

**IN DIE HOOGGEREGSHOF VAN SUID-AFRIKA  
(KAAP DIE GOEIE HOOP PROVINSIALE AFDELING)**

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**KAAPSTAD: DINSDAG die 25ste dag van NOVEMBER 2008**

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**DERDE AFDELING: HOF NO. 16 OM 10h00 V.M.**

**VOOR HAAR EDELE WAARNEMENDE REGTER PRESIDENT TRAVERSO**

**BEVELE NISI (RULES NISI)**

- 1 Fine Bros (Pty) Ltd vs Cape Town Market Containers (Pty) Ltd -  
Likwidasie (Liquidation) 13965/08
- 2 Absa Bank Limited vs Colbern Abrasives CC – Likwidasie (Liquidation)  
16875/08
- 3 Heneways Logistics (Pty) Ltd vs National Transmission and Industrial  
CC – Likwidasie (Liquidation) 14949/08
- 4 South Atlantic Solutions CC vs K Pillay – Anton Pillar 18760/08
- 5 A Levin N.O. & 2 ander vs Registrar of Deeds, Cape Town & 1 ander -  
Verwydering van titelakte (Removal of title deed) 18538/08

**VOORLOPIGE VONNIS (PROVISIONAL SENTENCE)**

- 6 Fazah Investments (Pty) Ltd vs Pointcliffe Investments (Pty) Ltd -  
Geld Verskuldig (Monies Owing) 18359/08

**SUMMIERE VONNISSE (SUMMARY JUDGMENTS)**

- 7 Business Partners Ltd vs Q Omer – Verband (Bond) 11377/08
- 8 D A Kleingeld & 17 ander vs Road Accident Fund - Skadevergoeding  
(Damages) 16376/08
- 9 Lighting Innovations (Pty) Ltd vs Goddard Electrical Contractors  
(Pty) Ltd – Geld Verskuldig (Monies Owing) 16509/08
- 10 Standard Bank of South Africa Ltd vs J Calitz & 1 ander - 15870/08  
Verband (Bond)

- 11 Tagisa Communications CC vs The Youth Commission of Western Cape -  
Geld Verskuldig (Monies Owing) 14704/08

AANSOEKE (APPLICATIONS)

- 12 Absa Bank Limited vs Cape Cold Freight CC – Likwidasie (Liquidation)  
19033/08
- 13 Go Fresh (Pty) Ltd – Vrywillige Likwidasie (Voluntary Liquidation)  
19167/08
- 14 Absa Bank Limited vs Be Vest 0043 (Pty) Ltd – Likwidasie  
(Liquidation) 19323/08
- 15 Firststrand Bank Limited vs Vynide (pty) Ltd – Likwidasie (Liquidation)  
19230/08
- 16 N Bekker – Vrywillige Boedeloorgawe (Voluntar Surrender) 19311/08
- 17 W C Bester – Vrywillige Boedeloorgawe (Voluntary Surrender)19388/08
- 18 K Claasen – Kurator ad Litem (Curator ad Litem) 19257/08
- 19 L Willemse – Kurator ad Litem (Curator ad Litem) 19441/08
- 20 S H Macedo – Rehabilitasie (Rehabilitation) 17782/08
- 21 S R P Byrne vs T Eksteen – Wysiging van Skikkingsakte (Variation  
Of Consent Paper) 8644/08
- 22 Sebiso 675 (Pty) Ltd vs F D Van Schalkwyk – Geld Verskuldig  
(Monies Owing) 3378/08
- 23 M N Ebrahim vs Mec for Health (The Western Cape) - Blootlegging  
(Discovery) 5717/08
- 24 Western Province Laundry Consulting Services (Pty) Ltd vs Grootte  
Schoor Hospital & 1 ander – Interdik (Interdict) 19335/08
- 25 Nedbank Limited vs B C Partners (Pty) Ltd & 2 ander – Verklarende Bevel  
(Declaratory Order) 19166/08

- 26 B A Bakers & 1 ander vs Joao Ferreira Gallery CC – Verklarende Bevel  
(Declaratory Order) 17755/08
- 27 BMW Financial Services (SA) (Pty) Ltd vs Santam Limited & 1 ander -  
Verklarende Bevel (Declaratory Order) 18416/08
- 28 Clover SA (Pty) Ltd vs Molenstroom Melk t/a Fresh – Verklarende Bevel  
(Declaratory Order) 12151/08
- 29 C A Hattingh & 6 ander vs Sunset Beach Trading 147 CC & 1 ander -  
Verklarende Bevel (Declaratory Order) 19217/08
- 30 African Dawn Property Transfer Finance 1 (Pty) Ltd vs 16209/08  
Quattro Management Services (Pty) Ltd & 3 ander – Kansellasië van lening  
(Cancellation of loan)
- 31 Absa Bank Limited vs Tryphin Liquors CC – Perfektering (Perfection)  
13536/08
- 32 N S Viljoen & 1 ander vs H J Viljoen & 3 ander – Opskorting van lasbrief  
(Suspension of warrant) 1486/05
- 33 A M Rejaldien vs Master of the High Court & 6 ander – Testament (Will)  
18029/08
- 34 H S Van Zyl & 1 ander vs Registrar of Deeds (Cape Town) - 18530/08  
Verlenging (Extention)
- 35 J Petersen vs Road Accident Fund – Arbitrasietoekenning (Arbitration  
Award) 19026/08
- 36 Premier Fishing SA (Pty) Ltd & 4 ander vs Minister of Environmental  
and Tourism & ander – Hersiening (Review) 7244/07

