

AS ALLOCATED

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
MONDAY 16th JANUARY 2023**

LITIGANTS' ATTENTION IS DRAWN TO THE DIRECTIVE DATED 13 JANUARY 2023 ISSUED BY THE HONOURABLE DEPUTY JUDGE PRESIDENT "DIRECTIVE AS TO MODE OF HEARINGS IN THE JOHANNESBURG HIGH COURT WITH IMMEDIATE EFFECT"

THE DEFAULT MODE OF HEARING IS THROUGH VIDEO-LINK UNTIL FURTHER NOTICE

EVEN THOUGH THE DEFAULT MODE OF HEARINGS IS VIRTUALLY, JUDGES MAY ELECT TO PROCEED PHYSICALLY

LITIGANTS ARE TO CONFIRM THE MANNER IN WHICH THE HEARING WILL BE CONDUCTED WITH THE SECRETARY OF THE PRESIDING JUDGE

IN VIRTUAL HEARINGS, THE LINK WILL BE CREATED BY THE SECRETARY OF THE PRESIDING JUDGE AND CIRCULATED TO THE LITIGANTS

OPPOSED MOTION

Video-link BEFORE THE HONOURABLE JUDGE MAKUME J

Video-link BEFORE THE HONOURABLE JUDGE VALLY J

9C BEFORE THE HONOURABLE JUDGE WANLESS AJ

Video-link BEFORE THE HONOURABLE JUDGE MOULTRIE AJ

8F BEFORE THE HONOURABLE JUDGE TURNER AJ

UNOPPOSED MOTION

GC BEFORE THE HONOURABLE JUDGE WEPENER J

Video-link BEFORE THE HONOURABLE JUDGE MIA J

GE BEFORE THE HONOURABLE JUDGE WILSON J

URGENT APPLICATIONS

9E BEFORE THE HONOURABLE JUDGE OPPERMAN J

9F BEFORE THE HONOURABLE JUDGE MDALANA-MAYISELA J

SPECIAL MOTION

BEFORE THE HONOURABLE JUDGE WINDELL J

2020/32777

11F BEFORE THE HONOURABLE JUDGE FARBER AJ
2022-045907

FAMILY COURT

11B BEFORE THE HONOURABLE JUDGE F BEZUIDENHOUT AJ

Video-link BEFORE THE HONOURABLE JUDGE MARUMOAGAE AJ

11D BEFORE THE HONOURABLE JUDGE P VAN NIEKERK AJ

SPECIAL INTERLOCUTORY COURT

Video-link BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

SETTLEMENT COURT

Video-link BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

CIVIL TRIALS (LONG DURATION)

8A BEFORE THE HONOURABLE JUDGE DLAMINI J
2015/32422

8B BEFORE THE HONOURABLE JUDGE FORD AJ
2017/9252

GENERAL CIVIL TRIALS

8C BEFORE THE HONOURABLE JUDGE KEIGHTLEY J

8D BEFORE THE HONOURABLE JUDGE MOLAHLEHI J

8E BEFORE THE HONOURABLE JUDGE TWALA J

Video-link BEFORE THE HONOURABLE JUDGE FISHERJ

6B BEFORE THE HONOURABLE JUDGE ADAMS J

6C BEFORE THE HONOURABLE JUDGE MAHALELO J

Video-link BEFORE THE HONOURABLE JUDGE R STRYDOM J

GA BEFORE THE HONOURABLE JUDGE SENYATSI J

6A BEFORE THE HONOURABLE JUDGE KUNY J

11C BEFORE THE HONOURABLE JUDGE JOSEPH AJ

TBA BEFORE THE HONOURABLE JUDGE MAZIBUKO AJ

TBA BEFORE THE HONOURABLE JUDGE M VAN NIEUWENHUIZEN AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP. IN TERMS OF PARAGRAPH 37 OF THE JUDGE PRESIDENT'S CONSOLIDATED DIRECTIVE OF 11 JUNE 2021. THERE SHALL BE NO PHYSICAL TRIAL ROLL CALL. PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 37 TO 40 OF THE DIRECTIVE. PARTIES SHALL BE NOTIFIED OF ALLOCATIONS BY EMAIL.

WHENEVER JUDGES ARE ALLOCATED MORE THAN ONE CASE THE JUDGE SHALL DIRECT IN WHICH ORDER THE MATTERS ARE TO BE HEARD.

