

**IN DIE HOË HOF VAN SUID-AFRIKA
(WES-KAAP HOË HOF)**

KAAPSTAD: DONDERDAG, die 15de dag van OKTOBER 2009

DERDE AFDELING: HOF NR. 6 OM 10H00 v.m.

VOOR SY EDELE REGTER CLEAVER

BEVELE NISI (RULES NISI)

1	A de Waal vs Storming Bull Investments 14 (Pty) Ltd - Sekwestrasie (Sequestration)	18515/09
2	Y Ganief vs I Abrahams – Sekwestrasie (Sequestration)	19718/09
2A	I Norman vs C H O Smit – Sekwestrasie (Sequestration)	17941/09
3	C Boshoff t/a De Waal Boshoff Attorneys vs Genesis Property Holdings Ltd – Likwidasie (Liquidation)	18047/09
4	K du Venage vs Westand Investments 1099 CC – Likwidasie (Liquidation)	18041/09
5	Invela Financial Corporation (Pty) Ltd vs Full Sail 65 (Pty) Ltd - Likwidasie (Liquidation)	18046/09
6	H W Barlow vs Varideals 138 (Pty) Ltd – Geregtelike Bestuur (Judicial Management)	17957/09
7	Absa Bank Ltd vs Vision direct 116 CC t/a Kore Technologies & 1 ander – Perfektering (Perfection)	15434/09
8	G Southgate vs C Muller – Toesig & Toegang (Custody & Access)	15029/09
9	M vs E S Ulrich & 1 ander – Verklarende Bevel (Declaratory Order)	16841/09

VOORLOPIGE VONNIS (PROVISIONAL SENTENCE)

10	J van der Burgh vs G A Coetzee – Geld Verskuldig (Monies Owing)	18255/09
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VERSTEK VONNIS (DEFAULT JUDGMENT)

11	Expectra 446 (Pty) Ltd vs J G Liebenberg & 1 ander - Geld Verskuldig (Monies Owing)	15418/09
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SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

12	Circuit Breaker Industries (Pty) Ltd vs Mr D B Pietersen & 2 ander – Geld Verskuldig (Monies Owing)	18623/09
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13	B E Ebden vs AKP Trading 79 (Pty) Ltd t/a Prosport International - Ooreenkoms (Agreement)	17865/09
14	Flexo-Thene Plastics (Pty) Ltd vs I.Q. Manufacturing CC & 1 ander – Ooreenkoms (Agreement)	18684/09
15	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs I B Williams & 1 ander – Geld Verskuldig (Monies Owing)	14267/09
16	Firststrand Bank Ltd t/a Wesbank vs Ramalopo Distribution C. C. - Geld Verskuldig (Monies Owing)	13050/09
17	Firststrand Bank Ltd vs B B Bezuidenhout & 1 ander – Verbandakte (Mortgage Bond)	11781/09
18	Grayston Conduit 1 (Pty) Ltd vs M R Foden & 1 ander - Geld Verskuldig (Monies Owing)	15014/09
19	Investec Private Bank a division of Investec Bank vs V Mpati & 1 ander – Verband (Bond)	18532/09
20	Manor Life (Pty) Ltd vs R Allsop – Ooreenkoms (Agreement)	11987/09
21	Nitrophoska (Pty) Ltd vs I C Rust – Geld Verskuldig (Monies Owing)	17017/09
22	Single & Single (Pty) Ltd vs Morton News Trading 128 CC - Geld Verskuldig (Monies Owing)	15415/09
23	The Standard Bank of South Africa Ltd vs Wise Gnome Trade 40 CC & 1 ander – Verband (Bond)	15577/09
24	Standard Bank of SA Ltd vs Seriso 321 CC & 2 ander - Ooreenkoms (Agreement)	15944/09
25	The Standard Bank of South Africa Ltd vs J Boltman & 4 ander - Geld Verskuldig (Monies Owing)	17965/09

AANSOEKE (APPLICATIONS)

26	K F Williams – Vrywillige Boedeloorgawe (Voluntary Surrender)	21366/09
27	J Williams – Vrywillige Boedeloorgawe (Voluntary Surrender)	21367/09
28	C M Hathorn N.O. & 1 ander vs Yeigo Communications (Pty) Ltd - Likwidasie (Liquidation)	20948/09
29	Sunset Bay Trading 335 (Edms) Bpk vs Genesis Property Holdings Bpk - Likwidasie (Liquidation)	18048/09
30	Absa Bank Ltd vs Golfcon (Pty) Ltd – Likwidasie (Liquidation)	20331/09

