

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

KAAPSTAD: DONDERDAG, die 26ste dag van FEBRUARIE 2009

DERDE AFDELING: HOF NR. 16 OM 10H00 v.m.

VOOR SY EDELE WAARNEMENDE REGTER MITCHELL

BEVELE NISI (RULES NISI)

1 Absa Bank Ltd vs K Strydom & 1 ander – Sekwestrasie (Sequestration)
20735/08

2 V J Appollis vs E C Martins – Sekwestrasie (Sequestration) 313/09

3 Bandkorp (Edms) Bpk vs E Botes & 1 ander – Sekwestrasie (Sequestration)
20948/08

4 Westpro Fluid Handling Systems (Pty) Ltd vs Evolution Pumps (Africa) CC
– Likwidasie (Liquidation) 19478/08

5 Landmore Property Management Services 2 (Pty) Ltd vs
Madame Zingara CC – Likwidasie (Liquidation) 923/09

6 McLoughlin Inc. vs Trymore Investments 44 CC - Likwidasie (Liquidation)
17813/08

7 Verfin (Pty) Ltd t/a Verfin Finance vs Valley River Trading 388 CC - Likwidasie
(Liquidation) 19597/08

8 BOE Trust Ltd N.O. & 2 ander – Testament (Will) 211/09

9 C N C Groom vs N O Trevor – Toesig (Custody) 20430/08

10 A Meyer vs L-A Johnston – Interdik (Interdict) 20333/08

11 Property Referral Network Ltd vs C De Swardt & 3 ander - Interdik (Interdict)
21089/08

VOORLOPIGE VONNIS (PROVISIONAL SENTENCE)

12 Cape Morgan (Pty) Ltd vs Qunta Inc. Att. – Leningsooreenkoms
(Loan Agreement) 2125/09

VERSTEK VONNISSE (DEFAULT JUDGEMENTS)

13 Absa Bank Ltd vs P R Jonker & 1 ander – Verband (Bond) 15392/08

14 Absa Bank Ltd vs J Swart & 1 ander – Geld Verskuldig 14758/08
(Monies Owing)

15 Absa Bank Ltd vs Universal Moulders (Pty) Ltd & 3 ander - 10517/08
Geld Verskuldig (Monies Owing)

16 Engen Petroleum Ltd vs Rupert Emerick O'Connor t/a 912/08
O'Connors Transport – Geld Verskuldig (Monies Owing)

17 Engen Petroleum Ltd vs Moutons Transport (Pty) Ltd & 1 ander - Geld
Verskuldig (Monies Owing) 18834/08

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

18 Absa Bank Ltd vs H Brand & 2 ander – Verband (Bond) 20004/08

19 Absa Bank Ltd vs W P Van Deventer – Verband (Bond) 18669/08

20 Pierre Burger N.O. vs Pivot Transport (Pty) Ltd - 926/09
Skadevergoeding (Damages)

21 Bytes Technology Group SA (Pty) Ltd t/a Bytes Document Solutions vs S G
C Hurter – Geld Verskuldig (Monies Owing) 21212/08

22 Caplamps International (Pty) Ltd t/a HC Electrical Wholesalers vs Le
Roux & Du Toit Electrical Contractors CC & 1 ander –
Geld Verskuldig (Monies Owing) 17794/08

23 Changing Tides 17 (Pty) Ltd N.O. vs J E Du Plessis N.O. - 18620/08
Verband (Bond)

24 Karina Netherlands Agency CC vs Yacoob Whaheed (Asmal) - 18350/08
Geld Verskuldig (Monies Owing)

25 P K King vs T J Courtney - Leningsooreenkoms (Loan Agreement)
267/09

26 The Standard Bank of South Africa Ltd vs Keith & Ray Motors CC
t/a K & R Motors & 2 ander – Verband (Bond) 20423/08

27 The Standard Bank of South Africa Ltd vs South Bound Investments
120 CC & 1 ander – Verband (Bond) 20422/08

28 D Suter vs Coessa Holdings (Pty) Ltd & 3 ander –
Geld Verskuldig (Monies Owing) 21071/08

AANSOEKE (APPLICATIONS)

- 29 K Holmes – Vrywillige Boedeloorgawe (Voluntary Surrender) 1585/09
- 30 L C Martin – Vrywillige Boedeloorgawe (Voluntary Surrender) 1586/08
- 31 H M Rowe – Vrywillige Boedeloorgawe (Voluntary Surrender) 1584/09
- 32 Absa Bank Ltd vs S D Strydom & 1 ander – Sekwestrasie (Sequestration)
20734/08
- 33 Business Partners Ltd vs Yellow Star Trading 1009 (Pty) Ltd - Likwidasië
(Liquidation) 3500/09
- 34 The Petroleum Oil and Gas Corporation of South Africa (Pty) Ltd vs
Wescape Petroleum (Pty) Ltd – Likwidasië (Liquidation) 3057/09
- 35 Southern Telecoms (Pty) Ltd vs Salinlink Wireless (Pty) Ltd - Likwidasië
(Liquidation) 2908/09
- 36 The Trustees for the time being of The Manor Family Trust vs Chams
Africa Retail (Pty) Ltd – Likwidasië (Liquidation) 3571/09
- 37 The Trustees for the time being of The Hanbury Manor Family Trust
vs Chams Events and Promotions (Pty) Ltd –
Likwidasië (Liquidation) 3572/09
- 38 Uziramp 111 (Pty) Ltd vs Chams Africa Holdings (Pty) Ltd - Likwidasië
(Liquidation) 3573/09
- 39 Jody Winter vs River Queen Trading 626 BK – Likwidasië (Liquidation)
2143/09
- 40 R A Berg – Kurator ad Litem (Curator ad Litem) 3546/09
- 41 L S Matyila – Kurator ad Litem (Curator ad Litem) 3381/09
- 42 K T Downie – Kurator Bonis (Curator Bonis) 18743/08
- 43 C-H Smit & 1 ander – Wysiging van Huweliksgoederebedeling (Variation
of Matrimonial Property Regime) 8966/08

