

Ellis

Filed on 31/3/2021
at 2:16 pm/pm
Registrar
HUMAN RIGHTS COURT '1' ACCRA, G/R

IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
HUMAN RIGHTS DIVISION
ACCRA - AD 2021

SUIT NO. HR/055/2021

IN THE MATTER OF AN APPLICATION UNDER ARTICLE 33 OF THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992)

AND

IN THE MATTER OF AN APPLICATION BY TYRON IRAS MARHGUY SUING BY
HIS NEXT FRIEND AND FATHER TEREOW KWAME MARHGUY FOR THE
ENFORCEMENT OF HIS FUNDAMENTAL HUMAN RIGHTS UNDER THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992).

TYRON IRAS MARHGUY ... **APPLICANT**
Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

Suing by the Next Friend and Father
TEREOW KWAME MARHGUY
Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

VRS.

- | | |
|--|--------------------------------------|
| <ol style="list-style-type: none"> 1. BOARD OF GOVERNORS
Achimota Senior High School
Achimota 2. THE ATTORNEY GENERAL
Office of the Attorney-General
Ministries - Accra. | <p>...</p> <p>RESPONDENTS</p> |
|--|--------------------------------------|

NOTICE OF MOTION:
APPLICATION FOR THE ENFORCEMENT OF THE FUNDAMENTAL HUMAN
RIGHTS OF THE APPLICANT PURSUANT TO ARTICLE 33(1) OF THE
CONSTITUTION (1992) AND ORDER 67 RULE 1 AND 2 OF CI 47

PLEASE TAKE NOTICE that this Honourable Court shall be moved by Counsel for and on behalf of the Applicant herein praying this Honourable Court for an order for the enforcement of Applicant's fundamental human rights against Respondents upon the grounds set forth in the accompanying affidavit and for such further order(s) as the Court may deem fit.

COURT DATE TO BE FIXED

DATED AT GAWUGA@LAW, Barristers & Solicitors, ACCRA, THIS 29TH DAY OF MARCH 2021.



.....
James Gawuga Nkrumah, Esq.
Counsel for the Applicant.
License No. eGAR 01709/21
BP. No. 3000050641
Chamber Reg. No. ePP00591/20

The Registrar
High Court
Human Rights Division
Accra

And to the Respondent herein.

IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
HUMAN RIGHTS DIVISION
ACCRA - AD 2021

SUIT NO.

IN THE MATTER OF AN APPLICATION UNDER ARTICLE 33 OF THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992)

AND

IN THE MATTER OF AN APPLICATION BY TYRON IRAS MARHGUY SUING BY
HIS NEXT FRIEND AND FATHER TERE0 KWAME MARHGUY FOR THE
ENFORCEMENT OF HIS FUNDAMENTAL HUMAN RIGHTS UNDER THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992).

TYRON IRAS MARHGUY ...
Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma
Suing by the Next Friend and Father

APPLICANT

TEREO KWAME MARHGUY
Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

VERSUS

1. **BOARD OF GOVERNORS** ...
Achimota Senior High School
Achimota
2. **THE ATTORNEY GENERAL**
Office of the Attorney-General
Accra

RESPONDENTS

AFFIDAVIT IN SUPPORT:
APPLICATION FOR THE ENFORCEMENT OF THE FUNDAMENTAL HUMAN
RIGHTS OF THE APPLICANT PURSUANT TO ARTICLE 33(1) OF THE
CONSTITUTION (1992) AND ORDER 67 RULE 1 AND 2 OF CI 47.

I, Tereo Kwame Marhguy, of Unnumbered House, Opposite Amen Amen Church, Olebu Ablekuma, Accra in the Greater Accra Region of Ghana do make oath and say as follows:

1. I am the deponent herein and the biological father and next friend of the Applicant.
2. I depose to the facts contained in this affidavit which are within my knowledge except where I have indicated otherwise.
3. At the hearing of this Application, Counsel shall seek leave of this Honourable Court to refer to all processes filed in this matter as if same were reproduced in this affidavit in extenso and sworn to on oath where amenable.
4. The 1st Respondent is the governing authority of Achimota Senior High School (the "School").
5. The 2nd Respondent is the principal legal adviser to the Government of Ghana, against whom, by constitutional dictates, all suits against the Government must be instituted and who, by the jurisprudence of the Superior Courts of Judicature, must be made a party to human rights actions.
6. The Applicant is a child of seventeen (17) years old.
7. The Applicant attended The Lord Shines International School and Omega School.
8. In his last year of Junior High School, the Applicant registered with the West African Examination Council to sit for the June 2020 Basic Education Certificate Examination (BECE or the "Examination").
9. As part of the registration requirement for the Examination, the Applicant, like all prospective candidates since 2005, were required to select a number of second cycle institutions for purposes of the Computerized School Selection and Placement System (CSSPS).
10. The CSSPS is an automated merit-based system for the selection of schools and placement of pupils/candidates in various senior high schools based on their choices of schools and performance in the Examination.

