

GBLEVI FAMILY v. AMANIE (PRACTICE NOTE)
IN THE COURT OF APPEAL, ACCRA
10TH JUNE, 1959

CORAM: VAN LARE AND GRANVILLE SHARP, JJ.A. AND ACOLATSE, J.

Local courts / Inspection of locus in quo in land cases.

CASE SUMMARY

The practice to be followed by a local court after visiting the locus in quo was stated by this court in Kwami and Kofi v. Adzonu and others (see Practice Note above) and it is further directed that it should be as follows:-

The court should be accompanied by the parties and any relevant witnesses to the inspection. The parties or the witnesses there point out such places and things which are material to the case, etc. If certain other persons, who may assist the court in arriving at a decision in the matter are found on the land but who have not given evidence in court, are heard, those other persons should be asked to appear before the court when it re-assembles.

Then when the court re-assembles all the persons who were used at the view must be put into the witness box, and on oath state what part they took in the recent visit to the locus and what each did.

The parties, that is the plaintiff and the defendant are to be given an opportunity of cross-examining those witnesses who after the inspection are called by the court itself, and at that stage must be deemed to be witnesses called at the instance of the court.

COUNSEL

N/A