

IN DIE HOë HOF VAN SUID-AFRIKA

WES-KAAP HOë HOF, KAAPSTAD

KAAPSTAD: DONDERDAG die 22ste dag van Oktober 2009

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

VOOR SY EDELE REGTER YEKISO

BEVELE NISI (RULES NISI)

- | | | |
|----|---|----------|
| 1 | B J Nortje t/a Barry Nortje Attorneys vs E Prinsloo – Sekwestrasie (Sequestration) | |
| | 19016/09 | |
| 2 | I Grobler vs Afriworld 172 CC – Likwidasie (Liquidation) | 18594/09 |
| 3 | Absa Bank Limited vs Green Willows Properties 178 (Pty) Ltd -
Likwidasie (Liquidation) | 18667/09 |
| 4 | Removed | |
| 5 | I L Rossouw N.O. & 3 ander – Verklarende Bevel (Declaratory Order) | 16568/09 |
| 6 | Mercedes Benz Financial Services South Africa (Pty) Ltd vs E Janse Van Vuuren
– Besitneming (Possession) | 20893/09 |
| 7 | Mercedes Benz Financial Services South Africa vs S De Villiers -
Besitneming (Possession) | 20912/09 |
| 8 | Mercedes Benz Financial Services South Africa vs S B Mjongile -
Besitneming (Possession) | 20894/09 |
| 9 | Mercedes Benz Financial Services South Africa (Pty) Ltd vs
S Stene – Besitneming (Possession) | 20911/09 |
| 10 | Mercedes Benz Financial Services South Africa (Pty) Ltd vs
J N Rabie – Besitneming (Possession) | 19801/09 |
| 11 | Mercedes Benz Financial Services South Africa (Pty) Ltd vs
F A Batts – Besitneming (Possession) | 19805/09 |
| 12 | Mercedes Benz Financial Services South Africa (Pty) Ltd vs
J A F Nel – Besitneming (Possession) | 19802/09 |
| 13 | Mercedes Benz Financial Services South Africa (Pty) Ltd vs A P Geyer
– Besitneming (Possesie) | 19804/09 |

14	Mercedes Benz Financial Services South Africa (Pty) Ltd vs T Louw - Besitneming (Possession)	19803/09
15	Mercedes Benz Financial Services South Africa (Pty) Ltd vs S Polizzi – Besitneming (Possession)	16634/09
16	Mercedes Benz Financial Services South Africa (Pty) Ltd vs K I Lodewick - Besitneming (Possession)	16633/09
17	Mercedes Benz Financial Services South Africa (Pty) Ltd vs K I Lodewick - Besitneming (Possession)	16632/09

VERSTEK VONNISSE (DEFAULT JUDGMENTS)

18	Standard Bank of SA Limited vs Premier Attraction 708 CC t/a St Elmo's Plumstead & 1 ander – Geld Verskuldig (Monies owing)	21002/09
19	M R vs B W Mtsolongo – Skadevergoeding (Damages)	4269/09

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

20	W R Schroeder vs Invest Afrique (Pty) Ltd – Geld Verskuldig (Monies Owing)	16055/09
21	Standard Bank of South Africa Limited vs W E Strydom - Verbandakte (Mortgage Bond)	10940/09
22	Windworth Holdings (Pty) Ltd vs S Mlonzi – Geld Verskuldig (Monies Owing)	16648/09
23	Absa Bank Limited vs Faulcenier 201 (Pty) Ltd & 1 ander – Verband (Bond)	18627/09
24	Absa Bank Limited vs Faulcenier 201 (Pty) Ltd & 1 ander – Verband (Bond)	19452/09
25	Trustees Indertyd van die Monitor Trust Nr T2711/94 vs W A Weir - Geld Verskuldig (Monies Owing)	16770/09
26	NCP Alcohols (Pty) Ltd vs D Barnard N.O. & 3 ander – Ooreenkoms (Agreement)	19579/09
27	Standard Bank of SA Limited vs Apex Western Cape Cash Control Solutions CC - Ooreenkoms (Agreement)	16044/09
28	Mercedes Benz Financial Services South Africa (Pty) Ltd vs Brainwave Projects CC – Ooreenkoms (Agreement)	14376/09
29	Mercedes Benz Financial Services South Africa (Pty) Ltd vs Homolang Trading (Pty) Ltd & 3 ander – Ooreenkoms (Agreement)	18057/09
30	Mercedes Benz Financial Services South Africa (Pty) Ltd vs D T Mohapi -	

