



***(GAUTENG DIVISION, PRETORIA)***

***PRETORIA THIS 07 NOVEMBER 2022***

***MONDAY***

***CRIMINAL TRIALS***

***IN COURT GA AT 10:00***

BEFORE THE HONOURABLE JUSTICE MAUMELA

***IN COURT GB AT 10:00***

BEFORE THE HONOURABLE JUSTICE MOSOPA

***IN COURT GC AT 10:00***

BEFORE THE HONOURABLE JUSTICE KHUMALO

***IN COURT GD AT 10:00***

BEFORE THE HONOURABLE JUSTICE DE VOS

## **URGENT COURT**

### **IN COURT 6B AT 10:00**

BEFORE THE HONOURABLE JUSTICE KUMALO

### **IN COURT AT 10:00 (MICROSOFT TEAMS)**

BEFORE THE HONOURABLE JUSTICE NGOBESE AJ

## **ADMISSION ROLL**

### **IN COURT 6E AT 10:00**

BEFORE THE HONOURABLE JUSTICE MOLOPA

BEFORE THE HONOURABLE JUSTICE MILLAR

- |    |                                         |            |                    |
|----|-----------------------------------------|------------|--------------------|
| 1. | <u>CHRISTINAH MMANOKO NOKO-MOLAUDZI</u> | <u>ADV</u> | <u>30719/22</u>    |
| 2. | <u>MAGDA BOSHOF</u>                     | <u>LP</u>  | <u>2022-028614</u> |
| 3. | <u>MICHAEL –JOHN DICK</u>               | <u>LP</u>  | <u>2022-030187</u> |
| 4. | <u>MARIZELLE VAN DER MERWE</u>          | <u>NOT</u> | <u>2022-021142</u> |

## **UNOPPOSED MOTIONS**

### **IN COURT 4E AT 10:00**

BEFORE THE HONOURABLE JUSTICE MOSHOANA

### **IN COURT 6A AT 10:00**

BEFORE THE HONOURABLE JUSTICE THOMSON AJ

### **IN COURT 8F AT 10:00**

BEFORE THE HONOURABLE JUSTICE LUKHAIMANE AJ

## **OPPOSED MOTIONS**

### **IN COURT A PALACE AT 10:00**

BEFORE THE HONOURABLE JUSTICE DAVIS

### **IN COURT 4A AT 10:00**

BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF

### **IN COURT 6C AT 10:00**

BEFORE THE HONOURABLE JUSTICE MATHUNZI AJ

### **IN COURT 8G AT 10:00**

BEFORE THE HONOURABLE JUSTICE FERREIRA AJ

## **SPECIAL CIVIL TRIALS**

### **IN COURT AT 10:00 (MICROSOFT TEAMS)**

BEFORE THE HONOURABLE JUSTICE TEFFO

### **IN COURT C PALACE AT 10:00**

BEFORE THE HONOURABLE JUSTICE JANSE VAN NIEUWENHUIZEN

82454/16;

### **IN COURT 4C AT 10:00**

BEFORE THE HONOURABLE JUSTICE MALUNGANA AJ

82114/17;

### **IN COURT 8A AT 10:00**

BEFORE THE HONOURABLE JUSTICE NICHOLS AJ

76606/15;

### **3<sup>RD</sup> COURT MOTIONS**

**IN COURT B PALACE AT 10:00**

BEFORE THE HONOURABLE JUSTICE KOOVERJIE

48247/20;

27440/21;

**IN COURT AT 10:00 (MICROSOFT TEAMS)**

BEFORE THE HONOURABLE JUSTICE TOLMAY

5979/21;

632/22;

**IN COURT AT 10:00 (MICROSOFT TEAMS)**

BEFORE THE HONOURABLE JUSTICE NYATHI

33100/22;

36825/22;

33278/22;

### **INTERLOCUTORY APPLICATIONS**

**IN COURT AT 10:00 (MICROSOFT TEAMS)**

BEFORE THE HONOURABLE JUSTICE MNYOVU AJ

**IN COURT 8D AT 10:00**

BEFORE THE HONOURABLE JUSTICE LESO AJ

**CIVIL TRIAL SETTLEMENT ROLL****PRETORIA THIS DAY 07 NOVEMBER 2022****BEFORE THE HONOURABLE ACTING JUSTICE COLLIS (MICROSOFT TEAMS)**

1	PP BEFOLO	VS	RAF	12101/19
2	BIC BUEKES	VS	RAF	23395/18
3	BT MSEZANE	VS	RAF	17989/18
4	A SHISHONGWE	VS	RAF	33901/17
5	K LEDWABA	VS	RAF	1510/19
6	AK MZIKAYISE	VS	RAF	1734214
7	MZ DLUDLU	VS	RAF	41008/19
8	JT MAGEDI	VS	RAF	43372/20
9	VM RANGWANASHA	VS	RAF	38030/20
10	TI PHETLA	VS	RAF	36224/21
11	CB JALI	VS	RAF	38516/19
12	DW MORULANI	VS	RAF	8923/18
13	N TSHEZI	VS	RAF	40255/20