11. The Applicant duly complied with the school selection and examination registration processes.
12. The Applicant at all material times was a Rastafarian by religion.
13. Rastafarianism is a religious movement, begun in Jamaica in the 1930s and adopted by many groups around the globe, that combines protestant christianity, mysticism and a pan-African political consciousness.
14. A key tenet of Rastafarianism is the wearing of dreadlocks, which is drawn from the Nazarite vow in the Old Testament of the Bible. In particular, at Numbers 6:5, where it is said "All the days of the vow of his separation there shall no razor come upon his head: until the days be fulfilled, in the which he separateth *himself* unto the LORD, he shall be holy, *and* shall let the locks of the hair of his head grow."
15. The biblical Sampson epitomizes this wearing of dreadlocks. The Old Testament recites the story of Samson's mother, who was visited by Jah and was told: "For, lo thou shall conceive, and bear a son; and no razor shall come on his head: for the child shall be a Nazarite unto God from the womb: and he shall begin to deliver Israel out of the hands of the Philistines (Judges 13:5). As he grew, Samson possessed extraordinary strength. He then married Delilah, and because she would not believe him when he spoke about the reason for his locks, ... she made him to sleep upon her knee; and she called for a man, and she caused him to shave off the seven locks of his head; and she began to afflict him, and his strength went from him (Judges 16:19)"
16. The Applicant has therefore worn his hair in dreadlocks throughout his studies at the Junior High School, where he excelled academically, was a model student, and was made Senior Prefect. The dreadlocks have caused no problems for him, his mates, his teachers or the schools.
17. The Applicant, in selecting Achimota Senior High School as his first choice, was motivated by the historical ethos of the School which from its very beginnings was committed to challenging received ideas of the inferiority of African customs, values and cultural tapestry; its well documented embrace of African diversity and identity, as well as the School's well-known alumni. The School's history of pan-Africanism tied in very closely with the Rastafarian belief in a pan-African political consciousness.

18. The Applicant determined to be enrolled in the School and with the inspiration of becoming one of such prominent personalities in the near future took his studies seriously, painstakingly prepared and sat for the Examination in June 2020.
19. The Applicant successfully passed the Examination, obtaining aggregate six (6). Attached and marked as **Exhibit TIM 1** is a copy of the provisional result slip of the Applicant.
20. The Applicant thought he had finally realised his dream of enrolling in the School when he was posted by virtue of the CSSPS to the School for his secondary education. Attached and marked as **Exhibits TIM 2** is a copy of the Applicant's Placement Form/Printout.
21. The Applicant and I, upon the placement, proceeded to the School, collected the prospectus from the Administration, completed the admission form (including affixing the Applicant's passport picture, on it) and purchased the necessary items, in readiness for the Applicant to attend classes. All this time, no one questioned the Applicant about wearing his hair in religious dreadlocks.
22. On the reporting date for first year students, I asked the Applicant to take the lead to the School to undertake the necessary admission protocols while I attended to his two sisters for their admission processes at the St. John's Grammar School.
23. At a later time, on that same day, my wife arrived at St. John's Grammar School to assist our daughters, whereupon I headed to the School to ensure that the Applicant completes his admission processes.
24. On arriving at the School, the Applicant was isolated from his fellow students who were in the queue undertaking the necessary protocols for admission or enrolment.
25. I am informed by the Applicant and I verily believe same to be true that one of the female teachers of the School inspecting the items of the students asked the Applicant to step aside and that she would not want to deal with him because of his religious dreadlocks.

