

**IN DIE HOË HOF VAN SUID-AFRIKA
(WES-KAAP HOË HOF)**

KAAPSTAD: DONDERDAG, die 22ste dag van AUGUSTUS 2013

DERDE AFDELING: HOF NR. 16 OM 10H00 v.m.

VOOR HAAR EDELE WAARNEMENDE REGTER SALIE-SAMUELS

BEVELE NISI (RULES NISI)

1	P J vs Y T van Heerden – Terugbesorging van Minderjarige (Return of Minor)	11439/13
2	M P Machin vs Absa Bank Ltd & 1 ander – Interdik (Interdict)	11973/13
3	M P Machin vs Greenhouse Funding (Pty) Ltd & 1 ander – Interdik (Interdict)	11972/13
4	Up-Front Investments 56 (Pty) Ltd & 1 ander vs Widgetrade 205 (Pty) Ltd & 6 ander – Interdik (Interdict)	7323/13
4A	C Owen & 1 ander vs Techmed (Pty) Ltd & 2 ander – Interdik (Interdict)	3818/13

VERSTEK VONNISSE (DEFAULT JUDGMENTS)

5	Absa Bank Ltd vs J van Antwerpen – Verband (Bond)	21907/12
6	Absa Bank Ltd vs I Engelbrecht – Verband (Bond)	7123/13
7	Absa Bank Ltd vs J J Saal – Verband (Bond)	9784/13
8	Absa Bank Ltd vs W L du Plessis & 1 ander – Verband (Bond)	8091/13
9	Absa Bank Ltd vs A H Krotz & 1 ander – Verband (Bond)	9185/13
10	Absa Bank Ltd vs P J Badenhorst – Verband (Bond)	9503/13
11	Absa Bank Ltd vs W van Schalkwyk & 1 ander – Leningsooreenkoms (Loan Agreement)	5780/13
12	Absa Bank Ltd vs C B Nicholls & 1 ander – Verband (Bond)	8964/13
13	Absa Bank Ltd vs P Burghart & 1 ander – Verband (Bond)	8120/13
13A	Changing Tides 17 (Pty) Ltd N.O. vs B L Harrison & 1 ander - Ooreenkoms (Agreement)	7616/12
13B	Absa Bank Ltd vs Perl Zips CC & 2 ander – Ooreenkoms (Agreement)	11551/12
14	Firststrand Bank Ltd vs G Bisbikos – Verband (Bond)	21422/12
15	Firststrand Bank Ltd vs M Sauls – Verband (Bond)	8925/12

16	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs A C Le Roux & 1 ander – Verband (Bond)	2338/09
17	Firststrand Bank Ltd vs Z Giwu – Geld Verskuldig (Monies Owing)	4863/12
18	Nedbank Ltd vs T L Nicholls & 1 ander – Geld Verskuldig (Monies Owing)	202/13
19	Nedbank Ltd vs P E Severs N.O. & 1 ander – Verband (Bond)	9266/13
20	Nedbank Ltd vs W Jacobs – Verband (Bond)	8400/13
21	Nedbank Ltd vs G Page & 1 ander – Verband (Bond)	8401/13
22	Nedbank Ltd vs C Cornelson & 1 ander – Verband (Bond)	7984/13
23	The Standard Bank of South Africa Ltd vs E Cloete – Verband (Bond)	7701/13
24	The Standard Bank of South Africa Ltd vs S Snyders & 3 ander - Verband (Bond)	10746/13
25	The Standard Bank of South Africa Ltd vs M Debbes & 1 ander - Verband (Bond)	5157/13