14	BJ NKOSI	VS	RAF	79918/18
15	ME MKHIZE	VS	RAF	12876/20
16	Z NDALENI	VS	RAF	10476/17
17	Cf RICHIE	VS	RAF	16097/19
18	LME JORDAAN	VS	RAF	25323/20
19	KA SEBOKO	VS	RAF	39194/19
20	MM MMAKO	VS	RAF	68708/10
21	RA MASINGO	VS	RAF	25051/19
22	JF VAN AARDT	VS	RAF	58628/10
23	LL KALIKUNGU	VS	RAF	48424/12
24	PT MOTOGOANE	VS	RAF	22212/20
25	MJ MTHOMBENI	VS	RAF	63587/17
26	M MOKHODU	VS	RAF	60952/20
27	KP KGANYAGO	VS	RAF	70573/18
28	CJ NEL	VS	RAF	10811/18
29	S KHOMO	VS	RAF	45870/18
30	SD SIBIYA	VS	RAF	9306/19

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31	S MBEMBE	VS	RAF	32972/21
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## **CASE MANAGEMENT CONFERENCES**

### **IN COURT 4F AT 10:00**

BEFORE THE HONOURABLE JUSTICE VAN DER WESTHUIZEN

### **IN COURT 4G AT 09:30**

BEFORE THE HONOURABLE JUSTICE MEERSINGH AJ

## **PART-HEARD MATTER**

### **IN COURT AT 10:00 (MICROSOFT TEAMS)**

BEFORE THE HONOURABLE JUSTICE RAULINGA



***(GAUTENG DIVISION, PRETORIA)***

***PRETORIA THIS 07 NOVEMBER 2022***

***MONDAY***

***ROLL ONE CONSIST OF OTHER MATTERS ONLY***

***ROLL CALL BEFORE THE HONOURABLE DJP LEDWABA IN COURT 8E AT 9:30***

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1	NGOZO L G	VS	MEC OF EDUCATION	4-5DAYS	25873/20
2	MAHLOBONGWANE T L	VS	ALEXANDER FORBES		40213/19
3	MAGOLANE J MOHLAHLA	VS	E BRINK AND ANOTHER	4-5DAYS	3425/20
4	SINAMA B B	VS	BOMBEL A CONCESSION		150/21

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***DIVORCE***


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5	CHIPU K	VS	CHIPU PP	1DAY	1484/18
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6	BEZUIDENHOUT DJ	VS	BEZUIDENHOUT SJ	1-2DAYS	6672/19
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7	TALJAARD MW	VS	TALJAARD EJ	2-3 DAYS	28497/18
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8	NGXEKETO MMA	VS	SELEMELA JM	2-3DAYS	40230/20
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8A	COETZEE	VS	COETZEE	PREF	78371/18

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***ROLL TWO CONSIST OF RAF MATTERS ONLY*****ROLL CALL BEFORE THE HONOURABLE DJP LEDWABA IN COURT 8E AT 9:30**


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9	MAILULA K	VS	RAF	1-2DAYS	64732/20
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10	NKOSI J J	VS	RAF	1-2HOURS	75731/19
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11	KUHN A	VS	RAF	1-2HOURS	8194/18
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12	VAN ZYL J J	VS	RAF	1-2DAYS	53779/20
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13	VAN JAARASVELDT J J	VS	RAF	1-2HOURS	4194/20
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14	MOREMI R P	VS	RAF	1DAY	880/21
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15	SIMELANE S	VS	RAF	1DAY	61184/20

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16	WASTIE M J	VS	RAF	2-3HOURS	57841/18
17	MLAMBO B	VS	RAF		77359/17
18	MTHIMUNYE S B	VS	RAF		66606/17
19	SHANGE L	VS	RAF		19003/19
20	MOLL Q D	VS	RAF	2-3DAYS	18285/18
21	MADONSELA S A	VS	RAF	1-2DAYS	13922/17
22	MASEKE M J	VS	RAF	5HOURS	4399/12
23	MASHANYANYIKA T	VS	RAF	1DAY	37006/20
24	GONGA M	VS	RAF	1-2HOURS	82195/18
25	ROSSOUW J PJ	VS	RAF	1DAY	35820/18
26	MATIKANE M J	VS	RAF		75154/17
27	LUBI B D	VS	RAF		37868/18
28	ADONIS M F	VS	RAF		15909/20
29	TLALI R	VS	RAF	1DAY	64238/20
30	KUIKSTRA S	VS	RAF		50606/16
31	ZWANE M A	VS	RAF	1DAY	15960/14
32	KAMANGA P M	VS	RAF	1DAY	2139/19

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33	DU TOIT T V	VS	RAF	1DAY	23375/18
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34	BESTER A S	VS	RAF	1DAY	44902/19
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35	MUSENGA D	VS	RAF	4-5HOURS	62688/18
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36	MPHUNGANA V	VS	RAF	1-2DAYS	90018/19
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37	HLOPHE S R	VS	RAF	1HOUR	70895/17
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38	MAIMELE K	VS	RAF	1HOUR	68050/17
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39	VAN RHEEDE	VS	RAF		60985/20
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**IN THE HIGH COURT OF SOUTH AFRICA**