26. The Applicant felt ashamed, embarrassed and humiliated by the directive to isolate himself by reason only of his religious dreadlocks, a religious belief he has practised all his life.
27. On hearing that, I requested a meeting with the Headmistress of the School. I was informed that she was in another meeting, and as such she could not meet me. The Applicant and I were directed to the Assistant Head Teacher who insisted that until the Applicant cuts his religious dreadlocks, he would not be enrolled into the School notwithstanding that the placement by the CSSPS and his acceptance of the admission offer by the School. Attached and marked as **Exhibit TIM 3** are copies of the completed Admission Offer and Acceptance Forms.
28. The Assistant Head Teacher indicated the School's readiness to give the Applicant a referral letter to any other school the Applicant may wish to attend, adding that if his wish is to be educated in the School then he must get rid of his religious dreadlocks.
29. The Assistant Head Teacher did not explain why he could refer the Applicant to other public schools and while these other schools will enrol the applicant despite holding that the School could not enrol the Applicant.
30. The Applicant believes that despite his academic achievements, leadership position held (obtaining aggregate six in the Examination, being awarded the best student of his former school, and serving as the senior school prefect for 2018/2019 academic year) and the placement of the Applicant in the School by the CSSPS, the Applicant is being denied enrolment because he is maintaining his hair according to the dictates of his religion. Attached and marked as **Exhibit TIM 4** is a copy of the citation from the Applicant's former school.
31. Despite being made aware of the centrality of the Applicant's religious dreadlocks to his religion and long held faith, the School authorities refused to reverse course, or grant any religious exemptions to the Applicant.
32. The School has not provided the objective it seeks to achieve by compelling the Applicant to abandon his religious practices as a condition for his enrolment at the School, never mind whether such an objective could be achieved in other ways that did not involve an interference with the Applicant's religious beliefs.

33. The Applicant is committed to observing all the School's rules and regulations, as he has done throughout his schooling at the Junior High School levels.
34. Unable to persuade the School to reverse course, the Applicant and I complained publicly about the denial of enrolment which we considered discriminatory on grounds of religion and a denial of the Applicant's right to education and administrative justice. In light of the media interest in the issue and public outcry, the Ghana Education Service (GES) requested the School, on 20th March, 2021, to enrol the Applicant.
35. Subsequently, however, the GES, for unknown reasons, reversed its earlier directive to the School to enrol the Applicant. However, on 29th March 2021 the Education Minister, Dr Yaw Osei Adutwum, indicated, via media reports, that the GES has not rescinded its directive to Achimota School over the admission of the Applicant. Notwithstanding this clarification, the School has not enrolled the Applicant.
36. Authorities of GES in meeting which had in attendance, myself, another parent whose Rastafarian ward was denied enrolment in the School, stated that in the interest of the Applicant, he should remove his religious dreadlocks or be enrolled in a different school.
37. The Applicant believes that the 1st Respondent has failed to effectively manage the admission process which failure has led to the denial of the Applicant's enrolment in the School solely on ground of keeping his hair in its natural state as part of his religious belief.
38. The Applicant believes that the 1st Respondent has failed to provide a compelling reason to justify why its enrolment practice should be allowed as a reasonable limitation of the Applicant's religious beliefs.
39. The Applicant believes that not only has the School failed to specify an objective for interfering with the Applicant's religious rights, the School itself has indicated that other Public Schools do not have similar restriction on religious rights, suggesting that the restriction is not rationally related to achieving an important learning objective.
40. I am advised by Counsel and respectfully concur with that advice that the Republic of Ghana, represented herein by the 2nd Respondent, has a

constitutional duty to ensure the realization of the right to education of all Ghanaians, including by ensuring that the processes to realise that right does not run afoul of the constitutional duty not to expose its citizens to discrimination and prejudice on grounds of religion, creed, belief, circumstances of birth among others, which duty the State, through the School and GES, has failed to protect resulting in the present discrimination against the Applicant.

41. I am advised by Counsel and believe same to be true that the laws of Ghana guarantee the Applicant's fundamental human rights and freedoms that must be respected and upheld by all natural and legal persons including the Respondents.
42. I am further advised by Counsel and respectfully concur with that advice that the Applicant is constitutionally guaranteed among others:
 - a. Right to equal educational opportunities and facilities.
 - b. Freedom of thought, conscience and belief
 - c. Freedom to practise any religion and to manifest such practice.
 - d. Right to his human dignity.
 - e. Right to enjoy, practice, profess, maintain and promote any culture, tradition or religion subject to the provisions of the 1992 Constitution.
 - f. Right not to be deprived by any other person of education by reason only of religious and other beliefs.
 - g. Right to administrative fairness.
43. The Applicant is a Rastafarian and that he is solely keeping his hair in its natural dreadlocked state on religious grounds, to express his faith and manifest his religion but not for any fanciful reason.
44. The keeping of his hair in its natural dreadlocked state by the Applicant is not a flippant display of stylistic preferences. It is about the Applicant's religion and manifestation of the dictates of that religion.
45. The Applicant and I, as well as other members of our family are adherents of Rastafarianism and as such, we (including the Applicant's sisters currently enrolled at St. John's Grammar School) keep our hair in its natural dreadlocked state within the dictates of our religion, as indicated in the Old Testament of the Bible.

