

As allocated

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG  
MONDAY 30TH JANUARY 2023**

**LITIGANTS' ATTENTION IS DRAWN TO THE DIRECTIVE DATED 25 JANUARY 2023 ISSUED BY THE HONOURABLE DEPUTY JUDGE PRESIDENT "POWER SUPPLY TO THE JOHANNESBURG HIGH COURT AND THE RESUMPTION OF PHYSICAL MODE OF HEARINGS AS THE DEFAULT POSITION"**

**THE DEFAULT MODE OF HEARINGS OF MATTERS IS IN PHYSICAL COURT**

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

**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**

9A BEFORE THE HONOURABLE JUDGE MUDAU J

9B BEFORE THE HONOURABLE JUDGE MIA J

9C BEFORE THE HONOURABLE JUDGE R STRYDOMJ

9D BEFORE THE HONOURABLE JUDGE KUNY J

8F BEFORE THE HONOURABLE JUDGE MAZIBUKO J

**UNOPPOSED MOTION**

GC BEFORE THE HONOURABLE JUDGE KEIGHTLEY J

GD BEFORE THE HONOURABLE JUDGE FISHER J

GE BEFORE THE HONOURABLE JUDGE MANOIM J

**URGENT APPLICATIONS**

9E BEFORE THE HONOURABLE JUDGE DLAMINI J

9F BEFORE THE HONOURABLE JUDGE MOULTRIE AJ

**SPECIAL MOTION**

11F BEFORE THE HONOURABLE JUDGE WEPENER J  
(2021/26339)

6F BEFORE THE HONOURABLE JUDGE WINDELL J  
(2020/32777)

## **FAMILY COURT**

11B BEFORE THE HONOURABLE JUDGE WANLESS AJ

11C BEFORE THE HONOURABLE JUDGE MKHABELA AJ

## **SPECIAL INTERLOCUTORY COURT**

GB BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

## **SETTLEMENT COURT**

1A BEFORE THE HONOURABLE JUDGE MOLAHLEHI J

## **FULL BENCH APPEALS CRIMINAL APPEALS**

2A BEFORE THE HONOURABLE JUDGE MOOSA J  
AND BEFORE THE HONOURABLE JUDGE ALLY AJ  
*A66/2022 A75/2022 A78/2022*

## **CIVIL TRIALS OF LONG DURATION**

8C BEFORE THE HONOURABLE JUDGE MAHALELO J  
*2019/43279*

Video-link BEFORE THE HONOURABLE JUDGE MDALANA-MAYISELA J  
*2014/26352*

8A BEFORE THE HONOURABLE JUDGE FORD AJ

6F BEFORE THE HONOURABLE JUDGE OOSTHUIZEN SENEKAL AJ  
*2014/32504*

8E BEFORE THE HONOURABLE JUDGE JORDAAN AJ  
*2012/22473*

## **GENERAL CIVIL TRIALS**

6A BEFORE THE HONOURABLE JUDGE MABUSE J

6B BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

6C BEFORE THE HONOURABLE JUDGE WILSON J

Offsite facility BEFORE THE HONOURABLE JUDGE MAHOMED AJ

8F BEFORE THE HONOURABLE JUDGE MOORCROFT AJ

9C BEFORE THE HONOURABLE JUDGE A VAN DER MERWE AJ

11D BEFORE THE HONOURABLE JUDGE MAYET AJ

11E BEFORE THE HONOURABLE JUDGE ROLLER 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 25 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 PHYSICAL COURT.*

*CLOSING DATE TO SUBMIT PRACTICE NOTES: MONDAY, 23 JANUARY 2023*

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
PART A: GENERAL CIVIL TRIALS			
1.	2020/32595	TOLLISS MICHAEL CLIVE VS TOLLISS SARAH BRIDGET Plaintiff: Mr G Greenstein (Attorney) Defendant: Adv P Ternent Estimated duration: 4 – 5 days Divorce action (spousal maintenance; ancillary maintenance; division of joint estate)	<b>CRUTCHFIELD J</b> Secretary: Mr L Molose E-mail: <a href="mailto:LMolose@judiciary.org.za">LMolose@judiciary.org.za</a>