IN A MATTER WHERE A SETTLEMENT IS IMMINENT IT MUST BE REMOVED FROM THIS ROLL AND ENROLLED ON THE SETTLEMENTS COURT ROLL. THERE SHOULD BE NO EXPECTATION THAT THE MATTER WILL BE ENTERTAINED ON THIS ROLL OR THAT TRIAL COSTS SHALL BE AWARDED FOR AN APPEARANCE.

LITIGANTS ARE REMINDED OF THE DIRECTIVE DATED 13 JANUARY 2023 WHICH SETS OUT THE ARRANGEMENTS REGARDING THE MODE OF HEARING. PLEASE LIAISE WITH THE JUDGE'S SECRETARY TO WHOM THE MATTER IS ALLOCATED

THE DEFAULT MODE OF HEARING OF CIVIL TRIALS IS THROUGH VIDEO-LINK UNTIL FURTHER NOTICE.

CLOSING DATE TO SUBMIT PRACTICE NOTES: MONDAY, 09 JANUARY 2023

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
'Y' MATTERS: CLAIMS AGAINST THE RAF, PRASA OR MEC HEALTH, GAUTENG			
PART A: CIVIL TRIALS			

PART B: TRIAL BY DEFAULT JUDGMENT

PART B: TRIAL BY DEFAULT JUDGMENT			
ALL MATTERS CLASSIFIED “D” “C” “P” OR “F” NOT REQUIRING A JUDICIAL CERTIFICATE OF READINESS			
1	2017/14123	BILLYBOY ALPHEUS KANAOMANG VS MINISTER OF POLICE Plaintiff: Adv S Dlali Defendant: Mr D Lebenya Arrest and detention Estimated duration: 1 – 2 days Pre-trial conference: 19 January 2022 Merits and quantum	TWALA J Secretary: Mr L Mabasa E-mail: LMabasa@judiciary.org.za
2	2018/02746 2	ANTHONY NONYANA MAMATSHELE VS MINISTER OF POLICE Plaintiff: Adv S I Vobi Defendant: T N Ngcobo Merits and quantum Arrest, detention, malicious prosecution Estimated duration: 2 – 3 days	ADAMS J Secretary: Ms G Dlamini E-mail: GDlamini@judiciary.org.za
3	2016/13227	LUNGA MILTON KHANYI VS MINISTER OF POLICE Plaintiff: Adv Z Buthelezi Defendant: Mr V Manamela Arrest and detention Merits and quantum Interpreter to be used Estimated duration: 2 – 3 days	MOLAHLEHI J Secretary: Ms N Mncwango E-mail: NMncwango@judiciary.org.za

4	2021/18389	<p>ROCKLABEL INVESTMENTS (PTY) LIMITED VS KVK GROUP OF COMPANIES (PTY) LIMITED</p> <p>Plaintiff: Adv A Vorster 2nd Defendant: Mr S P Hangone</p> <p>Action for recovery of arrear rental and other charges, and damages against the second defendant in terms of a written Guarantee Agreement;</p> <p>The first defendant, who was the principal debtor in terms of a written lease agreement, was placed in final liquidation. No relief is sought against the first defendant.</p> <p>Estimated duration: 2 days Pre-trial conference: 18 February 2022 Minutes filed: 28 February 2022</p> <p>The plaintiff served a notice to amend its particulars of claim on 18 November 2022. The second defendant's current attorneys came on record on 02 December 2022.</p> <p>The plaintiff caused its amended pages to be served on the second defendant's attorneys on 08 December 2022.</p> <p>As a result, the second defendant has not filed a consequential amendment to his plea to have regard to the amendment of the plaintiff's particulars of claim. As a consequence, the second defendant alleges that the matter is not ripe for hearing. The plaintiff contends that the time period for the delivery of the consequential amendment has expired.</p> <p>The parties are currently engaged in settlement negotiations.</p> <p>Unless otherwise agreed between the parties, the second defendant intends to launch an application for postponement, which the plaintiff intends to oppose.</p>	<p>R STRYDOM J Secretary: Ms E Manuel E-mail: Emanuel@judiciary.org.za</p>
5	2021/45446	<p>ELFREDA ALBERTS VS LOUIS ANDRE MULLER</p>	<p>No practice note was uploaded to the electronic file – Matter is struck off from the trial roll.</p>