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

26	Absa Bank Ltd vs S D Kieswetter – Termination Agreement	11523/13
27	Absa Bank Ltd vs C A May & 1 ander – Verband (Bond)	7849/13
28	Absa Bank Ltd vs V W Kenned – Verband (Bond)	9723/13
29	Absa Bank Ltd vs W Hendricks – Termination Agreement	10422/13
30	Blue Financial Services (South Africa)(Pty) Ltd vs X M Ntaba - Geld Verskuldig (Monies Owing)	9728/13
31	Mercedes-Benz Financial Services South Africa vs J S D Cloete - Termination Agreement	10010/13
32	Nedbank Ltd vs T A Bam – Verband (Bond)	9901/13
33	Nostic Private Equity 001 (Pty) Ltd vs Zero Plus Trading 155 (Pty) Ltd - Verband (Bond)	8751/13
34	The Standard Bank of South Africa Ltd vs Kayex Global Import and Export CC & 2 ander – Verband (Bond)	7698/13
35	The Standard Bank of South Africa Ltd vs R J C Topping – Verband (Bond)	10617/13
36	Sulnisa Development Company (Pty) Ltd vs Sasol Oil (Pty) Ltd - Skadevergoeding (Damages)	9730/13

AANSOEKE (APPLICATIONS)

37	D G Webster – Vrywillige Boedeloorgawe (Voluntary Surrender)	13545/13
38	G F vs G J Engelbrecht – Sekwestrasie (Sequestration)	13489/13
39	A Lewis vs S P Janse van Rensburg – Sekwestrasie (Sequestration)	12609/13
40	Gouws & Ass vs P S de Klerk – Sekwestrasie (Sequestration)	12549/13
41	R Pieters N.O. & 2 ander vs A Burger N.O. & 1 ander – Sekwestrasie (Sequestration)	13346/13
42	Roldah Construction CC – Vrywillige Likwidasië (Voluntary Liquidation)	12514/13
43	N M Hobbs N.O. vs Cadema Industries (Pty) Ltd – Likwidasië (Liquidation)	13204/13
44	The Standard Bank of South Africa Ltd vs Tweederivier Landgoed Pty Ltd - Likwidasië (Liquidation)	13175/13
45	J Riley & 1 ander vs Rosmead Investment Consultants Nominees (Pty) Ltd - Likwidasië (Liquidation)	12942/13
46	Much Asphalt (Pty) Ltd vs Inter Coast Civils CC – Likwidasië (Liquidation)	13156/13
47	G C Franciscus vs Road Accident Fund – Kurator ad Litem (Curator ad Litem)	8264/12
48	N P Sontlaba vs The Road Accident Fund – Kurator Bonis (Curator Bonis)	19071/12
49	J Willemsen vs The Road Accident Fund – Kurator ad Litem (Curator ad Litem)	19076/12
50	W F Bonase – Kurator Bonis (Curator Bonis)	7861/05
51	C S Johnstone vs A A Smego – Ouerverantwoordelikhede (Parental Responsibilities)	12996/13
52	Mijanker Holdings (Pty) Ltd vs Ecotherm Geysers (Pty) Ltd & 1 ander - Business Rescue	13296/13
53	H M Carstens SC N.O. vs WidgeTrade 205 (Pty) Ltd & 6 ander - Section 262 Companies Act	7324/13
54	Bravospan 231 CC vs A A Williams & 2 ander – Voorkoming – Ontwettige Uitsetting (Prevention – Illegal Eviction)	10112/13
55	Anne White Investments CC vs N A Einarsen & 2 ander – Uitsetting (Eviction)	12018/13
56	Kray Africa CC vs M R Motlekar & 2 ander – Uitsetting (Eviction)	12020/13
57	The Standard Bank of South Africa Ltd vs J W Lubbe & 1 ander - Ediktale Sitasie (Edictal Citation)	13529/13
58	Wesbank a division of FirstRand Bank Ltd vs Dr Andre Truter - Skikkingsooreenkoms (Settlement Agreement)	11026/13