46. I am advised by Counsel and respectfully concur with that advice that the insistence of the 1st Respondent that the Applicant get rid of his religious dreadlocks in default of which he will not be enrolled would deny him his constitutionally guaranteed right to education and the right to practice or manifest his religious belief.
47. I am advised by Counsel and respectfully concur with that advice that granted that the 1st Respondent and its school authorities' conducts are premised on the rules and regulations of the School, such rules and regulations cannot derogate from the fundamental rights and freedoms guaranteed persons in the country including the Applicant under the 1992 Constitution.
48. I am advised by Counsel and respectfully concur with that advice that under and by virtue of the Constitution of the Republic of Ghana (1992), where a body or officer has an administrative function to perform, the activity must be conducted with and reflect the qualities of fairness, reasonableness and legal compliance.
49. In effect, all administrative bodies, including the 1st Respondent, have a constitutional obligation to act fairly and reasonably when in making rules and regulations for prospective students of the School, so far as they are actually or likely to be affected by the rules.
50. I am advised by Counsel and respectfully concur with that advice that at the very least, the requirement of fairness and reasonableness placed on the 1st Respondent by the Constitution (1992) includes transparency, objectivity, legality, rationality, opportunity to be heard, legal competence, absence of bias, caprice or ill-will and procedural propriety.
51. I am advised by Counsel and respectfully concur with that advice that as a person and by virtue of the Constitution (1992) and the jurisprudence of the Superior Courts of Judicature, the Applicant is entitled to enjoy his fundamental human rights and protection from unjustified infringement of such rights by the 1st Respondent.
52. The Applicant believes that his fundamental human rights, have been or are likely to be violated by the 1st Respondent, its officials, teachers and other authorities if this Honourable Court does not intervene, hence his seeking redress by this action.

53. The Applicant's colleagues who were admitted into the School by virtue the CSSPS placement have commenced classes while he is discriminatorily denied same right to education in the School and he is currently at home simply because of his expression of his religious faith, without injury to any other person.
54. The Applicant has always been of good behaviour in his former schools and would continue to do so. And that in a recent media reportage carried out by the Citi TV about the Applicant in his former school, his former teachers and school mates attested to his positive behaviour and expressed their shock about the discrimination being meted against him. Attached and marked as **Exhibit TIM 5** is a link to media reportage by Citi TV about the Applicant <https://www.youtube.com/watch?v=hNSYOM-wiGo>.
55. The Applicant believes that unless this Honourable court intervenes, the 1st Respondent, its officials, teachers and other authorities will continue to violate his fundamental and constitutionally guaranteed rights to education, religion, administrative justice and right against discrimination.
56. I am informed by Counsel and respectfully concur with that advice that upon a breach of the Applicant's fundamental human rights, he is entitled to seek redress before this Honourable Court.
57. Accordingly, the Applicant brings this instant application seeks the following reliefs against the 1st and 2nd Respondents:
- i. A declaration that the failure and or refusal of the 1st Respondent, to admit or enrol the Applicant on the basis of his Rastafarian religious inclination, beliefs and culture characterised by his keeping of rasta is a violation of his fundamental human rights and freedoms guaranteed under the 1992 Constitution particularly Articles 12(1); 23; 21(1)(b)(c); 26(1); 17(2) and (3);
 - ii. A declaration that the failure and or refusal of the 1st Respondent, to admit or enrol the Applicant on the basis of his Rastafarian religious inclination, beliefs and culture characterised by his keeping of rasta is a violation of his right to education guaranteed under Articles 25(1)(b), 28(4) the 1992 Constitution;
 - iii. A declaration that the order directed at the Applicant by the representative of the 1st Respondent to step aside during the registration process on the basis of his religious belief characterized by the keeping of rasta is a

violation of his right to dignity guaranteed under Articles 15(1) and 35(4),(5) of the 1992 Constitution;

- iv. A declaration that there is no lawful basis for the 1st Respondent to interfere with the Applicant's right to education based on his rasta through which he manifests or expresses his constitutionally guaranteed right to religion and to practice and manifest same;
- v. An order directed at the 1st Respondent to immediately admit or enrol the Applicant to continue with his education unhindered.
- vi. An order of perpetual injunction restraining the 1st Respondent either by themselves, servants and/or agents from, in any way, interfering in the Applicant's senior secondary school education on the basis of his religious belief and practice as a Rastafarian.
- vii. An order directed at the 1st and 2nd Respondents to jointly and severally compensate the Applicant for the inconvenience, embarrassment, waste of time, and violation of his fundamental human rights and freedoms.

58. WHEREFORE I depose to this affidavit in support of this application praying that same be granted.

Sworn in Accra this 31st]
day of March 2021]

Maud...
.....
DEPONENT

BEFORE ME

[Signature]
COMMISSIONER OF OATHS

FELIX AKAKPO LAWER
COMMISSIONER FOR OATHS
P. O. BOX TN 1933
TESHIE NUNGUA EST. - ACCRA

The Registrar
High Court
Human Rights Division
Accra

And to the Respondents herein.

