

Filed on 27/10/2020
at 9:10 am/pm
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Registrar
HIGH COURT
ACCRA

**IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
ACCRA - AD - 2020**

SUIT NO:

**JOSEPH YAMMIN
H/NO PLOT 51 KOTWI TWENEDUASE
KUMASI**

PLAINTIFF

VS

**1. HON. KENNEDY AGYAPONG
PARLIAMENT HOUSE ACCRA**

**2. KEN CITY MEDIA LIMITED
ACCRA GHANA**

DEFENDANTS

STATEMENT OF CLAIM

1. The Plaintiff is a farmer and a politician, resident in Kumasi in the Ashanti Region of the Republic of Ghana.
2. The Plaintiff is a promising Politician who has the potential and capacity to rise to the level of becoming the 1st gentleman of the nation.
3. The Plaintiff is a leading members of National Democratic Congress (NDC) a political parties registered under the laws of Ghana.
4. The Plaintiff is a family man with a wife and three children.
5. The Plaintiff is a former Deputy Minister for Youth and Sports between 2013 and 2014, a former Deputy Minister for Ashanti Region between 2014 to 2015 and a former Deputy National Coordinator in charge of operation for National Disaster Management Organization (NADMO) in 2016 to 2017.

The Plaintiff's Claim is for:

- a. Damages of Ninety Five million Ghana cedis (Gh¢95,000,000.00) for defamatory statements the defendants published and distributed against the Plaintiff which said publication portrays the Plaintiff as wicked, criminal murderer, etc, which said words in their true and natural sense has exposed the plaintiff to public ridicule hatred and contempt in the eyes of the right thinking citizens of Ghana and numerous expatriates and Diplomats in Ghana.
- b. An order directed at the defendants to retract the said publication on the 2nd defendants airwaves for three (3) times a day for a year.
- d. An order restraining the defendants from publishing further falsehood against the Plaintiff.
- e. Any further order or orders this Honourable court shall deem fit.

**EVANS AMANKWAH ESQ
LAWYER FOR PLAINTIFF
SOL. LIC. NO. GAR 02116/20
CHAMBER REG NO.PP0000713/19
TIN. P0002061759**

This writ was issued by
Whose address for service is:

**3 MULTY CONCEPTS LAW CONSULT
(FASEM KYE CHAMBERS)
Hse. No. 394/29 West Onyaa Street
Abeka Lapaz-Near Las-Palmas Restaurant
P.O.Box A727 La-Accra
Tel: 0208171227 / 0244228881
Email: multyconcepts3@gmail.com**

Agent for: **PLAINTIFF**
Lawyer for the plaintiff

.....
Endorsement to be made within 3 days after service

This writ was served by me at
On the defendant
On the day of
Endorsed the day of

Signed.....
Address.....

NOTE: If the plaintiff's claim is for liquidated demand only, further proceedings will be stayed if within the time limited for appearance the defendant pays the amount claimed to the plaintiff, his lawyer or his agent or into court as provided for in Order 2 rule 3(2).

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STATEMENT OF CLAIM

1. The Plaintiff is a farmer and a politician, resident in Kumasi in the Ashanti Region of the Republic of Ghana.
2. The Plaintiff is a promising Politician who has the potential and capacity to rise to the level of becoming the 1st gentleman of the nation.
3. The Plaintiff is a leading members of National Democratic Congress (NDC) a political parties registered under the laws of Ghana.
4. The Plaintiff is a family man with a wife and three children.
5. The Plaintiff is a former Deputy Minister for Youth and Sports between 2013 and 2014, a former Deputy Minister for Ashanti Region between 2014 to 2015 and a former Deputy National Coordinator in charge of operation for National Disaster Management Organization (NADMO) in 2016 to 2017.

6. The Plaintiff as part of his work and life style travels around the world.
7. The 1st Defendant is a Businessman, and a Politician resident in Accra in the Greater Accra Region of the Republic of Ghana.
8. The 1st Defendant is also the Member of Parliament for Assin Central Constituency in the Central Region of Ghana under the ticket of the New Patriotic Party (NPP), a political party registered under the laws of Ghana.
9. The 2nd Defendant is a media house operating NET2 TV on the multi TV digital box and radio operating OMAN FM under 107.1 megahertz in the Greater Accra Metropolis and ASH FM 101.1 megahertz in the Greater Kumasi metropolis.
10. The Plaintiff avers that, on or about 14th day of May 2020, the 1st Defendant published false news about the Plaintiff which were defamatory on the 2nd defendant media airwaves OMAN FM 107.1.
11. The Plaintiff avers that, on or about 14th day of May 2020, the 1st Defendant falsely accused the Plaintiff of conspiracy to commit series of murder and create instability in the country on the 2nd defendant media airwaves in these words ‘ I’ve been monitoring them. Every two weeks or three weeks biara no, especially Kumasi, wɔɔmo kɔ meeting. Wɔɔmo kɔ no wɔ different different places. Yeah! This week yi ara wɔɔmo akɔ.
Enora! Enora!
Daabi! Enora deɛ na wɔɔmo wɔ Kotwi.
Enora! Wɔɔmo kɔɔ meeting ɛwɔ Kotwi. Naa nnipa ɛkɔɔ hɔ bi, mehuu din no na me were ho, because I respect him a lot. Huudu Yahya, Faisal Ibrahim – wɔɔmo se Mangana oo se deen, wɛwini pen – Charles Amani, Yaw Barima, ena Yammin himself. There were other people, wɔɔmo beyɛ beyɛ twenty-five. Naa wɔɔmo kɔɔ meeting no wɔ Kotwi. Eyɛ ... Street no yɛfrɛ no Yammin Junction, Last Stop, Kotwi, Yammin fie ena wɔɔmo kɔɛ.
Na wɔɔmo kɔɛ no, wɔɔmo asem a wɔɔmo reka ne se President, deen nti me President mfa asem wei serious, na National Security should act fast, -