**(GAUTENG DIVISION PRETORIA)**

**(TRIAL DEFAULTS JUDGMENT ROLL)**

**07 NOVEMBER 2022**

**COURT 4F AT 10:00 BEFORE THE HONOURABLE JUSTICE VAN DER WESTHUIZEN**

1. <u>KHWINANA S E</u>	<u>VS</u>	<u>RAF</u>	<u>24500/19</u>
2. <u>MNKANDLA T</u>	<u>VS</u>	<u>RAF</u>	<u>19004/17</u>
3. <u>NEL A C V</u>	<u>VS</u>	<u>RAF</u>	<u>41182/21</u>
4. <u>MASANGO R</u>	<u>VS</u>	<u>RAF</u>	<u>7369/19</u>
5. <u>PIETERSEN M</u>	<u>VS</u>	<u>RAF</u>	<u>55739/17</u>
6. <u>SEKWADI A</u>	<u>VS</u>	<u>RAF</u>	<u>11599/21</u>
7. <u>JANSEN A</u>	<u>VS</u>	<u>RAF</u>	<u>8704/14</u>
8. <u>LEGALA MT</u>	<u>VS</u>	<u>RAF</u>	<u>83610/16</u>
9. <u>MAKUYA XA</u>	<u>VS</u>	<u>RAF</u>	<u>62726/21</u>

**07 NOVEMBER 2022**

**10. IN COURT 4G AT 10:00 BEFORE THE HONOURABLE JUSTICE MEERSINGH AJ**

11. <u>TINI VX</u>	<u>VS</u>	<u>RAF</u>	<u>35191/19</u>
12. <u>GUDUZA W</u>	<u>VS</u>	<u>RAF</u>	<u>49135/18</u>
13. <u>NKOMOM</u>	<u>VS</u>	<u>RAF</u>	<u>80784/17</u>
14. <u>MAHLANGU LS</u>	<u>VS</u>	<u>RAF</u>	<u>73723/15</u>
15. <u>MATLALA AM</u>	<u>VS</u>	<u>RAF</u>	<u>33450/08</u>
16. <u>VAN WYK ME</u>	<u>VS</u>	<u>RAF</u>	<u>4082/20</u>
17. <u>SONGWE M</u>	<u>VS</u>	<u>RAF</u>	<u>46847/20</u>
18. <u>NDALA AS</u>	<u>VS</u>	<u>RAF</u>	<u>85709/18</u>
19. <u>MORENA MJ</u>	<u>VS</u>	<u>RAF</u>	<u>90761/19</u>

**CIVIL COURT JUDGES**

**IN COURT 4B AT 10:00**

BEFORE THE HONOURABLE JUSTICE THLAPI

**IN COURT 6D AT 10:00**

BEFORE THE HONOURABLE JUSTICE MBONGWE

**IN COURT 4A AT 10:00**

BEFORE THE HONOURABLE JUSTICE MOLOTSI AJ

**IN COURT 6D AT 10:00**

BEFORE THE HONOURABLE JUSTICE MNYOVU AJ

**COURTS AVAILABLE**

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG  
MONDAY 07<sup>th</sup> NOVEMBER 2022**

**EVEN THOUGH COURTROOMS ARE ALLOCATED TO JUDGES, 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 THE EVENT OF 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 FRANCIS J
- 9B BEFORE THE HONOURABLE JUDGE YACOOB J
- 9C BEFORE THE HONOURABLE JUDGE SENYATSI J
- 9D BEFORE THE HONOURABLE JUDGE WILSON AJ
- 6F BEFORE THE HONOURABLE JUDGE TERNENT AJ

**UNOPPOSED MOTION**

- GC BEFORE THE HONOURABLE JUDGE MUDAU J
- GD BEFORE THE HONOURABLE JUDGE OPPERMAN J
- GE BEFORE THE HONOURABLE JUDGE DOSIO J

**URGENT APPLICATIONS**

- 9E BEFORE THE HONOURABLE JUDGE X
- 9F BEFORE THE HONOURABLE JUDGE X

**SPECIAL MOTION**

- 11F BEFORE THE HONOURABLE JUDGE VALLY J  
*2010/50596 THE EXECUTIVE OFFICER OF THE FINANCIAL SERVICES BOARD V THE  
CADAC PENSION FUND AND OTHERS*

**FAMILY COURT**

- 11B BEFORE THE HONOURABLE JUDGE MEYER J
- 11C BEFORE THE HONOURABLE JUDGE DLAMINI J

**SPECIAL INTERLOCUTORY COURT**

- GA BEFORE THE HONOURABLE JUDGE MALINDI J
- GB BEFORE THE HONOURABLE JUDGE KUNY J

## **SETTLEMENT COURT**

1A BEFORE THE HONOURABLE JUDGE WANLESS AJ

## **CASE MANAGEMENT COURT**

Video-link BEFORE THE HONOURABLE JUDGE MSIBI AJ

## **TAX COURT**

BEFORE THE HONOURABLE JUDGE MANOIM J

## **FULL COURT APPEALS – CRIMINAL**

4A BEFORE THE HONOURABLE JUDGE MABESELEJ  
AND BEFORE THE HONOURABLE JUDGE STRYDOM J  
AND BEFORE HONOURABLE JUDGE STRIJDOM AJ  
*A110/2021*