Filed on 31/3/2021
at 2:56 am/pm
Registrar
HUMAN RIGHTS COURT '1' ACCRA, G/R

IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
HUMAN RIGHTS DIVISION
ACCRA - AD 2021

SUIT NO.

IN THE MATTER OF AN APPLICATION UNDER ARTICLE 33 OF THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992)

AND

IN THE MATTER OF AN APPLICATION BY TYRON IRAS MARHGUY SUIING BY
HIS NEXT FRIEND AND FATHER TERE0 KWAME MARHGUY FOR THE
ENFORCEMENT OF HIS FUNDAMENTAL HUMAN RIGHTS UNDER THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992).

TYRON IRAS MARHGUY ... **APPLICANT**
Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

Suing by the Next Friend

TEREO KWAME MARHGUY
Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

VERSUS

1. **BOARD OF GOVERNORS** ... **RESPONDENTS**
Achimota Senior High School
Achimota

2. **THE ATTORNEY GENERAL**
Office of the Attorney-General
Accra

CERTIFICATE OF EXHIBITS

Filed on 31/3/2021
at 2:56 am/pm
[Signature] Registrar
HUMAN RIGHTS COURT "1" ACCRA, G/R

I, FELIX AKAKPO LAWER, Commissioner of Oaths do hereby certify that the following documents have been attached to the Applicant's motion on notice for the enforcement of the Applicant's fundamental human rights.

- A. EXHIBIT TIM 1: A copy of a copy of the provisional result slip of the Applicant.
- B. EXHIBIT TIM 2: A copy of the Applicant's Placement Form/Printout.
- C. EXHIBIT TIM 3: Copies of the Admission Offer and Acceptance Forms.
- D. EXHIBIT TIM 4: A copy of the citation from the Applicant's former school.
- E. EXHIBIT TIM 5: A link to media reportage by Citi TV about the Applicant <https://www.youtube.com/watch?v=hNSYOM-wiGo>.

BEFORE ME


COMMISSIONER OF OATHS

FELIX AKAKPO LAWER
COMMISSIONER FOR OATHS
P. O. BOX TN 1933
TESHIE NUNGUA EST. - ACCRA

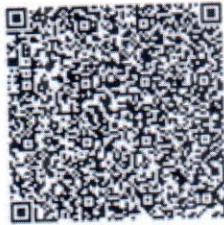
EXHIBIT TIM 1

Provisional Results Slip

DISCLAIMER

THE RESULTS GIVEN BELOW ARE PROVISIONAL. THE FINAL RESULTS ARE THOSE WHICH WILL BE PRINTED ON YOUR CERTIFICATE

Candidate Results



Up to the Document
Marked Tim 1
referred To The Affidavit
31/03/2021
day Of
Before Me
For Oaths

RESULTS OF THE CANDIDATE ON THIS PRINT-OUT CAN BE CROSS-CHECKED BY SCANNING THE ENCRYPTED QR CODE. DOWNLOAD WAEC QR VALIDATOR FROM GOOGLE PLAY STORE ON ANDROID PHONES

Index Number	0115210058
Candidate Name	MARHGUY TYRONE IRAS
Type of Examination	BECE(School) 2020
School / Centre	OMEGA SCHOOL
Card Details	
Card Use	2 of 3

Results

ENGLISH LANGUAGE	1	HIGHEST
SOCIAL STUDIES	1	HIGHEST
REL. & MORAL EDUC.	3	HIGH
MATHEMATICS	1	HIGHEST
INTEGRATED SCIENCE	1	HIGHEST
INFO. & COMM. TECH.	1	HIGHEST
FRENCH	2	HIGHER
AKWAPIM TWI	2	HIGHER
B.D.T./VISUAL ARTS	1	HIGHEST

EXHIBIT TIM 2



MINISTRY OF EDUCATION
GHANA EDUCATION SERVICE
COMPUTERISED SCHOOL SELECTION PLACEMENT SYSTEM (CSSPS)
2020 - BECE CANDIDATE'S PLACEMENT SLIP
CANDIDATE PLACEMENT INFORMATION



AUTO PLACEMENT

Candidate Name
MARHGUY TYRONE IRAS
Nationality: Ghanaian

SHS Placed
Achimota Senior High

Index Number
011521005820

Gender
Male

JHS Attended
OMEGA SCHOOL - (PRIVATE)