31	C B Schulman vs Schulman's Linen (Pty) Ltd – Likwidasie (Liquidation)	21058/09
32	B J Nortje t/a Barry Nortje Attorneys vs Rony Developments (Pty) Ltd - Likwidasie (Liquidation)	18707/09
33	Credit Temps (Pty) Ltd & 2 ander vs Your Move Personnel & 5 ander - Anton Pillar	13218/09
34	W Kader & 1 ander – H.V.K. (A.N.C.)	21024/09
35	M Solomons - Kurator ad Litem (Curator ad Litem)	21326/09
36	B N Lairi – Kurator ad Litem (Curator ad Litem)	21320/09
37	J J Steenkamp N.O. in re H Marais vs N J Marais – Mandement van Spolie (Spoliation Application)	2230/09
38	Kimberley Diamond Works (Pty) Ltd vs Cape Shore Investments (Pty) Ltd – Besitneming (Possession)	16894/09
39	A Ismail vs V J Singh – Minagting van die Hof (Contempt of Court)	16940/09
40	Customer Feedback Systems South Africa (Pty) Ltd vs New Clicks South Africa (Pty) Ltd & 1 ander – Voeging (Joinder)	20037/08
41	Hemel en Aarde Bk vs Proc-Broc (Edms) Bpk h/a Procurement Services - Verhoorbesonderhede (Trial Particulars)	10732/06
42	Pivot Transport (Pty) Ltd vs P Burger N.O. – Blootlegging (Discovery)	926/09
43	Zeda Car Leasing (Pty) Ltd t/a Avis Fleet Services vs A C B Smith - Blootlegging (Discovery)	17155/07
44	S V Nkolobe vs The Road Accident Fund – Blootlegging (Discovery)	15053/08
45	D Williams & 2 ander vs F M Rasper & 8 ander – Interdik (Interdict)	18549/09
46	A S Basson N.O. & 1 ander vs Absa Bank Ltd – Interdik (Interdict)	21013/09
47	J E van Staden & 4 ander vs L Knoetze & 1 ander -	20738/08
48	P Lawson vs Schmidhauser Electrical CC – Tersydestelling van Eis (Setting Aside of Plea)	7596/07
49	L H Beets vs P Smith – Opheffing van Uitspraak (Rescission of Judgment)	5570/09
50	P H J Gerber vs A Smith – Om Af te Dwing (To Compel)	18307/09
51	R R Ziervogel vs R J de Jong – Opheffing van Uitspraak (Rescission of Judgment)	9257/04

52	H vs P R Wagstaff – Verklarende Bevel (Declaratory Order)	5463/08
53	Ebenezer Village (a company limited by Guarantee) vs R J Koopman & 2 ander – Verklarende Bevel (Declaratory Order)	20952/09
54	S O Balashenko vs W Lee-Warden & 1 ander – Verklarende Bevel (Declaratory Order)	20953/09 + 21072/09

EGSKEIDINGS (DIVORCES)

55	R vs S Abrahams	18998/09
56	Z S vs A C Alexander	12476/09
57	S vs A M Aspeling	14547/07
58	F vs L H Gohse	19571/09
59	P F vs A J de Wit	20396/09
60	N vs J Hendricks	18673/09
61	L L vs F W Londt	19553/09
62	M S vs G L Matomela	11161/09
63	T S Nathan vs M N J Ronne	17983/09
64	M I vs L R Rainier	6739/09
65	R vs D Share	19676/09
66	H J vs L Wolmarans	19370/09

REël 43 (RULE 43)

67	A M G vs C Longano	17757/09
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AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

4464/07	<u>SIVIELE SAKE</u> Marilyn C Cornelius vs Road Accident Fund Skadevergoeding/Damages
7139/07	Nomfuso L. Lugalo vs Road Accident Fund Skadevergoeding/Damages
10491/06	Helena Johannes Mommen vs Hilmar Luckhoff Inc. Skadevergoeding/Damages
4402/07	Phangilita Mkrola vs Road Accident Fund Skadevergoeding/Damages
7396/06	Emma Theodora Burger vs Nicolaas Johannes Burger
12916/06	N Mafanya vs Road Accident Fund Skadevergoeding/Damages

6780/07	Stainless Solutions Ltd vs JCR Sub-Contractors CC & 3 ander Ooreenkoms/Agreement
3285/05	Industrial Anodising (Pty) Ltd vs Mr Achmat Amardien Geld Verskuldig/Monies Owing
1080/06	Lukhanyo Ndandani vs Road Accident Fund Skadevergoeding/Damages
1731/06	A M Transport CC vs Pleroma (Pty) Ltd & 2 ander Geld Verskuldig/Monies Owing
9582/06	Smartforce CC t/a Nisfa Enterprises vs N & N Management Services CC Geld Verskuldig/Monies Owing
8276/07	Bongani A Gqola vs Road Accident Fund Skadevergoeding/Damages
10511/07	Sarah Lea Mary de Jongh vs Charles Barden de Jongh
12796/07	Shafiek Hokim vs Road Accident Fund Skadevergoeding/Damages
14407/08	Ocean Basket Holdings (Pty) Ltd vs & 1 ander vs Praxos 383 CC & 1 ander Interdik/Interdict
15961/08	Carlos Antony Neves & 1 ander vs Merlico 148 CC & 1 ander Interdik/Interdict
5958/06	Cathleen A Snyman vs Minister – Defence Skadevergoeding/Damages
20738/08	Johannes Erasmus van Staden vs Leon Knoetze N.O. & 4 ander Verklarende Bevel/Declaratory Order
865/09	Rochelle Plastics CC vs Vinallti (Pty) Ltd
7480/06	Jade Ltd Fze vs Heriko Aries Geld Verskuldig/Monies Owing

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STRAFSAKE

<u>AFDELING A</u>	S vs S Nkantini & 1 ander
<u>AFDELING B</u>	S vs Q Marinus & 14 ander S vs E Koopman
<u>AFDELING C</u>	S vs L Hlengisa & 2 ander S vs Z Saloman & 4 ander
<u>AFDELING D</u>	S vs L Zaza & 8 ander
<u>AFDELING E</u>	S vs T Y Nzukama
<u>AFDELING F</u>	S vs J Johnson & ander
<u>AFDELING G</u>	S vs J Roberts
<u>AFDELING H</u>	S vs D P Adams & 2 ander S vs B J Vellem & 4 ander
<u>AFDELING I</u>	S vs M Mtakati & 9 ander
<u>AFDELING J</u>	S vs Y Chao & 18 ander
<u>AFDELING K</u>	S vs T Mdunge & 5 ander S vs C Buyiselwa & 1 ander
<u>AFDELING L</u>	
<u>AFDELING M</u>	