Wɔɔmo aye so desperate se, NDCfoɔ, they will kill to get power. And this time, not even Ghanaians. They want to kill expatriates.

Yes! They will follow expatriates to their houses and kill them to make it seem se Internationally se Ghana yenye stable.

Na Mahama aye ayi to that effect a waka se Ghana nye stable. So, they want to do this to confirm se Ghana enye stable, na wɔɔmo acreti state of insecurity.

Nti they will start killing diplomats, expatriates. Nti mesre President, ɔmma National Security mma ne nan mmo ne to na wɔɔmo mprotecti expatriates no. Wɔɔmo aye w'adwene se wɔɔmo de begu y'anim ase.

Kumase nso, deɛ wɔɔmo beye ne se, abrafo a ewo ho, eye Asokwa, Ahodwo, Adeɛbeba area no, any foreigner ɔte ho no, wɔɔmo tete wo ara, wɔɔmo de motos, woye se worewura wo fie pe, na wɔɔmo arashi wo, na wɔɔmo abeku wo. Wɔɔmo ku wo a, na wɔɔmo ahye da afa biribi wo ho te se nea eye robbery.

Me ne wo reka yi, all these guys should be arrested, because I can proof time place everywhere.

Kumasefoɔ a etie me, eye meboa se Yammin ɔte Kotwi , Very evil boy! Na yete ha ama Lebanese ebeditaati, se ɔye Indian oo se Lebanese oo ... Ono na editaati the destiny of Ghanaians and Ashantes especially.

Yeah! Indian or Lebanese, dictating the destiny of Ghanaians and Ashantes.

Who born dog?

Who born dog?

I have told Security Agencies about this before, meeting baako a wɔɔmo kɔe. I am not goint to say anything again. I will always blow the horn.

Because saa Securityfoɔ no wɔɔmo kye dodo,

wɔɔmo ne wɔɔmo investigation, wɔɔmo kye.

That is what they're going to do. Se wɔɔmo bekunkumkunkum nkorɔfoɔ acreti insecurity, ede agu NPP anim ase. Nti woye bronni oo, woye hwan na wote Ahodwo, Adeɛbeba ne Asokwa area...'

To wit,

' I have been monitoring them. Every two weeks or three weeks, especially Kumasi, they go for meeting. They go at different different places

Yesterday, yesterday.....Yesterday, No. Yesterday, they were at Kotwi

Yesterday, yesterday they went to a meeting at Kotwi. They people who

attended the meeting, when I saw their names, I felt sad because I respect him a lot, Hudu Yahaya, Faizal Ibrahim, they say Man Ghana or so, he's won before, Charles Amani, Yaw Barimah, and Yamin himself. There were other people who are about 25.

And they attended the meeting at Kotwi on a street called Yamin Junction, Last Stop Kotwi. Yamin's house was where they went.

When they went, the issue they raised is that, President. The reason I said the President should take this matter serious and for National Security to act fast They have become so desperate that NDC people will kill to get power and this time, not even Ghanaians, they want to kill expatriates.

Yes. They will follow expatriates to their houses and kill them, to make it seem that internationally that Ghana is not stable. And Mahama has done this to that effect that he said that Ghana is not stable. So they want to do this to confirm that Ghana is not stable.

Right. So they will start killing Diplomats, expatriates, so I will beg the president, he should put National Security on the alert and protect expatriates.

They have decided to use this to disgrace us. Kumasi too, what they will do is that, the foreigners who are there, who are at Asokwa, Ahodwo, Adiebeba areas, any foreigner living there, when they mount surveillance on you using a motor, as soon as you are about entering your house, then they rush on you and kill you.

Once they kill you, they will intentionally take some items from there to make it look like robbery.

As I am talking to you, all these guys should be arrested. Because I can prove time, place, everywhere.