59	Wesbank a division of Firstrand Bank Ltd vs Dr Andre Truter - Skikkingsooreenkoms (Settlement Agreement)	11025/13
60	H vs M Krugel – Wysiging van Skikking (Amendment of Consent)	10816/13
61	C Louw vs Firstrand Bank Ltd & 3 ander – Opheffing & Tersydestelling van Uitspraak (Rescission & Setting Aside of Judgment)	10122/13
62	Daku Calana Investment Holdings (Pty) Ltd vs S P C Terblanche - Opheffing van Hofbevel (Rescission of Court Order)	20190/12
63	M R Buffkins vs N Gallo – Tussentydse Bevel (Interim Order)	1590/13
64	Nedbank Ltd vs M J Pennacchini – Blootlegging (Discovery)	26116/10
65	Minister of Safety & Security vs B Qaku – Blootlegging (Discovery)	18788/12
66	A vs E P van Wyk – Blootlegging (Discovery)	1411/13
67	R-L Harley vs I C Okkers – Blootlegging (Discovery)	10135/09
68	Absa Bank Ltd vs Zalvest Twenty (Pty) Ltd & 1 ander – Verklarende Bevel (Declaratory Order)	4620/13
69	M Wraith N.O. & 3 ander vs W P van Vuuren t/a Wizard - Verklarende Bevel (Declaratory Order)	9347/13
70	Standard Bank SA Ltd vs P G Kolbe & 1 ander – Verklarende Bevel (Declaratory Order)	23156/12
71	A vs P du Randt – Verklarende Bevel (Declaratory Order)	13570/13
72	Absa Bank Bpk vs J Daniels – Verband (Bond)	2526/12
<u>EGSKEIDINGS (DIVORCES)</u>		
73	T B vs M Scheffler	12221/13
74	H vs L-A Stoop	13124/13
75	S vs F Tikayo	5739/13
<u>REëLS 43 (RULES 43)</u>		
76	C L vs J Coetzee	3354/12
77	D vs J Mans	9228/13
78	M R vs D Rademan	10841/13 + 8384/13

AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

23933/12

5173/11

17339/08

11399/09

14323/09

24275/10

3452A/10

10996/12

19649/11

21546/12

21709/12

12969/11

22947/12

3848/13

2480/13

7533/13

23930/10

7234/13

9800/13

5624/13

8243/13

8456/09

17622/08

12787/10

SIVIELE SAKE

Hugh Glenister vs President of the Republic of SA

Control Room Trading 57 CC vs Auto Parts Distributors
(Edms) Bpk

Mandisa Virginia Ngubela vs The City of Cape Town

Vangate Development Company (Pty) Ltd vs Aziz Bholat
Trading CC t/a MY Diners

Alwyn Johannes Burger Snr vs Derick Uys

Maria Fatima Fernandes vs Trovao Fernandes

Mbulelo Gladstone Qolohle vs The Minister of Correctional
Services

NDPP vs Seth G Collett

Ingrid Veronica Ourson vs Giant Sweets & Chocolates CC

Pieter Andre Burger vs L & P Designer Invention CC

Frank Albert Rurser vs Unassigned

Freddie Daniels vs Paul Beresford

Martina Florence Brown vs Unassigned

The Ad Hoc Central Authority for the Republic of
South Africa vs Nadya Brand

Peter Emil Meyer vs The Christo Dreyer Trust

Oasis Crescent Property Fund Managers vs Alpine Trading

Enver D October vs Strata Civils

Gold Port Estates (Pty) Ltd & 1 other vs Copperzone 108
(Pty) Ltd & 1 ander

CSM Consulting Services vs Jacobus Paulus Lessing & ander

Frances De Vos vs Jacob De Vos

Basfour 2295 (Pty) Ltd vs Theodore Bernard Woolf & 1 ander

Sumari Wiese vs Road Accident Fund

Skadevergoeding/Damages

Firststrand Bank Finance Company Limited vs Peter Jacque Wagner

Siphokazi Eineth Sibhengile vs Raymond Mojanic Inc.

STRAFSAKE

AFDELING A

S vs F W Coetzer & 3 ander

AFDELING B

S vs S Mbebe & 2 ander

AFDELING C

S vs L Mbijana & 2 ander

AFDELING D

S vs A Damente & 3 ander

AFDELING E

S vs G Thomas & 18 ander

S vs Fabianus Heelu Phillipus

AFDELING F

S vs Gary Peters & 1 ander

AFDELING G

S vs T A Jam-Jam & 12 ander

AFDELING H

S vs T S Maqubela & 1 ander

AFDELING I

S vs A Johnson

AFDELING J

S vs Mziwabantu Madiba Mncwengi & 6 ander

AFDELING K

S vs M Petersen & 15 ander

AFDELING L