#### EGSKEIDINGS (DIVORCES)

- 37 S vs A Cassiem 17347/08
- 38 S vs A J Botes 16953/08
- 39 O B vs C E O'Connell 17265/08

40	P M-J G vs D R Faller	17443/08
41	J-L vs L P Groenewald	15862/08
42	G vs G P Solomon	17237/08
43	H vs H R Venter	17318/08
<u>REëLS 43 (RULES 43)</u>		
44	H P vs A Ostendorf	4846/07
44A	E E vs S C Cilliers	15385/08
45	G vs S J Van Rooijen	14672/08
46	E vs P D Smit	16881/08 & 17393/07

DINSDAG 25 NOVEMBER 2008AFDELING 1AFDELING 2AFDELING 3AFDELING 4SIVIELE SAKE

1840/07	Matilda Kiewiets vs Road Accident Fund	Skadevergoeding/Damages
53/07	Elbie Zingiwe Dayimani vs Road Accident Fund	Skadevergoeding/Damages
8760/02	Donovan Newman vs Road Accident Fund	Skadevergoeding/Damages
5765/06	Louisa A P Ahmed vs Ismail Ahmed	Verklarende Bevel/ Declaratory Order
10647/06	Anne Helen Elizabeth Van Leeve vs David Thomas Van Leeve	Egskeiding/Divorce
12259/06	August C Goliath vs Road Accident Fund	Skadevergoeding/Damages
AC 1/07	Muller-Steel Hauliers CC vs Maersk Link UK Ltd	Geld Verskuldig/Monies
Owing		
8742/03	Pieter Johannes Van Heerden vs The Road Accident Fund	Skadevergoeding/Damages
5705/05	Coenraad Thiart vs Johanna C Schrauwen	Geld Verskuldig/Monies
Owing		
1073/06	Phillip S Joernaal vs Road Accident Fund	Skadevergoeding/Damages
5363/04	Elizabeth M Barkhuysen vs Die Overstrand Munisipaliteit	Interdik/Interdict
14588/07	Royalene Griffiths vs Barend M P Potgieter & 1 ander	Verklarende Bevel/ Declaratory Order
5958/06	Cathleen A Snyman vs Minister-Defence	Skadevergoeding/Damages
8530/05	Hermanus Janse Van Noordwyk vs Road Accident Fund	Skadevergoeding/Damages
7382/04	Prophel Fifty Four (Pty) MLtd vs Mariaan Aletta Basson	Ooreenkoms/Agreement
9787/08	Pasco Packaging CC vs Wood Fibre Products CC	Geld Verskuldig/Monies
Owing		
11080/99	Cosol Ltd t/a Gxonsol Glass vs Twee Jonge Gezellen (Pty) Ltd	
12151/08	Clover SA (Pty) Ltd vs Molenstroom Melk	Intedik/Interdict
15972/08	The Family Advocate Cape Town & 1 ander vs Elizabeth Maria Murphy	Toegang/Access
16593/08	Andrew Thomas Sampson vs Michelle Ann Sampson	
16685/08	Andrew Thomas Sampson vs Michelle Ann Sampson Johann Marais & Associates	
12901/08	Oribel Properties 13 (Pty) Ltd vs Blue Dot Properties	Toesig/Custody

271 (Pty) Ltd & 6 ander

STRAFSAKE

<u>AFDELING A</u>	S vs Y Chao & 18 ander
<u>AFDELING B</u>	S vs S Mangena
<u>AFDELING C</u>	S vs A Lottering
<u>AFDELING D</u>	S vs T Letsoenya
<u>AFDELING E</u>	S vs R Mthelo
<u>AFDELING F</u>	S vs M Van der Westhuizen
<u>AFDELING G</u>	S vs S Nikani
<u>AFDELING H</u>	S vs J Cloete & 3 ander
<u>AFDELING I</u>	
<u>AFDELING J</u>	
<u>AFDELING K</u>	S vs M Mtakati & 9 ander





