	Ooreenkoms (Agreement) 18745/09	
31	Mercedes Benz Financial Services South Africa (Pty) Ltd vs Dulcie Transport CC – Ooreenkoms (Agreement)	17459/09
32	Mercedes Benz Financial Services South Africa (Pty) Ltd vs Homolang Trading (Pty) Ltd & 3 ander – Ooreenkoms (Agreement)	18020/09
33	Mercedes Benz Financial Services South Africa (Pty) Ltd vs Homolang Trading (Pty) Ltd & 2 ander – Ooreenkoms (Agreement)	18022/09
34	Mercedes Benz Financial Services South Africa (Pty) Ltd vs Homolang Trading (Pty) Ltd & 2 ander – Ooreenkoms (Agreement)	18023/09
35	Mercedes Benz Financial Services South Africa (Pty) Ltd vs D T Mohapi - Ooreenkoms (Agreement)	13632/09
36	Mercedes Benz Financial Services South Africa (Pty) Ltd vs Dulcie Transport CC - Ooreenkoms (Agreement)	17473/09
37	Tygerberg Minolta (Pty) Ltd vs Ozprint CC – Lewering van goedere (Delivery of goods)	20019/09

AANSOEKE (APPLICATIONS)

38	S H Ehlers vs L R Van Aswegen & 1 ander – Sekwestrasie (Sequestration) 21328/09	
39	Falck Ing vs H G P Van Rhyn – Sekwestrasie (Sequestration)	21767/09
40	Falck Ing vs J Fourie – Sekwestrasie (Sequestration) 21766/09	
41	J R Cezanne-Gauché vs H Olivier & 1 ander – Sekwestrasie (Sequestration)	21765/09
42	Cyto Vita (Pty) Ltd & 1 ander vs B Langeveldt N.O. & 1 ander - Sekwestrasie (Sequestration)	18917/09
43	Dr C Liebetrau Ingelyf vs E F Meyer & 1 ander – Sekwestrasie (Sekwestrasie)	21829/09
44	D Van der Mescht vs L Van der Mescht – Sekwestrasie (Sequestration)	21699/09
45	Hannes Pretorius Bock & Isaacs vs Sharp Move Trading 277 (Pty) Ltd - Likwidasië (Liquidation)	21728/09
46	SNK Eiendomme BK – Vrywillige Likwidasië (Voluntary Liquidation)	20997/09

47	T D Gilbert vs Walker Bay Spice Works (Pty) Ltd – Likwidasie (Liquidation)	21055/09
48	F R Barkhuizen vs Share-A-Deal (Edms) Bpk – Likwidasie (Liquidation)	22058/09
49	V S Atkins – Vrywillige Boedeloorgawe (Voluntary Surrender)	16983/09
50	F C De Villiers – Kurator Bonis (Curator Bonis)	14043/09
51	N Sintsili vs Z Sintsili & 1 ander – Kurator ad Litem (Curator ad Litem)	18144/08
52	Executive Officer of the Financial Services Board vs Ovation Global Investment Services (Pty) Ltd & 1 ander – Kuratorskap (Curatorship)	2197/07
53	F Osman vs V Fabing & 4 ander – Uitsetting (Eviction)	16767/09
54	S A Sale vs Director of Public Prosecutions Western Cape & 3 ander - Hersiening (Review)	16644/09
55	C J Bierman N.O. vs K W Weaving & 1 ander – Tersydestelling (Setting aside)	20631/09
56	Blue Lotus Trading CC vs A Khalfey & 1 ander – Opheffing van uitspraak (Rescission of judgment)	11369/09
57	D C M Gihwala N.O. & 1 ander vs J P N De Jongh & 5 ander - Verhoorbesonderhede (Trial particulars)	2254/08
58	D C M Gihwala N.O. & 1 ander vs Z C Brown & 3 ander - Blootlegging (Discovery)	3352/08
59	North Holdings (Pty) Ltd t/a Utax South Africa vs Business Research and International Construct Services (Pty) Ltd t/a Utax Cape & 1 ander – Blootlegging (Discovery)	9578/08
60	Logitek Vyf (Edms) Beperk vs A & H Staalwerke BK - Blootlegging (Discovery)	3055/03
61	I L Rossouw N.O. & 3 ander – Verklarende Bevel (Declaratory Order)	16568/09
62	Ebenezer Village (A Company Limited by Guarantee) vs R J Koopman & 2 ander – Verklarende Bevel (Declaratory Order)	20952/09
63	P J Pretorius vs J J Pretorius – Wysiging van Skikkingsakte (Amendment Of Consent Paper)	14685/09
64	S S Blair vs N R Blair – Registrasie van eiendom (Registration of property)	20363/09
65	S M Gore N.O. & 2 ander – Verklarende Bevel (Declaratory Order)	22038/09