Programme
502 - General Science

JHS District
GA CENTRAL MUNICIPAL

SHS District
ACCRA METRO

JHS Region
Greater Accra Region

SHS Region
GREATER ACCRA

Re-Opening Date: **10th March, 2021**

Residency: **Day**

*1/3 of The Documents
Marked. Don 2
referred To The Affidavit
31/03/2021
before Me
For Data*

CORE SUBJECTS

- English Language
- Mathematics
- Social Studies
- Integrated Science

TWO BEST SUBJECTS

- INFO. & COMM.TECH.
- B.D.T./VISUAL ARTS

Aggregate : 6 Total Raw Score (Four Core Subjects): 339

NB: Core Subjects Plus Two Best Subjects = Aggregate

CANDIDATE CHOICES

Choice	School	Programme	Residential Status
1	Achimota Senior High	General Science	Day
2	St. John's Grammar Senior High	General Science	Day
3	Holy Trinity Senior High	General Science	Day
4	Forces Senior High/Tech, Burma Camp	Technical	Boarding
5	Odorgonno Senior High	Business	Day



MINISTRY OF EDUCATION / GHANA EDUCATION SERVICE
COMPUTERISED SCHOOL SELECTION & PLACEMENT SYSTEM
(CSSPS)
ENROLMENT FORM



Quick Enrolment Code

Application for Entry into Senior High Schools (SHS)/Technical & Vocational Institutes (TVI)
To be submitted to Head of Senior High School or Technical & Vocational Institute placed
(Any erasure renders this form invalid.) - 2020

INDEX NUMBER: 011521005820

TOTAL RAW SCORE (Four Core Subjects):
339

AGGREGATE: 6

SHS/TVI PLACED: Achimota Senior High

PROGRAMME: General Science

Enrolment Code: J3EPHF

SECTION A: PERSONAL DETAILS OF CANDIDATE

(To be completed by candidate)

Name: MARHGUY TYRONE IRAS

Date of Birth: (DD/MM/YY) 24/11/2003
Place of Birth: PANIKRONO, KUMASI
Gender: Male

JHS Attended: OMEGA SCHOOL

Town: DWIENEWOHO, OMANJOR

District: GA CENTRAL MUNICIPAL

Region: Greater Accra Region

Permanent Address: OLEBU ABLEKUMA,
OMANJOR DWIENEWOHO

Signature of Candidate:

Signature of Parent/Guardian:

SECTION B: PARTICULARS OF PARENTS/GUARDIANS

Name of Father: MARHGUY TERE
KWAME

Occupation: MUSICIAN

Name of Mother: FREMARHGUY
DORCAS

Occupation: TRADER

Name of Guardian: MARHGUY TERE
KWAME

Postal Address: GIW-0730-5303

Residential Address: OLEBU ABLEKUMA,
OMANJOR DWIENEWOHO

Residential Telephone: 0200727227

Other Telephone: 0248544440

Date (DD/MM/YYYY): 02/03/2021

ACHIMOTA SCHOOL

This is The Document Marked... referred To in The Affidavit before Me... Commission for Oaths



UT OMNES UNUM SINT



ADMISSION ACCEPTANCE FORM-2021/20....

SECTION I (Student)

I MARHGUY TYRONE IRAS do hereby accept the offer of Admission offered to me with all the conditions attached, and promise to abide by all regulations governing students in the school.

I promise to offer Agricultural Science/ Visual Arts/ Home Economics/ General Arts/ General Science (Underline the programme applicable to you.)

I promise to participate in all Co-curricular activities in the school. Should I disobey authority, the school authorities reserve the right to apply the appropriate sanctions against me. I understand that in the event of withdrawal or sanctions, appeals will not be entertained.

Signed: [Signature] Date: 03/03/2021 Programme: GENERAL SCIENCE

SECTION II (Parent/Guardian)

I MARHGUY TERED K. WAME the Parent/Guardian fully endorses my child's/ward's acceptance of the offer of admission made to him/her and unreservedly declare my support for the authorities in the maintenance of discipline necessary for the training of my ward.

I am aware the school insists on high academic performance and discipline therefore poor academic performance and/ or misconduct will result in withdrawal of my child/ward from the school.

I have read the school rules and have explained same to my child/ward for his/her strict compliance. I accept any action the School will take if he/she flouts the School Rules and Regulations.

Tel. No. of Parent/Guardian 0200727227 Signed [Signature] Residential/GPS Address: GN-0730-5303

SECTION III

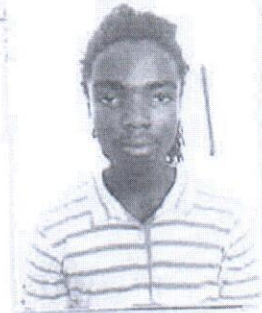
Please, submit to the Office of the School Administrator

- (a) This completed Admission Acceptance Form
(b) Original Certificate or Results Slip and Placement Form
(c) Photocopy of Admission Letter
(d) Personal Record Form and a photocopy of the Personal Record Form to be submitted to the Housemaster/Mistress

ACHIMOTA SCHOOL



UT OMNES UNUM SINT



ADMISSION ACCEPTANCE FORM-2021/20....

