

IN THE HIGH COURT OF SOUTH AFRICA
(WESTERN CAPE DIVISION, CAPE TOWN)

CAPE TOWN: TUESDAY, THE 27TH DAY OF NOVEMBER 2018

THIRD DIVISION: COURT NO. 16 at 10H00 am

BEFORE THE HONOURABLE MS ACTING JUSTICE DICKER

RULE NISI

1	R.K Hall & Associates vs C Metcalfe – Sequestration	17415/18
2	H and K Brettenny Project Management CC – Liquidation	16793/18
3	J H Botha vs Village Square Property (Pty) Ltd – Liquidation	17710/18
4	Liberty Group Limited vs Standard Bank of South Africa Limited & 1 other - Interdict	19342/18

DEFAULT JUDGMENTS

5	Absa Bank Limited vs A Snowdon & 1 other – Agreement	10070/18
6	BMW Financial Services (South Africa) (Pty) Ltd t/a Alphera Financial Services vs J J Kymdell- Agreement	17952/18
7	Cullinan Holdings Limited vs Emerald Panther Investments 111 (Pty) Ltd & 4 others – Agreement	16488/18
8	Firststrand Auto Receivables (RF) Ltd vs R G Smith – Agreement	18453/18
9	GMSA Financial Services, A division of Wesbank A Division of Firststrand Bank Ltd vs L L Toli – Agreement	18109/18
9A	The Standard Bank of South Africa Limited vs M C Engelbrecht N.O – Agreement	6675/18
10	Wesbank, A Division of Firststrand Bank Ltd vs Mr V L Bell – Agreement	11047/18
11	Wesbank, A Division of Firststrand Bank Ltd vs Mr V L Bell – Agreement	15748/18

SUMMARY JUDGMENTS

12	Firststrand Bank Limited vs K L Jacobs & 1 other – Bond	11246/17
13	First National Bank Limited (a Division of First Rand Bank Ltd) vs G T Kapuya - Agreement	15984/18

14	Mercedes-Benz Finance and Insurance A Division of Mercedes-Benz Financial Services South Africa (Pty) Ltd vs B Johnstone – Agreement	17260/18
15	Nedbank Limited vs Vegi-Boy Warehouse Wholesalers CC & 2 others – Agreement	15249/18
16	Nedbank Limited vs E J Luddick & 1 other – Bond	16706/18
17	Technologies Acceptances Receivables (Pty) Ltd & 1 other vs Kuyakhanya Primary School & 1 other – Agreement	13921/18
18	Ritrama (UK) Limited vs Graphic Solutions Digital CC – Agreement	16207/18

APPLICATIONS

19	Zambli 52 (Pty) Ltd t/a Wood 4 Africa – Liquidation	20822/18
20	Beaumont Assist (Pty) Ltd vs Chris Truter Inc. – Liquidation	20498/18
21	Procure All (Pte) Ltd (Incorporation in Singapore) vs Green Flash Trading 276 (Pty) Ltd – Liquidation	19387/18
22	Tizel Investments (Pty) Ltd vs Pele (Pty) Ltd – Liquidation	21339/18
23	Tokai Centre (Pty) Limited vs Cruden Bay Properties (Pty) Ltd – Liquidation	21341/18
24	Tokai Centre (Pty) LTd vs Paarden Eiland Properties (Pty) Limited – Liquidation	21340/18
25	Millar, D vs Oasis Outdoor Media (Pty) Ltd- Liquidation	19285/18
26	I Tsourakakis & 1 other vs Director-General: Home Affairs & 1 other - Overstay Waiver	8196/18
27	G H Minkjan & 1 other vs Director-General: Home Affairs & 1 other – Overstay Waiver	20091/18
28	S D Thoane – Curator Bonis	7381/14
29	F Barnard vs K G Lankester – Appointment of Curator	15472/17
30	B C Forster vs C Schneider & 1 other – Substituted Service	21514/18
31	I Kroncke vs Director-General: Home Affairs & 1 other – Overstay Waiver	19021/18
32	L M Schoeman obo L J Schoeman vs The Road Accident Fund – Curator Ad Litem	21532/18
33	M Donkerman – Curator Ad Litem	8696/17
34	L Willemse – Curator Bonis	10533/17