## **FULL COURT APPEALS: CIVIL**

4A BEFORE THE HONOURABLE JUDGE MABESELE J  
AND BEFORE THE HONOURABLE JUDGE STRYDOM J  
AND BEFORE THE HONOURABLE JUDGE STIJDOM AJ  
*A5012/2020*

## **PART-HEARD CIVIL TRIAL**

Video-link BEFORE THE HONOURABLE JUDGE MOLAHLEHI J  
*G E POHLMAN obo M F LUYT v MEC FOR HEALTH, GAUTENG (CASE NO: 2014/33632)*

## **TRIALS OF LONG DURATION**

8C BEFORE THE HONOURABLE JUDGE WRIGHT J  
*MPHO SABASABA AND ANOTHER v MEC FOR HEALTH, GAUTENG (CASE NO: 2017/9409)*

8A BEFORE THE HONOURABLE JUDGE ADAMS J  
*MTHALANE LINDIWE obo TSHEPANG BUSISIWE MTHALANE v MEC FOR HEALTH, GAUTENG (CASE NO: 2013/37420)*

8D BEFORE THE HONOURABLE JUDGE MAHALELO J

BEFORE THE HONOURABLE JUDGE DIPPENAAR J  
*MOLEFE DIKOKOLE SOPHY obo KGOTSO EDNA v MEC FOR HEALTH, GAUTENG (CASE NO: 2014/15122)*

8F BEFORE THE HONOURABLE JUDGE BARNES AJ

## **GENERAL CIVIL TRIALS**

6C BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

6A BEFORE THE HONOURABLE JUDGE FLATELA AJ

6B BEFORE THE HONOURABLE JUDGE OLIVIER 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 PRACTICE DIRECTIVE 02 OF 2022 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 IN PHYSICAL COURT*

*CLOSING DATE TO SUBMIT PRACTICE NOTES:  
MONDAY, 31 OCTOBER 2022*



NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
<b>‘Y’ MATTERS: CLAIMS AGAINST THE RAF, PRASA OR MEC HEALTH, GAUTENG</b>			
<b>PART A: CIVIL TRIALS</b>			
1	2018/41263	SIMPHIWE MAUREEN NDEBELE VS ROAD ACCIDENT FUND	
<b>PART B: TRIAL BY DEFAULT JUDGMENT</b>			
<b>ALL MATTERS CLASSIFIED “D” “C” “P” OR “F” NOT REQUIRING A JUDICIAL CERTIFICATE OF READINESS</b>			
2	2019/25593	ALAN JAY SHERMAN VS AJAY MAHARAJ Plaintiff: Adv N Strathern Defendant: Adv E Phiyega The plaintiffs caused 28% of the shares in Biotech to be transferred to the defendant; The directors being the plaintiffs, resigned as directors and were replaced by the defendant; The control of the company was handed over to the defendant; The plaintiffs breached the agreement; The plaintiff is entitled to claim payment for the balance owing in respect of the shares; and The defendant is entitled to counter-claim Estimated duration: 2 – 3 days Virtual hearing - The second plaintiff is elderly and resident in Mauritius	<b>CRUTCHFIELD J</b> Secretary: Mr L Molose E-mail: <a href="mailto:LMolose@judiciary.org.za">LMolose@judiciary.org.za</a>
3	2017/38105	SHORELINE AUCTIONEERS CC VS THE CITY OF JOHANNESBURG METROPOLITAN MUNICIPALITY	
4	2013/11725	LAEVELD SITRUS (PTY) LIMITED VS TRANSNET LIMITED	

5	2016/39352	ALEN RENARE LEKHULENI VS MINISTER OF POLICE	
6	2017/8475	IDWALA INDUSTRIAL HOLDINGS LIMITED VS AMSERVE EQUIPMENT (PTY) LIMITED	
7	2020/6827	WOOLF KATHRYN LANA VS GREEN LINDA	