6	2016/35306	MKHULULI NCUBE VS MINISTER OF POLICE Plaintiff: Adv J M van Rooyen Defendant: Adv M G Makhoebe Arrest; malicious prosecution Merits and quantum (general damages; past loss of earnings; legal expenses incurred) Estimated duration: 4 – 5 days Pre-trial conference: 03 May 2022	MAHALELO J Secretary: Mr G Lebelo E-mail: GLebelo@judiciary.org.za
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7	2020/881	<p>AFRICAN INTERNATIONAL MEAT COMPANY (PTY) LIMITED VS RIBZONE (PTY) LIMITED</p> <p>Plaintiff: Adv A J Lamplough SC and Adv A R Whitaker Defendant: Unknown Estimated duration: 3 – 4 days Whether an oral agreement was concluded as contended for by the plaintiff, and more specifically whether the agreement was concluded between the plaintiff on the one hand and the second defendant and third defendant, on the other hand; Whether the plaintiff will be issued 33.3% of the issued shares in the first defendant; Whether the plaintiff would share in the net profits of the first defendant proportionately, to his shareholding; The tacit terms of the oral agreement, more specifically whether the first, second and third defendants accounted to the plaintiff for net profits made, and whether such net profits were in fact paid to the plaintiff: The net profit derived by the first defendant during the period May 2015 to November 2017; Whether the second and third defendants repudiated the oral agreement by unilaterally selling the plaintiff's shares to an entity known as Bravis Fine Foods, and by informing the plaintiff that the plaintiff is not a shareholder in the first defendant; Whether the defendant is entitled, as a beneficial owner of 33.3% of the share in the first defendant, to receive payment by the second and third defendants of the sum; The plaintiff being entitled to receive payment in respect of the plaintiff's share of profits of the first defendant over a period May 2015 to November 2017; Whether on the defendants' version that the first defendant has accounted to the plaintiff for the profits, and consequently made payment thereof to the plaintiff the profit share in full.</p>	<p>FISHER J Secretary: Ms N Masango E-mail: MasangoN@judiciary.org.za</p>
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		Pre-trial conference: 23 July 2021	
8	2021/23656	TOBIAS DLODLO VS MARSHALL NIGHTS SECURITIES SERVICES	Matter is removed from the trial roll by notice
9	2020/22087	VELAPHI EPHRAIM MASHININI VS MINISTER OF POLICE Plaintiff: Adv L Matsiela Defendant: Adv J Magodi Arrest and detention Merits and quantum Estimated duration: 3 – 4 days Pre-trial conference: 27 May 2022	SENYATSI J Secretary: Ms N Khulu E-mail: NKhulu@judiciary.org.za
10	2017/28051	FULFORD RICHARD VS FULFORD MAXINE Plaintiff: Adv G Kinghorn Defendant: Adv L Silberg Divorce (joint parental rights and responsibilities in respect of a minor child; primary residence of the minor child; maintenance toward the minor child and the major child; the appointment of a receiver; spousal maintenance; sale of the joint property) Estimated duration: 3 – 4 days Pre-trial conference: 12 September 2018; 04 October 2018; 14 July 2020; 11 November 2022 Minutes registered: 12 September 2018; 05 October 2018; 20 July 2020	KUNY J Secretary: Ms C Chauke E-mail: ChaukeC@judiciary.org.za

MATTER THAT STOOD DOWN FROM 07 NOVEMBER 2022

A10	2018/23599	<p>GOTLOT MANGENA RABOTHATA VS MPHAKATHI SIPHO ATTORNEYS</p> <p>Plaintiff: Adv C Z Muza Defendant: Adv C Grant Estimated duration: 1 – 2 days Professional negligence - Attorneys' failure to prosecute claim against Minister of Police causing claim to prescribe Merits and quantum Pre-trial conference: 22 May 2022 Defendant contends that matter is not ready – there are outstanding applications to amend in terms of Rule 28</p>	<p>KEIGHTLEY J Secretary: Ms Y Jooma E-mail: YJooma@judiciary.org.za</p>
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MATTERS REMOVED FROM THE ROLL BY NOTICE

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MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE

1. The civil trial roll is submitted to the Office of the Deputy Judge President by the Registrar approximately 9 court days before the trial date and was correct when it reached the Secretary of the Deputy Judge President.
2. The roll received from the registrar's office is then posted on the website of the Johannesburg Society of Advocates, where litigants may inspect the roll.
3. The failure of the registrar to include matters on the roll must be taken up with the Registrar. For that purpose, kindly approach the registrar, Ms T. Khumalo (TKhumalo@judiciary.org.za / 010 494 8397) timeously to enquire about the enrolment.
4. If the **registrar** approves the enrolment, the matter may be enrolled and dealt with. If the registrar declines the enrolment, the parties may apply for a new trial date in terms of the existing Practice Directives.
5. Last-minute enquiries will not be accommodated.

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