2.	2018/19350	<b>DUMISANI CHRISTOF KHUMALO VS MINISTER OF POLICE</b> Plaintiff: Adv M E Tshole Defendant: Mr D Lebenya Arrest and detention Estimated duration: 2 hours	<b>VAN DER MERWE AJ</b> Secretary: Ms N Pholo E-mail: <a href="mailto:NiPholo@judiciary.org.za">NiPholo@judiciary.org.za</a>
3.	2016/20412	<b>JOSEPH SHAUN NAIDOO VS MINISTER OF POLICE</b> Plaintiff: Adv N Makopo Defendant: Adv P Mmutle Arrest and detention Merits and quantum Estimated duration: 2 – 3 days	<b>MABUSE J</b> Secretary: Ms V Lee E-mail: <a href="mailto:VCollins@judiciary.org.za">VCollins@judiciary.org.za</a>
4.	2020/31469	<b>SOUTH AFRICAN SECURITISATION PROGRAMME (RF) LTD AND 3 OTHERS VS ORION HOTELS AND RESORTS (SA) (PTY) LTD AND 3 OTHERS</b> Plaintiff: Adv E Fasser Defendant: Adv J W Kloek Contractual action in respect of twelve distinct Master Agreements of Hire and for payment of monies alleged to be due in terms thereof. Pre-trial conference: 07 March 2022 Minutes registered: 17 March 2022 Estimated duration: 3 – 4 days	<b>WILSON J</b> Secretary: Mr T Chauke E-mail: <a href="mailto:TiChauke1@judiciary.org.za">TiChauke1@judiciary.org.za</a>
5.	2020/4869	<b>LIEUTENANT COLONEL ERIC FANA THUSI VS MOEKETSI PETROS RAMATSA</b> Plaintiff: Unknown 1 <sup>st</sup> Defendant: Adv J M Roos Defamation Estimated duration: 2 days Pre-trial conference: 02 August 2021	<b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b>

6.	2018/7863	<b>INTELISEED (PTY) LTD VS JAN ALEXANDER MOKKEN</b> Plaintiff: Adv F R McAdam Defendant: Adv A R van der Merwe Claim on surety for payment of money for goods sold and delivered. Surety resisting payment on basis of mistake and non-compliance with the formalities of the General Laws Amendment Act Validity and enforceability of the suretyship relied upon by the Plaintiff Estimated duration: 3 – 4 days Pre-trial conference: 24 November 2022 Minutes registered: 05 December 2022 Parties propose to hear trial at advocate chambers	<b>MOORCROFT AJ</b> Secretary: Ms L Smit E-mail: <a href="mailto:LSmit@judiciary.org.za">LSmit@judiciary.org.za</a>
7.	2018/46413	<b>MOYO BUSANI VS MINISTER OF POLICE</b> Plaintiff: Adv J M van Rooyen Defendant: Adv S I Vobi Damages in delict as a result of a police shooting The matter has become settled in its entirety	Matter is removed from the trial roll as it became settled. The parties must set the matter down in the settlement court
8.	2020/16578	<b>HOPE MORTIMER ARLINGTON STAINISLAUS VS HOPE JULIA NTOMBIKAYISE (born MOTH)</b> Plaintiff: Adv R Adams Defendant: Adv H W Botes Divorce (division of estate; spousal maintenance) Parties request hearing at alternative venue/virtual hearing Estimated duration: 3 – 4 days Pre-trial conference: 06 December 2021; 24 March 2022; 17 January 2023 Minutes registered: 06 December 2021; 24 March 2022	<b>MAHOMED AJ</b> Secretary: Mr L Mabasa E-mail: <a href="mailto:LMabasa@judiciary.org.za">LMabasa@judiciary.org.za</a>
9.	2021/21977	<b>SMITH SHAWN VS ROAD ACCIDENT FUND</b> Plaintiff: N Nemukula Defendant: R David Merits and quantum (past medical expenses; future medical expenses; loss of income) Estimated duration: 4 – 5 days Pre-trial conference: 17 January 2023	<b>MAYET AJ</b> Secretary: Mr T Senoko E-mail: <a href="mailto:TSenoko@judiciary.org.za">TSenoko@judiciary.org.za</a>

10.	2019/25002	TSOLANKU THABANG VS PRASA	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
11.	2019/4513	VINCENT K KILONZO VS MINISTER OF POLICE AND OTHER Plaintiff: Adv J Vilakazi Defendant: Adv R Narash Arrest, detention, malicious prosecution Merits Estimated duration: 1 – 3 days	<b>ROLLER AJ</b> Secretary:
<b>PART B: ROAD ACCIDENT FUND</b>			
<b>MATTERS REMOVED FROM THE ROLL BY NOTICE</b>			
<b>MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE</b> <ol style="list-style-type: none"> <li>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.</li> <li>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.</li> <li>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 (<a href="mailto:TKhumalo@judiciary.org.za">TKhumalo@judiciary.org.za</a> / 010 494 8397) timeously to enquire about the enrolment.</li> <li>4. If the <b>registrar</b> 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.</li> <li>5. Last-minute enquiries will not be accommodated.</li> </ol>			