Kumasi people listening to me, am I lying that Yamin lives at Kotwi? Very evil boy. We are staying here for a Lebanese to come dictate. If he is an Indian or a Lebanese, he is dictating the destiny of Ghanaians and Ashantis especially. Yeah, Indian or Lebanese dictating the destiny of Ghanaians and Ashantis.

Who born dog?

Who born dog?

I have told security agencies about this before on an earlier meeting they attended, I am not going to say anything again I will always blow the cover because those security people, they delay too much.

They and their investigations they delay. That is what they are going to do, that they will kill people and create insecurity to disgrace the NPP. So if you are a white, or whoever, and you live in Ahodwo, Adea Beba and Asokwa area.'

12. The Plaintiff further avers that, on the same 2nd defendant media airwaves that is NET2 TV, on the 20th day of May 2020, the 1st defendant made further defamatory statements against him in these words ' Wo kuraseni, ɔwo Prempeh College na ɔdi ɔɔpi, ɔfom aduane. Se wohwe n'afono no a, aduane. Woahu se ɔbeyee Deputy Regional Minister, se ofiri se kesee na ma no... Woahu, ase odwan a yeasa no. Wei, akoa wei, ɔno te ho edi nsenhunu. Nsem a ɔkae enye asem ketewa. Wo, wowo Prempeh College edeen na na woye? Wodi ɔɔpi. ɔfom aduane. Saa na ɔde benyiniee nyinaa nso ɔfom nneema. Afei wo deen? We are monitoring you 24/7. You can go to hell. We'll monitor ... Se wose woye tough? Afei na wordwane?'

To wit

A villager; when he was at Prempeh College, he eats "sorpi" food, when you see his chicks, food. Have you seen that when he became a Deputy Regional Minister he felt being fat like a castrated ram. This guy? He is sitting there and misbehaving. The things he said are just anything. When you were at Prempeh College, what were you doing? You were eating "sorpi". He rushes on food. That's how he grew up and still rushes on things. Now you said what? We are monitoring you 24/7. You can go to hell, we will monitor. You said you are tough, now you are running.'

13. The Plaintiff states that, the 2nd defendant allowed their media house to be used to propagate such falsehood about the Plaintiff.
14. The plaintiff avers that, the statements authored by the 1st defendant on the aforementioned airwaves are false and mendaciously authored to tarnish the

image of the plaintiff among the ordinary members of the Ghanaian society the expatriate society in Ghana and the Diplomats in general.

15. The Plaintiff states that, after the 2nd defendant allowed the 1st Defendant to published the said falsehood against him, the management of the 2nd defendant refused to take steps to either asked the 1st Defendant to retract the said false publication about him or to produce evidence to affirm the said allegation, and by that failure the 2nd defendant assisted and supported the said defamatory statement against the Plaintiff by using their media airwaves to propagate the said falsehood about the plaintiff.
16. The Plaintiff contends that, the said stories published by the defendants are vexatious, total fabrication and have exposed the Plaintiff to hatred, ridicule and contempt.
17. The Plaintiff avers that, as a farmer, he does supply chicken products to various organisations but as a result of the aforementioned publication, these clients have refused to have anything to do with him and that has caused him financial distress.
18. The Plaintiff further contends that the said false publication has caused a lot of public disaffection for him and his family.
19. The Plaintiff states that, immediately after, the said Publication on the 2nd defendant media airwaves, an unknown expatriate met him and threaten to kill him and his entire family if any expatriate dies of murder in Kumasi or anywhere.
20. The Plaintiff avers that the acts of the defendants have not only lowered him in the esteem of his fellows and seriously injured his hard won reputation, but it has also exposed the plaintiff to public hatred and contempt to the extent that, his life and that of his family is in danger.
21. The Plaintiff further contends that the said publication has caused him serious emotional stress.

22. WHEREFORE, the plaintiff claims against the defendants jointly and severally as endorsed on the writ of summons.

- a. Damages of Ninety Five million Ghana cedis (Gh¢95,000,000.00) for defamatory statements the defendants published and distributed against the Plaintiff which said publication portrays the Plaintiff as wicked, criminal murderer, etc, which said words in their true and natural sense has exposed the plaintiff to public ridicule and contempt in the eyes of the right thinking citizens of Ghana and numerous expatriates and Diplomats in Ghana.
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- d. Any further order or orders this Honourable court shall deem fit.

DATED AT 3 MULTY CONCEPTS LAW CONSULT (FASEMKYE CHAMBERS) ACCRA, THIS 25TH DAY OF MAY 2020



EVANS AMANKWAH ESQ
LAWYER FOR PLAINTIFF
SOLI. LIC. NO.GAR 02116/20
CHAM.REG. NO. PP0000713/19
TIN. P0002061759

THE REGISTRAR
HIGH COURT
ACCRA

AND COPY FOR SERVICE ON THE DEFENDANTS

EVANS AMANKWAH ESQ(LLB, BL, LLM)
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