SECTION I (Student)

I MARHGUY TYRONE IRAS.....do hereby accept the offer of Admission offered to me with all the conditions attached, and promise to abide by all regulations governing students in the school.

I promise to offer Agricultural Science/ Visual Arts/ Home Economics/ General Arts/ General Science (Underline the programme applicable to you.)

I promise to participate in all Co-curricular activities in the school. Should I disobey authority, the school authorities reserve the right to apply the appropriate sanctions against me. I understand that in the event of withdrawal or sanctions, appeals will not be entertained.

Signed: Tyrone I.....

Date: 03/03/2021.....

Programme: GENERAL SCIENCE.....

SECTION II (Parent/Guardian)

I MARHGUY TERED KWAME..... the Parent/Guardian fully endorses my child's/ward's acceptance of the offer of admission made to him/her and unreservedly declare my support for the authorities in the maintenance of discipline necessary for the training of my ward.

I am aware the school insists on high academic performance and discipline therefore poor academic performance and/ or misconduct will result in withdrawal of my child/ward from the school.

I have read the school rules and have explained same to my child/ward for his/her strict compliance. I accept any action the School will take if he/she flouts the School Rules and Regulations.

Tel. No. of Parent/Guardian 0200727227.....

Signed MARHGUY.....

Residential/GPS Address: GN-0730-5303.....

SECTION III

Please, submit to the Office of the School Administrator

- This completed Admission Acceptance Form
- Original Certificate or Results Slip and Placement Form
- Photocopy of Admission Letter
- Personal Record Form and a photocopy of the Personal Record Form to be submitted to the Housemaster/Mistress

ACHIMOTA SCHOOL



STUDENT'S PERSONAL RECORD

1. Full Name of Student MARHGUY TYRONE IRAS Signature [Signature]
2. Date of Birth 24/11/2003 Place of Birth KUMASI
3. Nationality GHANAIAN Religious Denomination RASIAFARI
4. Name of Last School Attended OMEGA BASIC SCHOOL FRANCHISE LTD.
5. Address of School ABLEKUMA, FANMILK
6. B.E.C.E Index Number 0115210058 Aggregate/Score 06
 b) Programme GENERAL SCIENCE
7. Father's Name MR. MARHGUY TERED KWAME Occupation MUSICIAN
 Father's Address OLEBU ABLEKUMA, DWENEWOHO
 Residential Address OLEBU ABLEKUMA, DWENEWOHO
 Tel/Mobile Number 0200727227 Email tereomarkuy@yahoo.com
8. Mother's Name MRS. FREMAH DORCAS
9. Residential Address OLEBU ABLEKUMA, DWENEWOHO
 Tel/Mobile Number 0248544440 Email tyrone.marhguy827@gmail.com
10. Name and address of parent/ guardian to whom reports and other correspondence should be sent to MR. MARHGUY TERED KWAME, OLEBU ABLEKUMA DWENEWOHO
11. Name and phone number of parent/guardian to be contacted in time of emergency MR. MARHGUY TERED KWAME, OLEBU ABLEKUMA, DWENEWOHO
12. Do you have rheumatic pains? No
13. Are you a sickler? No
14. Have you vaccinated against Hepatitis B? No
 If 'No' undertake it and show proof
15. Any medical report that may be vital to the school management in respect of your health status?
 (If yes attach a copy).
16. Attach a photocopy of a valid NHIS Card.
17. Full name of guardian/parent MR. MARHGUY TERED KWAME
 Signature/thumb print of parent/guardian _____

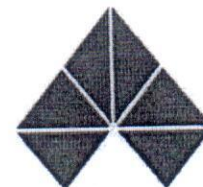
Date 03/03/2021

NB: Failure to disclose any vital information about your child/ward, the school has the preserve to sanction him/her.