8	2019/23360	<p><b>TRAKPROPS 28 (PTY) LIMITED VS BIDVEST SERVICES (PTY) LIMITED</b></p> <p>Plaintiff: Adv G Quixley  Defendant: Adv P J Combrinck SC</p> <p>Estimated duration: 2 – 3 days</p> <p>The plaintiff and Prestige Cleaning Services (Pty) Ltd (Prestige) concluded a written agreement of lease on 13 September 2013, in terms of which the plaintiff let to Prestige the premises situated at Erf 162, 3 Van der Bijl Road, Meadowdale, Ekurhuleni, Gauteng for an initial period of one year from 01 July 2013.</p> <p>On 08 May 2014, the plaintiff and Bidvest Management Solutions (Pty) Ltd (which had changed name from Prestige) entered into an Amendment to Terms of Lease in terms of which the lease of the premises was extended for a period of two years commencing 01 July 2014 and terminating 30 June 2016.</p> <p>On 20 April 2016, the plaintiff and defendant entered into a Second Amendment to Terms of Lease (the “Agreement”) in terms of which the defendant was substituted as tenant in respect of the lease of the premises and the term of the lease period was extended for a further period of three years commencing 01 July 2016 and terminating 30 June 2019.</p> <p>The defendant vacated the premises on 31 December 2017</p> <p>Issues in dispute:  The defendant vacated the premises prematurely and ceased conducting any business from the premises on or about 31 December 2017, in breach of clause 5.3 of the Agreement, which the defendant to keep the premises continuously open for the purposes set out in clause 7.3 of the Agreement;  The defendant failed to pay rental and other charges for the period between January 2018 and April 2019 in breach of the Agreement;  On 06 March 2019 the plaintiff gave notice to the defendant to</p>	<p><b>OLIVIER AJ</b></p> <p>Secretary: Mr P Nkhumishe  E-mail: <a href="mailto:PNkhumishe@judiciary.org.za">PNkhumishe@judiciary.org.za</a></p>
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		<p>remedy its breach of the Agreement;  The defendant failed to remedy its breach and the plaintiff duly cancelled the Agreement on 01 April 2019  As at the date of cancellation of the Agreement, the plaintiff had an accrued right to payment of the rental and other amounts, which amounts remain due, owing and payable to the plaintiff by the defendant;  As a consequence of the defendant's breach of the Agreement, the plaintiff has suffered damages in respect of the fair and reasonable cost of employing security to safeguard the premises while the premises stood vacant and the plaintiff attempted to secure a replacement tenant  The costs incurred by the plaintiff in restoring the premises are costs the plaintiff would not have incurred were it not for the defendant's breach;  The plaintiff's registered number and principal place of business;  Prestige took occupation of the premises on or about the commencement date of 01 July 2013  Virtual hearing – the legal representatives and counsel are practicing from other provinces</p>	
9	2019/34446	<p>MAPHUMULO  MBALENHLE (BORN  MLOTSWA ) VS  MAPHUMULO  NKOSINATHI  INNOCENT</p>	
10	2018/23599	<p>GOTLOT MANGENA  RABOTHATA VS  MPHAKATHI SIPHO  ATTORNEYS</p>	
<b>MATTERS REMOVED FROM THE ROLL BY NOTICE</b>			

**MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL  
CALLING JUDGE**

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.
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.
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 ([TKhumalo@judiciary.org.za](mailto:TKhumalo@judiciary.org.za) / 010 494 8397) timeously to enquire about the enrolment.
4. If the **registrar** 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.
5. Last-minute enquiries will not be accommodated.

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AS ALLOCATED

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG  
MONDAY 07<sup>th</sup> NOVEMBER 2022**

**EVEN THOUGH COURTROOMS ARE ALLOCATED TO JUDGES, 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 THE EVENT OF 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 FRANCIS J
- 9B BEFORE THE HONOURABLE JUDGE YACOOB J
- 9C BEFORE THE HONOURABLE JUDGE SENYATSI J
- 9D BEFORE THE HONOURABLE JUDGE WILSON AJ
- 6F BEFORE THE HONOURABLE JUDGE TERNENT AJ

**UNOPPOSED MOTION**

- GC BEFORE THE HONOURABLE JUDGE MUDAU J
- GD BEFORE THE HONOURABLE JUDGE OPPERMAN J
- GE BEFORE THE HONOURABLE JUDGE DOSIO J

**URGENT APPLICATIONS**

- 9E BEFORE THE HONOURABLE JUDGE FISHER J
- 9F BEFORE THE HONOURABLE JUDGE MIA J

**SPECIAL MOTION**

Video-link BEFORE THE HONOURABLE JUDGE VALLY J  
*2010/50596 THE EXECUTIVE OFFICER OF THE FINANCIAL SERVICES BOARD V  
THE CADAC PENSION FUND AND OTHERS*

**FAMILY COURT**

- 11B BEFORE THE HONOURABLE JUDGE MEYER J
- 11C BEFORE THE HONOURABLE JUDGE DLAMINI J

**SPECIAL INTERLOCUTORY COURT**

- GA BEFORE THE HONOURABLE JUDGE MALINDI J

GB BEFORE THE HONOURABLE JUDGE KUNY J

**SETTLEMENT COURT**

1A BEFORE THE HONOURABLE JUDGE WANLESS AJ

**CASE MANAGEMENT COURT**

Video-link BEFORE THE HONOURABLE JUDGE MSIBI AJ

**TAX COURT**

BEFORE THE HONOURABLE JUDGE MANOIM J

**FULL COURT APPEALS – CRIMINAL**

4A BEFORE THE HONOURABLE JUDGE MABESELEJ  
AND BEFORE THE HONOURABLE JUDGE STRYDOM J  
AND BEFORE HONOURABLE JUDGE STRIJDOM AJ  
*A110/2021*

**FULL COURT APPEALS: CIVIL**

4A BEFORE THE HONOURABLE JUDGE MABESELE J  
AND BEFORE THE HONOURABLE JUDGE STRYDOM J  
AND BEFORE THE HONOURABLE JUDGE STIJDOM AJ  
*A5012/2020*

**PART-HEARD CIVIL TRIAL**

Video-link BEFORE THE HONOURABLE JUDGE MOLAHLEHI J  
*G E POHLMAN obo M F LUYT v MEC FOR HEALTH, GAUTENG (CASE NO: 2014/33632)*

**TRIALS OF LONG DURATION**

8C BEFORE THE HONOURABLE JUDGE WRIGHT J  
*MPHO SABASABA AND ANOTHER v MEC FOR HEALTH, GAUTENG (CASE NO: 2017/9409)*

8A BEFORE THE HONOURABLE JUDGE ADAMS J  
*MTHALANE LINDIWE obo TSHEPANG BUSISIWE MTHALANE v MEC FOR HEALTH, GAUTENG (CASE NO: 2013/37420)*

