



**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION, PRETORIA**

**CASE NO: 10175/2020**

(1) REPORTABLE: NO

(2) OF INTEREST TO OTHER JUDGES: NO

(3) REVISED: NO

DATE: 09 March 2021

SIGNATURE

In the matter between:

**LAAT WAAI SLAGHUIS (PTY) LTD**

Applicant

**(Reg No. 2013/199774/07)**

And

**DINNER WITH ME (PTY) LTD**

Respondent

**(Reg No. 2016/182424/07)**

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**JUDGMENT I.R.O LEAVE TO APPEAL**

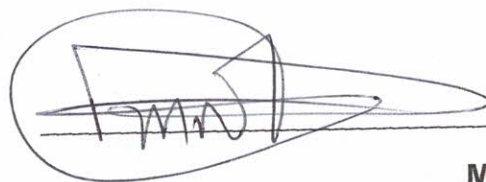
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**MOTHA AJ**

1. This is an application for leave to appeal my judgment handed down on 18 January 2021. The Application is premised on the reasons set out in the notice of motion for leave to appeal. It would be idle of me to repeat them. The Applicant's Counsel contended that there is a likelihood that a different Court will come to a different conclusion. The Respondent's Counsel submitted that this Application is without merit as there is a *bona fide* dispute of fact.
2. Having listened to the arguments presented by both Counsels and upon due consideration of the issues raised in the grounds for leave to appeal, I came to the conclusion that there are reasonable prospects that another Court might come to a different decision to that reached by this Court.

### Conclusion

3. In the result I make the following order:
  1. The Application for leave to appeal is granted to the full bench of this Division.
  2. Costs in the cause.

A handwritten signature in dark ink, appearing to be 'MOTHA AJ', is written over a horizontal line. The signature is enclosed within a hand-drawn oval.

**MOTHA AJ**

ACTING JUDGE OF THE HIGH COURT

GAUTENG DIVISION OF THE HIGH COURT, PRETORIA

Date of hearing: 04 March 2021

Date of judgment: 09 March 2021

*Delivered: This judgement was prepared and authored by the Judge whose name is reflected and is handed down electronically by circulation to the parties/their legal representatives by email and by uploading it to the electronic file of this matter on CaseLines. The date for hand-down is deemed to be 09 March 2021.*

**Appearances:**

For the Applicant: Adv. N. G. Louw

(Instructed by Strydom & Bredenkamp Inc.)

For the Respondent: Adv. M. Joubert

(Instructed by Ettiene Loots Attorneys)