66	D J Coetzee vs A O Botha & 2 ander – Oordrag van eiendom (Transfer of property)	20687/09
67	Amandla Wabafazi Financial Services (Pty) Ltd t/a H M K Civils Demolishers & Plant Hire vs Eskom Holdings Limited & 1 ander - Sekuriteit vir koste (Security for costs)	15110/07
68	M D Ramurunzi vs Investec Bank Limited t/a Investec Private Bank - Koste (Costs)	12553/08
69	I Devajee vs W Isaacs & 1 ander – Ooreenkoms (Agreement)	21851/09
70	Belter Management CC vs Bridgestone South Africa Retail (Pty) Ltd & 1 ander – Interdik (Interdict)	20524/09
71	M N Mququ & 1 ander vs Nedbank Limited – Kondonasie (Condonation)	12536/07
71A	M J Hawker & 7 ander vs Sanbona Wildlife Reserve (Pty) Ltd - Skadevergoeding (Damages)	5450/09

EGSKEIDINGS (DIVORCES)

72	E L vs J H G Blaauw	20119/09
73	C L vs G L Hurst	19639/09
74	K vs S E Jarrett	16775/09
75	K vs E Lubbe	17412/09
76	B W vs M Senekal	2663/09
77	J T vs L Tsoutsos	4375/09

REËLS 43 (RULES 43)

78	I B Hoosein vs R A A Dangor	18141/09
79	C H E vs R S Taylor	21129/09
80	J G vs J D Visser	18553/09

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AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

SIVIELE SAKE

8053/07	Valencia Verna V Myburgh vs Road Accident Fund Damages/Skadevergoeding
7869/07	World Leisure Holidays (Pty) Ltd vs Inside Travel CC & 1 ander Monies Owing/Geld Verskuldig
11091/07	Martin J Delpont vs Road Accident Fund Damages/Skadevergoeding
6721/06	Raponcia Garonica Van Graan vs Road Accident Fund Damages/Skadevergoeding
8970/07	Webcom Consulting (Pty) Ltd vs Santam Limited Monies Owing/Geld Verskuldig
12067/07	Joseph J Kana vs Road Accident Fund Damages/Skadevergoeding
6129/06	Michael J Andries vs Minister of Safety and Security Damages/Skadevergoeding
11457/07	Jeanette Legransie vs Road Accident Fund Damages/Skadevergoeding
9556/07	Judith M E Wessels & 1 ander vs Minister of Safety and Security Damages/Skadevergoeding
6888/07	Brics (Pty) Ltd vs Toshiba Winelands CC Monies Owing/Geld Verskuldig
14282/07	City of Cape Town vs Neil Nurul Islam Education Centre & 5 others
8616/06	Desmond K Simons vs Road Accident Fund Damages/Skadevergoeding
3429/06	Third Party Outsourcing Services (Pty) Ltd vs Tri Linear Holdings (Pty) Ltd Monies Owing/Geld Verskuldig
1665/06	The Arniston Hotel Property (Pty) Ltd vs Scorpio International Ltd Monies Owing/Geld Verskuldig
4820/07	Mauriet Morris vs Anthony Ghrisha Morris Divorce/Egskeiding
5160/07	Mbuzeli Skweyiya vs Road Accident Fund Damages/Skadevergoeding
6462/07	J Kortman vs Road Accident Fund Damages/Skadevergoeding
11193/07	Robert S James vs Road Accident Fund Damages/Skadevergoeding
8633/07	Investage 170 (Pty) Ltd & 3 others vs Cornwall, Charles H Delacour
11697/09	Investec Bank Limited vs Erf 95 222 Brackenell (Pty) Ltd
11698/09	Investec Bank Ltd vs Cross Atlantic Properties 96 (Pty) Ltd
11699/09	Investec Bank Ltd vs S Smith Property Group (Pty) Ltd
11700/09	Investec Bank Ltd vs Midnight Storm Investments 315 (Pty) Ltd
11701/09	Investec Bank Ltd vs Smithrand (Pty) Ltd

STRAFSAKE

<u>AFDELING A</u>	S vs S Nkantini & 1 ander
<u>AFDELING B</u>	S vs Q Marinus & 14 ander
<u>AFDELING C</u>	S vs Z Saloman & 4 ander

<u>AFDELING D</u>	S vs L Zaza & 8 ander
<u>AFDELING E</u>	S vs T Y Nzukuma
<u>AFDELING F</u>	S vs M Van der Westhuizen
<u>AFDELING G</u>	S vs D P Adams & 2 ander
<u>AFDELING H</u>	S vs B J Vellem & 4 ander
<u>AFDELING I</u>	S vs M Mtakati & 9 ander
	S vs A Jacobs & 1 ander
<u>AFDELING J</u>	S vs W Jones & 5 ander
<u>AFDELING K</u>	S vs T Mdunge & 5 ander
	S vs C Buyiswa & 1 ander