8D BEFORE THE HONOURABLE JUDGE MAHALELO J

BEFORE THE HONOURABLE JUDGE DIPPENAAR J  
*MOLEFE DIKOKOLE SOPHY obo KGOTSO EDNA v MEC FOR HEALTH, GAUTENG (CASE NO: 2014/15122)*

8F BEFORE THE HONOURABLE JUDGE BARNES AJ

**GENERAL CIVIL TRIALS**

6C BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

6A BEFORE THE HONOURABLE JUDGE FLATELA AJ

6B BEFORE THE HONOURABLE JUDGE OLIVIER AJ

**LAND CLAIMS COURT**

11F BEFORE THE HONOURABLE JUDGE COWEN J



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 PRACTICE DIRECTIVE 02 OF 2022 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 IN PHYSICAL COURT*

*CLOSING DATE TO SUBMIT PRACTICE NOTES:  
MONDAY, 31 OCTOBER 2022*

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
<b>'Y' MATTERS: CLAIMS AGAINST THE RAF, PRASA OR MEC HEALTH, GAUTENG</b>			
<b>MATTERS STANDING DOWN FROM WEDNESDAY, 02 NOVEMBER 2022</b>			

A15	2020/40524	<p>CLENTON MOGABI VS ROAD ACCIDENT FUND</p> <p>Plaintiff: Adv A P den Hartog</p> <p>Defendant: Ms S Ameersingh (Attorney)</p> <p>Default judgment</p> <p>Quantum (loss of income)</p> <p>Estimated duration: 1 – 2 hours (if argued); 1 – 2 days (if evidence led)</p> <p>The defendant filed a substantive application for postponement. The plaintiff opposes the application</p>	<p><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></p>
<b>PART A: CIVIL TRIALS</b>			
1	2018/41263	<p>SIMPHIWE MAUREEN NDEBELE VS ROAD ACCIDENT FUND</p>	<p>No practice note was uploaded to the electronic file – Matter is struck off from the trial roll.</p>
<b>PART B: TRIAL BY DEFAULT JUDGMENT</b>			
<p><b>ALL MATTERS CLASSIFIED “D” “C” “P” OR “F” NOT REQUIRING A JUDICIAL CERTIFICATE OF READINESS</b></p>			
2	2019/25593	<p>ALAN JAY SHERMAN VS AJAY MAHARAJ</p> <p>Plaintiff: Adv N Strathern</p> <p>Defendant: Adv E Phiyega</p> <p>The plaintiffs caused 28% of the shares in Biotech to be transferred to the defendant;</p> <p>The directors being the plaintiffs, resigned as directors and were replaced by the defendant;</p> <p>The control of the company was handed over to the defendant;</p> <p>The plaintiffs breached the agreement;</p> <p>The plaintiff is entitled to claim payment for the balance owing in respect of the shares; and</p> <p>The defendant is entitled to counter-claim</p> <p>Estimated duration: 2 – 3 days</p> <p>Virtual hearing - The second plaintiff is elderly and resident in Mauritius</p>	<p><b>CRUTCHFIELD J</b></p> <p>Secretary: Mr L Molose</p> <p>E-mail: <a href="mailto:LMolose@judiciary.org.za">LMolose@judiciary.org.za</a></p>

3	2017/38105	<b>SHORELINE AUCTIONEERS CC VS THE CITY OF JOHANNESBURG METROPOLITAN MUNICIPALITY</b> Plaintiff: Adv B Gradidge Defendant: Adv M Dlamini SC A claim for compensation in terms of section 12 of the Expropriation Act 63 of 1975 Estimate duration: 2 days Pre-trial conference: 21 May 2021; 19 October 2022	<b>FLATELA AJ</b> Secretary: Mr T Senoko E-mail: <a href="mailto:TSenoko@judiciary.org.za">TSenoko@judiciary.org.za</a>
4	2013/11725	<b>LAEVELD SITRUS (PTY) LIMITED VS TRANSNET LIMITED</b>	Matter is removed from the trial roll by notice
5	2016/39352	<b>ALEN RENARE LEKHULENI VS MINISTER OF POLICE</b>	No practice note was uploaded to the electronic file – A note on the electronic file indicates that the trial date is 22 February 2023
6	2017/8475	<b>IDWALA INDUSTRIAL HOLDINGS LIMITED VS AMSERVE EQUIPMENT (PTY) LIMITED</b> Plaintiff: Adv J G Smit Defendant: Adv F P Strydom Pre-trial conference: 08 February 2022 Estimated duration: 3 – 5 days Claim for damages arising from defendant's breach of contract	<b>OLIVIER AJ</b> Secretary: Mr P Nkhumishe E-mail: <a href="mailto:PNkhumishe@judiciary.org.za">PNkhumishe@judiciary.org.za</a>
7	2020/6827	<b>WOOLF KATHRYN LANA VS GREEN LINDA</b>	Matter is removed from the trial roll by notice

