

LB 52

J. H. 18

IN THE SUPERIOR COURT OF JUSTICE
IN THE HIGH COURT OF JUSTICE
LABOUR DIVISION
ACCRA
AD 2019

Filed on 05/05/2022
at 9:10 am/pm
at [Signature] Registrar
HIGH COURT, ACCRA

SUIT NO IL/070/19

PAUL DAWSON
Plt 398 Osamanpa
Ashongman Estates
Accra

PLAINTIFF

VRS

NEWMONT GOLDEN RIDGE LIMITED
40/41 Senchi Street
Airport Residential Area
Accra

DEFENDANT

AFFIDAVIT IN OPPOSITION

I DAVID KWABENA ADADE BOAFO of 23 Nii Kwabena Bonnie Crescent,
Dzorwulu, Accra make oath and say as follows:

1. That I am the Solicitor of the Plaintiff/Respondent and Deponent herein.
2. That I have the consent and authority of the Plaintiff/Respondent to swear to this affidavit the facts of which are in my personal knowledge and belief.
3. That I have been served with the Applicant's Motion for an order striking out paragraphs of Plaintiff's Amended Writ and Statement of Claim and the Respondent is opposed to same.
4. That I shall refer to all processes so far filed in this suit.
5. That the Respondent's application for leave to amend his writ of summons and statement of claim was to include a new relief (a) and two additional paragraphs, 9 and 10.

6. That the Plaintiff/Respondent's application for leave to amend as prayed.
7. That this Honourable Court did not make any further order(s) directing the Plaintiff/Respondent to take out any reliefs or paragraphs from his writ of summons or statement of claim.
8. That paragraphs 11, 12, 13, 25 & 28 of the amended statement of claim are facts which goes to support the Plaintiff's claim for constructive dismissal and same should not be struck out.
9. That the facts contained in the paragraphs in the amended statement of claim which the Applicant seeks to strike out are material facts and germane to the Plaintiff/Respondent's case.
10. That the Plaintiff/Respondent has not sought the reliefs already ruled upon by this Court and therefore sees no basis in striking out the said reliefs.
11. That the present application be refused.

WHEREFORE I swear to this Affidavit in Opposition.

SWORN AT *Accra* THIS *5th*
DAY OF *May*, 2020

[Signature]
DEPONENT

BEFORE ME

[Signature]
COMMISSIONER FOR OATHS

*AND SERVICE ON THE
DEPT ON ITS SOLUTIONS
REINHOLD CHAMBERS*