EXHIBIT TIM 4



This is the Document
Marked... Tim 4
referred To in The Affidavit
of 31/07/20
before Me...
Commissioner for Oaths



RISING ACADEMY
NETWORK

Citation

IN HONOUR OF

MASTER MORHGUY TYRONE IRAS

FOR YOUR EXCELLENT 2020 B.E.C.E PERFORMANCE

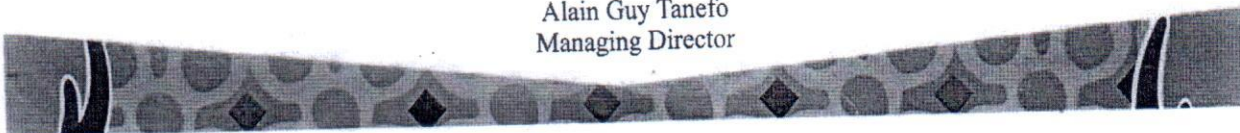
As a student at Omega School, Ablekuma branch, you dedicated time and took your studies at heart. You were always ready to follow what was taught and ready to make a positive difference. Your relentless efforts have yielded outstanding results worth public acknowledgment.

You have been a diligent and active learner of our noble institution. Your demonstration of personal initiative to strive for excellence at Omega is duly recognized.

Your outstanding performance at the 2020 BECE has given due purpose to celebrate your student leadership. You will forever be in our memories, never relent in your future endeavors.

Keep the spirit of an enthusiastic learner alive!!!

Alain Guy Tanefo
Managing Director



**IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
HUMAN RIGHTS DIVISION
ACCRA - AD 2021**

SUIT NO.

IN THE MATTER OF AN APPLICATION UNDER ARTICLE 33 OF THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992)

AND

IN THE MATTER OF AN APPLICATION BY TYRON IRAS MARHGUY SUIING BY
HIS NEXT FRIEND AND FATHER TERE0 KWAME MARHGUY FOR THE
ENFORCEMENT OF HIS FUNDAMENTAL HUMAN RIGHTS UNDER THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992).

TYRON IRAS MARHGUY

...

APPLICANT

Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

Suing by the Next Friend and Father

TEREO KWAME MARHGUY

Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

VERSUS

1. BOARD OF GOVERNORS

...

RESPONDENTS

Achimota Senior High School
Achimota

2. THE ATTORNEY GENERAL

Office of the Attorney-General
Accra


CONSENT OF NEXT FRIEND

**Pursuant to Order 5 Rule 2(2)(a) of the High Court (Civil Procedure) Rules, 2004
(CI 47)**

I, Tereo Kwame Marhguy, state that I am the biological father of Tyron Iras Marhguy (the "Applicant").

I further state that I consent to be the next friend of the Applicant in the suit to be instituted.

DATED THIS 29TH DAY OF MARCH 2021


.....
Tereo Kwame Marhguy
(Applicant's Next Friend)

IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
HUMAN RIGHTS DIVISION
ACCRA - AD 2021

31/3/2021
2:56
am/pm
Registrar
HUMAN RIGHTS COURT '1' ACCRA, G/R

SUIT NO.

IN THE MATTER OF AN APPLICATION UNDER ARTICLE 33 OF THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992)

AND

IN THE MATTER OF AN APPLICATION BY TYRON IRAS MARHGUY SUING BY
HIS NEXT FRIEND AND FATHER TERE0 KWAME MARHGUY FOR THE
ENFORCEMENT OF HIS FUNDAMENTAL HUMAN RIGHTS UNDER THE
CONSTITUTION OF THE REPUBLIC OF GHANA (1992).

TYRON IRAS MARHGUY

...

APPLICANT

Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

Suing by the Next Friend and Father

TEREO KWAME MARHGUY

Unnumbered House
Opposite Amen Amen Church
Olebu-Ablekuma

VERSUS

1. **BOARD OF GOVERNORS**
Achimota Senior High School
Achimota

...

RESPONDENTS

2. **THE ATTORNEY GENERAL**
Office of the Attorney-General
Accra

COUNSEL'S CERTIFICATE CONFIRMING DISABILITY
Pursuant to Order 5 Rule 2(2)(b) of the High Court (Civil Procedure) Rules, 2004
(CI 47)

I, James Gawuga Nkrumah, of No. 15, Adenta-Close, Accra make this certificate under my hand certifying as follows:

1. I believe that Tyron Iras Marhguy (the "Applicant" in the instant application) is a person with disability by virtue of his age.
2. I believe, the Applicant being seventeen years old, his biological father, Tereo Kwame Marhguy, is the proper person to act as the next friend of the Applicant.
3. I believe that Tereo Kwame Marhguy has no interest in this cause or matter adverse to that of Tyron Iras Marhguy.

DATED AT GAWUGA@LAW, Barristers & Solicitors, ACCRA, THIS 29TH DAY OF MARCH 2021.



.....
James Gawuga Nkrumah, Esq.
Counsel for the Applicant.
Solicitor's license No. eGAR 01709/21
Counsel's BP No. 3000050641
Chamber Reg. No. ePP00591/20
Chamber BP No. 3000055696

**The Registrar
High Court
Human Rights Division
Accra**

And to the Respondents herein.