8	2019/23360	<p><b>TRAKPROPS 28 (PTY) LIMITED VS BIDVEST SERVICES (PTY) LIMITED</b></p> <p>Plaintiff: Adv G Quixley  Defendant: Adv P J Combrinck SC</p> <p>Estimated duration: 2 – 3 days</p> <p>The plaintiff and Prestige Cleaning Services (Pty) Ltd (Prestige) concluded a written agreement of lease on 13 September 2013, in terms of which the plaintiff let to Prestige the premises situated at Erf 162, 3 Van der Bijl Road, Meadowdale, Ekurhuleni, Gauteng for an initial period of one year from 01 July 2013.</p> <p>On 08 May 2014, the plaintiff and Bidvest Management Solutions (Pty) Ltd (which had changed name from Prestige) entered into an Amendment to Terms of Lease in terms of which the lease of the premises was extended for a period of two years commencing 01 July 2014 and terminating 30 June 2016.</p> <p>On 20 April 2016, the plaintiff and defendant entered into a Second Amendment to Terms of Lease (the “Agreement”) in terms of which the defendant was substituted as tenant in respect of the lease of the premises and the term of the lease period was extended for a further period of three years commencing 01 July 2016 and terminating 30 June 2019.</p> <p>The defendant vacated the premises on 31 December 2017</p> <p>Issues in dispute:  The defendant vacated the premises prematurely and ceased conducting any business from the premises on or about 31 December 2017, in breach of clause 5.3 of the Agreement, which the defendant to keep the premises continuously open for the purposes set out in clause 7.3 of the Agreement;  The defendant failed to pay rental and other charges for the period between January 2018 and April 2019 in breach of the Agreement;  On 06 March 2019 the plaintiff gave notice to the defendant to</p>	<p><b>OLIVIER AJ</b></p> <p>Secretary: Mr P Nkhumishe  E-mail: <a href="mailto:PNkhumishe@judiciary.org.za">PNkhumishe@judiciary.org.za</a></p>
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		<p>remedy its breach of the Agreement;  The defendant failed to remedy its breach and the plaintiff duly cancelled the Agreement on 01 April 2019  As at the date of cancellation of the Agreement, the plaintiff had an accrued right to payment of the rental and other amounts, which amounts remain due, owing and payable to the plaintiff by the defendant;  As a consequence of the defendant's breach of the Agreement, the plaintiff has suffered damages in respect of the fair and reasonable cost of employing security to safeguard the premises while the premises stood vacant and the plaintiff attempted to secure a replacement tenant  The costs incurred by the plaintiff in restoring the premises are costs the plaintiff would not have incurred were it not for the defendant's breach;  The plaintiff's registered number and principal place of business;  Prestige took occupation of the premises on or about the commencement date of 01 July 2013  Virtual hearing – the legal representatives and counsel are practicing from other provinces</p>	
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9	2019/34446	<b>MAPHUMULO MBALENHLE (BORN MLOTSWA) VS MAPHUMULO NKOSINATHI INNOCENT</b> Plaintiff: Adv T J Machaba SC and Adv S G Maritz Defendant: Adv van Niekerk SC Estimated duration: 1 hour The plaintiff intends to remove the matter from the trial roll, but the defendant has not yet consented If no consent granted, the plaintiff will apply for a postponement Pre-trial conference: 15 July 2021, 25 February 2022, 20 October 2022 Divorce (customary marriage; validity of ante-nuptial contract concluded of the civil marriage) Plaintiff contends that matter is not trial ready	<b>MAHALELO J</b> Secretary: Mr G Lebelo E-mail: <a href="mailto:GLEbelo@judiciary.org.za">GLEbelo@judiciary.org.za</a>
10	2018/23599	<b>GOTLOT MANGENA RABOTHATA VS MPHAKATHI SIPHO ATTORNEYS</b> Plaintiff: Adv C Z Muza Defendant: Adv C Grant Estimated duration: 1 – 2 days Professional negligence - Attorneys' failure to prosecute claim against Minister of Police causing claim to prescribe Merits and quantum Pre-trial conference: 22 May 2022 Defendant contends that matter is not ready – there are outstanding applications to amend in terms of Rule 28	<b>BARNES AJ</b> Secretary: Ms K Netshivhale E-mail: <a href="mailto:Netshivhale@judiciary.org.za">Netshivhale@judiciary.org.za</a>
<b>MATTERS REMOVED FROM THE ROLL BY NOTICE</b>			

**MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL  
CALLING JUDGE**

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.
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.
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 ([TKhumalo@judiciary.org.za](mailto:TKhumalo@judiciary.org.za) / 010 494 8397) timeously to enquire about the enrolment.
4. If the **registrar** 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.
5. Last-minute enquiries will not be accommodated.

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**OFFICE OF THE CHIEF JUSTICE  
REPUBLIC OF SOUTH AFRICA**

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Office of the Registrar of the High Court Of South Africa, Gauteng Division, Pretoria  
Private Bag/Privaatsak X67, Pretoria, 0001  
Tel No: (012) 315 7614 Fax No: 012 3151995

**Opposed Motions Roll**  
**07 NOVEMBER 2022**

**ALLOCATION AND DIRECTIVES**

1. All matters to be heard in open court.
2. A hard copy file of the relevant papers for these motions is to be delivered to the Judge's Registrar no later than 1 court day prior to the date and time of allocation.