35	Thermo Seal (Pty) Ltd vs A B E Construction Chemicals (Pty) Ltd in re A B A Construction Chemicals (Pty) Ltd vs Thermo Seal (Pty) Ltd – Condonation	12284/18
36	N C vs K J Mbouta – Edictal Citation	21596/18
37	P A J vs L Bensamou in re P A J vs L Bensamou – Edictal Citation	21564/18
38	South African Securitisation Programme (RF) Limited & 2 others vs Dural Islam Islamic High School – Monies Owing	13053/18
39	G P Janse Van Rensburg N.O vs E W Fokum & 1 other – Eviction	18792/18
40	W De Kock N.O & 2 others vs L Grey and all those holding title under her & 2 others – Eviction	18793/18
41	B E Wilson vs T S Smith – Parental Rights	19991/17
42	C Jackson & 3 others – Parental Rights	16896/18
43	T Jenkinson vs M S Abrahams – Parental Rights	20815/18
44	S J vs A B Engel – Parental Rights	20194/18
45	T L Burns & 1 other in re Sunday Francis Mukazi – Guardianship	6270/17
46	W P Van der Merwe & 1 other vs A C O’Neill – Parental Rights	18899/18
47	M Goosen N.O & 2 others vs Grand Bridge Trading 71 (Pty) Ltd t/a PJS Construction – Rescission of Judgment	5014/18
48	S T D (epse) Toungainbo vs The Minister of Home Affairs & 1 other – Review	20278/18
49	L C N Gomes Do Santos vs Director- General: Home Affairs & 1 other - Temporary Residency	19775/18
50	A H Hall vs Director-General: Home Affairs & 1 other – Compell	15763/18
51	G P Maas vs Director-General: Home Affairs & 1 other – Compell	10826/18
52	X Beja vs The Minister of Police – Discovery	7523/18
53	Betanië Pinkster Sending RSA vs J T A Prins – Interdict	20482/18
54	Grande Provence Properties (Pty) Ltd vs Business Innovative Solutions (Pty) Ltd - Interdict	21650/18
55	J Bwanya vs The Master of The High Court, Cape Town & 2 others – Declaratory Order	20357/18

DIVORCES

56	J R Boulle vs D B B M D'Hoop	18212/17
57	A S Croy vs B D Jansen	20413/18
58	B vs N E Cloete	15949/18
59	H A vs L Dorfling	20186/18
60	E vs D C Human	18374/18
61	M Noffke vs L S Edgcumbe	15684/18
62	N L P vs L Pearson	20187/18

RULES 43

63	E vs J R Julyan	17652/18
64	J vs C G Van Wyk	8617/17

TUESDAY 27 NOVEMBER 2018DIVISION 1DIVISION 2DIVISION 3DIVISION 4 CIVIL TRIALS

10645/16	Lauren Scholtz vs Passenger Rail Agency of South Africa ("PRASA")	Damages
9093/18	The Premier of The Western Cape & 1 other vs Alison Ellis-Brown & 1 other	Eviction
4359/15	Ultimate Safaris (Pty) Ltd vs Jenman Vehicle & Coach Builders (Pty) Ltd	Agreement
6833/14	Joyce Leeman vs RMS Property & Facilities	Damages
17506/14	Vestas Southern Africa (Pty) Ltd vs Mattheus Ferdinand Saayman & 1 other	Damages
9625/18	Jan Georg Hendrik Nieuwoudt vs Elizabeth Catharina Nieuwoudt	Variation
Order	& 7 others	
8474/18	Hybricode (Pty) Ltd vs Johan Nel & 2 others	Removal of Executor
13665/16	Deon Johann Pienaar vs King Financial Holdings Ltd & 6 others	Declaratory
Order		
6542/17	Joao Gonsalves Joseph de Gouveia vs The Master of The High Court, Cape Town & 3 others	Review
5042/14	Peter Slinger vs The City of Cape Town	Damages
11156/18	Thomas Christopher van Zyl N.O. & 1 other vs The Master of The High Court (Western Cape Division, Cape Town)	To Compel
18668/17	Lynn Denise Ferguson N.O. vs Suzertte Dorethea Cloete N.O.	Agreement
13638/10	Firststrand Bank Limited vs Catfish Investments (Pty) Ltd	Bond
13065/17	Standard Bank of South Africa Limited vs Debra Nathanson	Bond
13753/18	Emerald Bay Sectional Title N.O. vs Mahluli Trading N.O. 6 CC	Liquidation

