



IN THE HIGH COURT OF SOUTH AFRICA
WESTERN CIRCUIT

[REPORTABLE]

CASE NO: CC70/2010

Delivered: 22 May 2012

THE STATE

versus

CHRIS MAHLANGU

Accused 1

PEMBI PATRICK NDLOVU

Accused 2

JUDGMENT

Horn J:

The two accused are charged with housebreaking with intent to rob and robbery with aggravating circumstances, murder and attempted robbery with aggravating circumstances. It is alleged that on 3 April 2010 and at or near Witrandjiesfontein Farm, Ratzegaai, District Ventersdorp, the two accused broke into the house of the deceased, Eugène Ney Terre'blanche, robbed him of his Nokia cell phone, murdered him and attempted to rob him of his white, Opel Corsa motor-vehicle. The state alleges that at all material times the accused acted with a common purpose. The accused pleaded not guilty to all the charges.

The trial was conducted *in camera* by reason thereof that accused 2 was a minor. He has since attained the age of majority. The trial has attracted immense media interest, both locally and abroad by virtue of the deceased's close connections with the Afrikaanse Weerstandsbeweging. The cause of death contained in the *post mortem* report was described as "*blunt force head, chest and neck trauma*".

Count 2: Murder - accused 2 is found not guilty.

Count 3: Attempted robbery – accused 2 is found not guilty.



J P HORN

JUDGE OF THE HIGH COURT OF SOUTH AFRICA
SOUTH GAUTENG

APPEARANCES:

For the state: Adv GD Baloyi
 Adv Ms E du Preez

For accused 1: Adv KP Tlouane

For accused 2: Adv N Arendse SC
 Mr Z Majavu

Instructed by:
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