- 44 A F Lourens vs G J Cilliers & 3 ander – Uitsetting (Eviction) 15161/09
- 45 The National Director of Public Prosecutions vs J E van Staden & ander – Interdik (Interdict) 20738/08
- 46 Lynn & Main Inc. vs R B Barrett – Uitspraak (Judgment) 9104/06
- 47 Mountbrook Homes Ltd & 1 ander vs Village & Life Ltd - Blootlegging (Discovery) 2187/05
- 48 J Stemmet vs The Road Accident Fund – Arbitrasie (Arbitration) 2626/09
- 49 M A du Plessis N.O. & 2 ander vs WWF South Africa - Wysigingsbevel (Amendment Order) 907/09
- 50 J F vs C Carney – Toesig (Custody) 11091/08
- 51 M vs L Minnis – Toegang (Access) 18768/08
- 52 M J vs L M Teixeira – Blootlegging (Discovery) 12363/07
- 53 The Law Society of The Cape of Good Hope vs C Venter - Interdik (Interdict) 3028/09
- 54 D J van Zyl vs O Poulakis – Interdik (Interdict) 20446/08
- 55 Blue Continent Products (Pty) Ltd & 1 ander vs Azanian Fishing (Pty) Ltd & 3 ander – Verklarende Bevel (Declaratory Order) 21156/08
- 56 Border Creek Properties 17 CC – Verklarende Bevel (Declaratory Order) 16048/08

EGSKEIDINGS (DIVORCES)

- 57 M E vs J P Jonker 1345/02
- 58 G J vs E M Joubert 1570/09
- 59 J M vs G R Kearns 12271/08
- 60 G W vs P L Kirkland 10350/08
- 61 T L vs S J Lailvaux 1839/09
- 62 D M vs B C Mostert 19624/08
- 63 A M vs B K Paulse 20282/08

64 C M vs M R Pritchard 1519/09

65 L vs D M van Blerck 19820/08

66 S vs C H B van Zyl 15033/08

REëL 43 (RULE 43)

67 P vs J E Schlemmer 20994/08

DONDERDAG 26 FEBRUARIE 2009

AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4 SIVIELE SAKE

3136/05 Dawid du Preez vs Heilana du Preez Egskeiding/Divorce

4471/06 Susanna Sophia Catharina van der Merwe vs

Skadevergoeding

Road Accident Fund /Damages

4916/06 Muteni Komanisi vs Road Accident Fund Skadevergoeding

/Damages

8184/06 One Step Beyond CC vs Anthony W Waller

11373/06 Zainab Jassiem vs The Road Accident Fund

Skadevergoeding

/Damages

850/07 Martha Booyesen vs Road Accident Fund Skadevergoeding

/Damages

1473/07 Jolene Deseree Barry vs Road Accident Fund

Skadevergoeding

/Damages

1766/07 Billie Mzonke vs Road Accident Fund

Skadevergoeding

/Damages

1787/07 Tanya Kim McNulty vs Andrew Austin McNulty

Egskeiding/Divorce

1943/07 Martha Gordon vs Road Accident Fund Skadevergoeding

/Damages

2339/07 J Dirkse vs Road Accident Fund Skadevergoeding

/Damages

2591/07 Ridwaan Bardien vs Road Accident Fund Skadevergoeding

/Damages

3201/07 Lourens J van der Merwe vs Road Accident Fund

Skadevergoeding

/Damages

13008/07 The National Director of Public Prosecutions vs
Richard Martin Stemmet & 1 ander

15830/07 Body Corporate De Vale vs H N Metz Verklarende
Bevel

/Declaratory Order

15831/07 Body Corporate De Vale vs Cornelius Gideon Koen & 1 ander
Verklarende Bevel

/Declaratory Order

15832/07 Body Corporate De Vale vs Brendan Austen Nash & 2 ander
Verklarende Bevel

/Declaratory Order

5496/08 Pierre Smith vs Bradley Marais

16593/08A Dines Chandra Manilal Gihwala N.O. & 1 ander
vs Hjalmar Mulder & 5 ander

21227/08 Western Cape Bookmakers Ass. vs The Chief Executive
Officer and & 1 ander

STRAFSAKE

AFDELING A S vs M Mtakati & 9 ander

AFDELING B S vs J Canterbury & 2 ander

AFDELING C S vs J Cloete & 3 ander

AFDELING D S vs W Jones & 5 ander

AFDELING E S vs C Felix

AFDELING F S vs B Marthinus

AFDELING G S vs E Dutywa & 4 ander

AFDELING H S vs G Themba & 3 ander

S vs M Phongolo & 2 ander

AFDELING I S vs B Theunissen

AFDELING J S vs T Depana

AFDELING K S vs M Van der Westhuizen

AFDELING L

AFDELING M