11373/18	Emeraan Karriem vs KC & Associates & 1 other	
	Monies Owing	
12789/18	Stephanie Louise van Wyk vs Johannes Wilhelmus van Wyk & 5 others	Amend Particulars
15211/18	Johannes Jacobus Gillmer & 1 other vs Carolyn Joy Gillmer	Eviction
6110/18	Carbochem Incorporated vs Aqua Viventum (Pty) Limited	Monies
	Owing	
12659/09	Lusindiso S Tshabiso vs Road Accident Fund	Damages

CASE NO. CRIMINAL TRIALS

<u>DIVISION B</u>	CC9/18	S vs J Heyns & 1 other
<u>DIVISION C</u>	CC40/17	S vs K Harrison & 4 others
<u>DIVISION E</u>	CC18/18	S vs B Thimba & 3 others
	CC41/17	S vs D Mahachazi
	CC26/18	S vs N Mtshawu & 1 other
	CC20/16	S vs T A Mathabela & 14 others
<u>DIVISION F</u>	CC47/12	S vs F Barends & 24 others
<u>DIVISION I</u>	CC39/17	S vs C September & 5 others
<u>DIVISION K</u>	CC38/16	S vs L H D Simbarashe
	CC1/16	S vs A Cakasayo & 4 others

WEDNESDAY 28 NOVEMBER 2018DIVISION 1DIVISION 2DIVISION 3DIVISION 4 CIVIL TRIALS

17349/17 Aside	Ryno Engelbrecht N.O. & 1 other vs Shaun Christopher Jonker N.O. & 5 others	Setting
4330/18 Aside	Stuart Booysen vs Stellenbosch University	Setting
3427/15	Dr. Zulfikar Adam vs Shawnita Arnold	Damages
13089/18	The Land & Agriculture Development Bank of South Africa vs GHV Koelkamers (Pty) Limited	Liquidation
13941/15	Brandon Owen Jones vs Green Mile Investments 332 CC	Agreement
12703/18 of	René Malan (previously Smit) vs Frederick Christiaan Smit	Contempt Court

16338/17 Sivalitchmee Moodliar N.O. & 1 ⁷ other vs Daniel De Wet Giliomee
Monies Owing

6558/13 No 44 Fuel Brand (Pty) Ltd vs Stuart Brown Monies
Owing

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WEDNESDAY 28 NOVEMBER 2018

CIVIL TRIALS

596/18 Jean Christine Williams vs The Registrar of Deeds & 2 others Re-
Register of Property

23131/17 Shout Electronic Displays (Pty) Ltd vs Tim Duncan & 1 other Monies
Owing

13926/18 Wynand Stephanus Smit N.O. vs Any and All Unknown Persons Eviction
Attempting to Occupy Farm 183, Portio

23454/11 Keith William John Skidmore vs Road Accident Fund Damages

9363/18 Leeurivier Trading (Pty) Ltd vs Kevin L Williams N.O. Access

588/13	Sizwe Christopher Dumekude obo Milokuhle Dumekude vs The Road Accident Fund	Damages
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6120/14	Nomvuyiso Khephu vs The Road Accident Fund	Damages
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21360/16 Rights	Rameez Dalvie vs Nazley Aleker	Parental
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WEDNESDAY 28 NOVEMBER 2018CIVIL TRIALS

11475/17 from Minor	Nico Lourens vs Christina Susanna Lourens	Prohibit Removing
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17758/13	N.D.P.P. vs Frank D Barends & 16 others	Restraint
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12090/17	Natalie E Ridder & 1 other vs Dawn A Cupido & 3 others	Restraint
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THURSDAY 29 NOVEMBER 2018

DIVISION 1

DIVISION 2

DIVISION 3

DIVISION 4 CIVIL TRIALS

1958/17 Earl Joseph West vs Eskom Holdings SOC Limited

Interdict

24155/16 Investec Bank (Pty) Limited vs Alan Louis
Owing

Monies

11244/18 Compel	K2012076290 SA (Pty) Limited (Pty) Limited & 1 other	10 vs Oude Chardonnay Rusoord	To
17357/15 Owing	Alastair James Forsyth vs Carl Liebenberg & 2 others & 2 others		Monies
17359/15 Owing	Alastair James Forsyth vs David Herculas Botha		Monies
16988/17	Kerbyn 195 (Pty) Ltd vs Vision House II Body Corporate		To Compel
13333/14	Absa Bank Limited vs Aubrey Derrick Plaatjies		Bond
13091/18	The Land & Agriculture Development Bank of South Africa vs GHV Fruit Marketing (Pty) Ltd		Liquidation