**Before the Honourable Justice FERREIRA AJ**

1.	APTITUDE TRADING VS CITY OF TSHWANE	33009/22  <b>Allocated for hearing Monday, 7 November 2022 @ 10h00</b>
2.	COMPENSATION SOLUTIONS VS COMPENSATION COMMISSIONER +2	53423/21  <b>Allocated for hearing Wednesday, 9 November 2022 @ 14h00</b>
3.	SABLE HILLS VS JM MINNAAR	28537/22  <b>Allocated for hearing Tuesday, 8 November 2022 @ 10h00</b>



4.	MAR INTERNATIONAL VS COUNTER POINT +1	27759/21  <b>Allocated for hearing Wednesday, 9 November 2022 @ 10h00</b>
5.	COMPENSATIONS SOLUTIONS VS COMPENSATION COMMISSIONER	50586/21  <b>Allocated for hearing Wednesday, 9 November 2022 @ 14h00</b>
6.	NEDBANK VS P SKEYI	75310/19  <b>Allocated for hearing Wednesday, 9 November 2022 @ 14h00</b>
7.	ABSA BANK VS IN BJORKMAN	40848/20  <b>Allocated for hearing Thursday, 10 November 2022 @ 10h00</b>
8.	ANMANI ESTATES VS S MABENA	55669/21  <b>Allocated for hearing Thursday, 10 November 2022 @ 10h00</b>
9.	A SIMAAN VS H KITELE	19506/17  <b>Allocated for hearing Thursday, 10 November 2022 @ 11h30</b>



**BEFORE THE HONOURABLE JUSTICE N DAVIS**

**GAUTENG DIVISION, PRETORIA**

**OPPOSED APPLICATION FOR 7- 11 NOVEMBER 2022**

**COURT A AT THE PALACE OF JUSTICE**

**MONDAY 7 NOVEMBER 2022 AT 10H00**

23. VRESTHENA (PTY) LTD t/a NEWLANDS PLAZA CENTRE v  
THE CITY OF TSHWANEMETROPOLITAN MUNICIPALITY 008388/22

2. FIRSTRAND BANK LIMITED v  
VENDOR MANagementsOLUTIONS (PTY) LTD 60877/20

**MONDAY 7 NOVEMBER 2022 AT 10H45**

3. HYPROP INVESTMENTS LIMITED v MODA FREIGHT  
SERVICES CC t/a BROW ARCHITECT HASSAN MEHMOOD  
VARACHIA 42434/21

**MONDAY 7 NOVEMBER 2022 AT 11H30**

5. THUNGELA OPERATIONS (PTY) LTD v  
XAKWA COAL (PTY) LTD & OTHERS 24010/22

**TUESDAY 8 NOVEMBER 2022 AT 10H00**

39. ABSA BANK LTD v THABISO MPHESANE RAMPHADI 37967/21
15. NELSON LOGISTICS CC & ANOTHER v  
FREIGHTLINER FINANCE AND INSURANCE,  
A DIVISION OF MERCEDES-BENZ FINANCIAL SERVICES  
SOUTH AFRICA (PTY) LTD 50025/19
28. FIRSTRAND BANK LIMITED v  
EDWARD ANDREW CONNOLLY 58581/21

**TUESDAY 8 NOVEMBER 2022 AT 11H30**

20. HIELKE HEIDEMA v THE PROFESSION BOARD FOR  
OPTOMETRY & DISPENSING OPTICIANS OF THE HEALTH  
PROFESSIONS COUNCILS OF SOUTH AFRICA & OTHERS 87745/19
35. ANOOSHKUMAR ROOPLAL N. O. v  
MMUSO SOLOMON PELESA 22424/20

**WEDNESDAY 9 NOVEMBER 2022 AT 10H00**

17. WALIKING ON WATER TELEVISION (PTY) LTD v  
INDEPENDENT COMMUNICATIONS AUTHORITY OF  
SOUTH AFRICA & OTHERS 33963/21

**WEDNESDAY 9 NOVEMBER 2022 AT 11H30**

30. SHAMIM KHAN v  
HEALTH PROFESSIONS COUNCIL OF SOUTH AFRICA 61056/21

**WEDNESDAY 9 NOVEMBER 2022 AT 12H00**

41. O M MOKGOTHU v DEPARTMENT OF HOME AFFAIRS 37447/22

**WEDNESDAY 9 NOVEMBER 2022 AT 14H00**

57. H GREYLING v W GREYLING 011274/22

**THURSDAY 10 NOVEMBER 2022 AT 09H30**

58A. K R LOBELO v MINISTER OF HOME ARRARS & ANOTHER 52474/19

**THURSDAY 10 NOVEMBER 2022 AT 10H00**

29. THE SOUTH AFRICAN ARMS & AMMUNITION DELEAR'S  
ASSOCIATION v MINISTER OF POLICE & OTHERS 72624/19

**THURSDAY 10 NOVEMBER 2022 AT 11H30**

37. NEDBANK LIMITED v JACQUES DAVIS STROH & OTHERS 22990/22

**THURSDAY 10 NOVEMBER 2022 AT 12H00**

41. R S GAMA v ROAD ACCIDENT FUND 36533/11