSTITUTION AND RULE 45 OF THE SUPREME COURT RULES, 1996 (C.I.
16)

SAMUEL BRYAN BUABENG
202 GBAWE ROAD
ACCRA

PLAINTIFF

VRS

ATTORNEY-GENERAL
THE LAW HOUSE,
MINISTRIES, ACCRA

DEFENDANT

IN THE NAME OF THE REPUBLIC, you are hereby commanded within
fourteen days after service on you of the Plaintiff's Statement of Case,
inclusive of the day of service to file or cause to be file for you, the
Defendant's Statement of Case in an action at the suit of: **SAMUEL
BRYAN BUABENG**

THE NATURE OF RELIEFS SOUGHT ARE AS FOLLOWS:

1. A declaration that upon a true and proper interpretation of Articles
89(1) and (2) of the 1992 Constitution of the Republic of Ghana, the

Council of State is at material times not constituted during the vacancy of any person listed under Article 89(2)(a)(b) and (c) of the 1992 Constitution of the Republic of Ghana.

2. A declaration that upon a true and proper interpretation of Articles 89(1) and (2) of the 1992 Constitution of the Republic of Ghana, the Council of State is at all material times not constituted after the resignation, incapacitation or removal from office of a member of the Council of State whose membership is listed under Article 89(2)(a)(b) and (c) of the 1992 Constitution of the Republic of Ghana.
3. A declaration that upon a true and proper interpretation of Articles 89(1) and (2)(a)(i) of the 1992 Constitution of the Republic of Ghana, the Council of State is at all material times not constituted after the resignation, incapacitation or removal from office of a former Chief Justice of the Republic of Ghana.
4. A declaration that upon a true and proper interpretation of Articles 89(1) and (2) of the 1992 Constitution of the Republic of Ghana, the Council of State was at all material times not constituted after the resignation of former Chief Justice (Retired) Sophia Akuffo in September, 2026 from the Council of State.
5. A declaration that upon a true and proper interpretation of Articles 89(1) and (2)(a)(i) of the 1992 Constitution of the Republic of Ghana, the President shall appoint another former Chief Justice immediately a former Chief Justice who has been appointed as a member of the Council of State resigns, is incapacitated or is removed from office.
6. A declaration that upon a true and proper interpretation of Articles 89(1) and (2)(a)(i) of the 1992 Constitution of the Republic of Ghana, the President of the Republic of Ghana acted and continues to act unconstitutionally by refusal or failure to appoint a

former Chief Justice to replace Chief Justice (Retired) Sophia Akuffo who resigned as a member of the Council of State in September, 2025.

7. An order directed at the President pursuant to Article 89(2)(a)(i) to consult with Parliament within 14 days, and to appoint within 48 hours upon the said consultation with Parliament, a former Chief Justice of the Republic of Ghana as a member of the Council of State.
8. Any further orders this Honourable Court deems meet.

THE CAPACITY IN WHICH THE PLAINTIFF BRINGS THIS ACTION:

The Plaintiff brings this action as a citizen of Ghana.

THE ADDRESS FOR SERVICE OF THE PLAINTIFF OF AS FOLLOWS:

C/O H/N C390/3, 5TH ESTATE ROAD,
NEAR KANDA POST OFFICE,
KANDA ACCRA,

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

ATTORNEY-GENERAL
THE LAW HOUSE,
MINISTRIES, ACCRA

**DATED AT ACCRA THIS 2ND DAY OF SEPTEMBER, 2026, C/O H/N C390/3,
5TH ESTATE ROAD, NEAR KANDA POST OFFICE, KANDA ACCRA**



JONATHAN OWUSU ASARE ESQ.
SOLICITOR FOR PLAINTIFF
LICENCE NO. eGAR01035/26
0244370567

**THE REGISTRAR
SUPREME COURT
ACCRA**

AND FOR SERVICE ON THE ABOVE NAMED DEFENDANT:

**ATTORNEY-GENERAL
THE LAW HOUSE,
MINISTRIES, ACCRA**