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THURSDAY 29 NOVEMBER 2018

12540/18	<u>CIVIL TRIALS</u> Muriel Groenewald & 1 other vs M Aleh & 4 others	Eviction
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13883/18	Desk Investments (Pty) Ltd & 3 others vs Gatefin Property Investments (Pty) Limited & 2 others	
12927/18	Christian Findlay Bester N.O. & 1 other vs The Master of The Review/Setting Western Cape High Court	Aside
8236/16 Rights	Joseph John Drake vs Althea Loots	Parental
2823/16 Owing	Ndumiso Dlayedwa & 14 others vs Lewis Stores (Pty) Ltd & 1 other	Monies
5045/16	Eraldo Edgar Franklin Eland & 12 others vs Lewis Stores (Pty) Ltd & 1 other	
16776/16	Gertruida Johanna Anna Slater vs Michael Mathew Slater	Divorce
17586/18	Eskom Holdings SOC Limited vs Carl Aron van der Merwe Liebenberg N.O. & 4 others	To Compel

MONDAY 26 NOVEMBER 2018

	<u>CASE NO.</u>	<u>CRIMINAL TRIALS</u>
<u>DIVISION B</u>	CC9/18	S vs J Heyns & 1 other
<u>DIVISION C</u>	CC40/17	S vs K Harrison & 4 others
<u>DIVISION E</u>	CC18/18	S vs B Thimba & 3 others
	CC41/17	S vs D Mahachazi
	CC26/18	S vs N Mtshawu & 1 other
	CC20/16	S vs T A Mathabela & 14 others
<u>DIVISION F</u>	CC47/12	S vs F Barends & 24 others
<u>DIVISION I</u>	CC39/17	S vs C September & 5 others
<u>DIVISION K</u>	CC38/16	S vs L H D Simbarashe
	CC1/16	S vs A Cakasayo & 4 others

CIRCUIT COURT AT KNYSNA

CC46/18 S vs G Lokwe

CIRCUIT COURT AT WORCESTER

CC66/18 S vs B Maans

WEDNESDAY 28 NOVEMBER 2018

	<u>CASE NO.</u>	<u>CRIMINAL TRIALS</u>
<u>DIVISION B</u>	CC9/18	S vs J Heyns & 1 other
<u>DIVISION C</u>	CC40/17	S vs K Harrison & 4 others
<u>DIVISION E</u>	CC18/18	S vs B Thimba & 3 others
	CC41/17	S vs D Mahachazi
	CC26/18	S vs N Mtshawu & 1 other
	CC20/16	S vs T A Mathabela & 14 others
<u>DIVISION F</u>	CC47/12	S vs F Barends & 24 others
<u>DIVISION I</u>	CC39/17	S vs C September & 5 others
<u>DIVISION K</u>	CC38/16	S vs L H D Simbarashe
	CC1/16	S vs A Cakasayo & 4 others

THURSDAY 29 NOVEMBER 2018

<u>CASE NO.</u>	<u>CRIMINAL</u>	<u>TRIALS</u>
<u>DIVISION A</u>	CC27/18	S vs F Murphy & 6 others
<u>DIVISION B</u>	CC9/18	S vs J Heyns & 1 other
<u>DIVISION C</u>	CC40/17	S vs K Harrison & 4 others
<u>DIVISION E</u>	CC18/18	S vs B Thimba & 3 others
	CC65/14	S vs T Phillips
	CC41/17	S vs D Mahachazi
	CC26/18	S vs N Mtshawu & 1 other
	CC20/16	S vs T A Mathabela & 14 others
<u>DIVISION F</u>	CC47/12	S vs F Barends & 24 others
<u>DIVISION I</u>	CC39/17	S vs C September & 5 others
<u>DIVISION K</u>	CC38/16	S vs L H D Simbarashe
	CC1/16	S vs A Cakasayo & 4 others