

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

KAAPSTAD: DONDERDAG, DIE 19DE DAG VAN MAART 2009

DERDE AFDELING: HOF NO. 16 OM 10H00 V.M.

VOOR HAAR EDELE WAARNEMENDE REGTER BUIKMAN

BEVELE NISI (RULES NISI)

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| 1 | S H J Pretorius N.O & 1 ander vs Merlico 107 Bk h/a San Marco Tile Centre – Likwidasie (Liquidation) | 2481/09 |
| 2 | S Van der Merwe vs S W Oberholzer N.O & 3 ander - Likwidasie (Liquidation) | 424/09 |
| 3 | M T Muggels & 4 ander vs P C Luttig N.O & 2 ander – Tersydestelling van testament (Setting aside of will) | 662/09 |
| 4 | Freddy Hirsch Retirement Fund in re Freddy Hirsch Retirement Fund vs D Basson & 2 ander – Interdik (Interdict) | 3543/09 |

VOORLOPIGE VONNIS (PROVISIONAL SENTENCE)

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| 5 | F E Gormley vs L Szabo – Geld Verskuldig (Monies Owing) | 2638/09 |
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VERSTEK VONNISSE (REëLS 31) (DEFAULT JUDGMENTS (RULE 31))

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| 6 | Cape Prop Estates (Pty) Ltd t/a Sotheby's International Realty vs B Storey & 1 ander – Verband (Bond) | 15576/08 |
| 7 | John Thomas Engineering CC vs Emersons Engineering CC - Geld Verskuldig (Monies Owing) | 2404/09 |
| 8 | Leisure Pools CC vs Tanin Trading 36 CC & 1 ander – Geld Verskuldig (Monies Owing) | 16754/08 |

SUMMIERE VONNISSE (REëL 32) (SUMMARY JUDGMENTS (RULE 32))

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| 9 | L M Brink vs The Road Accident Fund – Skadevergoeding (Damages) | 2510/09 |
| 10 | Careys Tower Crane Services vs Farelli Holdings – Ooreenkoms (Agreement) | 1254/09 |
| 11 | Changing Tides no. 17 (Proprietary) Ltd vs M J Carter & 1 ander - Verband (Bond) | 1020/09 |
| 12 | Firststrand Bank Limited (formerly First National Bank of South Africa Limited) vs Litha Used Motor Spares CC – Geld Verskuldig (Monies Owing) | 374/09 |
| 13 | Karina Netherlands Agency CC vs Y Whaheed – Geld Verskuldig (Monies Owing) | 18350/08 |

14	Nedbank Limited vs A J Smith – Verbandakte (Mortgage Bond)	1821/09
15	H P W Scheibert N.O & 1 ander vs P Von Aspern – Geld Verskuldig (Monies Owing)	10187/08
16	The Standard Bank of South Africa Limited vs J B La Grange - Kansellasië van Ooreenkoms (Cancellation of Agreement)	20371/08
17	The Standard Bank of South Africa Limited vs B Taylor & 1 ander - Verband (Bond)	20017/08
18	A C Strauss vs The Vacation Group (Edms) Bpk – Geld Verskuldig (Monies Owing)	17679/08

AANSOEKE (APPLICATIONS)

19	J H Viviers – Kurator Ad Litem (Curator Ad Litem)	5296/09
20	M Lechner vs The Multilateral Vehicle Accidents Fund & 1 ander - Skadevergoeding (Damages)	16972/97
21	P H J Gerber vs S Swart -	5274/09
22	C A vs T A Loots – Tussentydse toesig (Interim Custody)	4942/09+ 8598/05
23	C D Sykes vs M Gubic – Ouerlikeregte (Parental Rights)	5090/09
24	Investage 170 (Pty) Ltd & 3 ander vs C H D Cornwall - Afdwing (Compel)	8633/07
25	L J vs M G O’Callaghan – Blootlegging (Discovery)	15269/07
26	G Young vs P F Young – Blootlegging (Discovery)	1313/07
27	Teletech South Africa (Pty) Ltd vs M Adams & 1 ander - Interdik (Interdict)	4762/09
28	The Hire Solution (Pty) Ltd t/a Coastal Hire Franchise vs Toolquip Hire (Pty) Ltd & 1 ander – Interdik (Interdict)	4286/09
29	Die Welgedacht Huiseienaarsversekering vs Moonland Trading 11 (Edms) Bpk –	4989/09
30	G Cowie vs The Road Accident Fund – Verklarende Bevel (Declaratory Order)	5335/07
31	C Jacobs vs Die Christelike Verenigde Kerk van Suid-Afrika & 1 ander - Verklarende Bevel (Declaratory Order)	4360/09

EGSKEIDINGS (DIVORCES)

32	S R E vs B B Capes	1140/09
33	M vs M De Klerk	1199/09
34	M vs J J Du Toit	3814/09
35	R vs A J Flaherty	20268/08
36	A vs R Niekerk	3676/09
37	W L vs N J Smith	20635/08

DONDERDAG 19 MAART 2009AFDELING 1AFDELING 2AFDELING 3AFDELING 4SIVIELE SAKE

71/2004	Ahlesa Blankets (Pty) Limited & 1 ander vs South Cape Insurance Brokers (Pty) Limited Geld Verskuldig/Monies Owing
7876/2006	Anthony Kilroy Beamish vs B H Prince Geld Verskuldig/Monies Owing
10262/2006	Bulelwa Victoria Mdeleni vs Road Accident Fund Skadevergoeding/Damages
10775/2006	Koleka E Sibunzana vs Road Accident Fund Skadevergoeding/Damages
12267/2006	In-House Management (Pty) Ltd vs Orange Apple D�cor CC & 2 ander
13123/2006	Absa Bank Ltd vs Gideon J Van Zyl
13787/2006	Cornelia M Griebenow vs Louise Griebenow
379/2007	Zelda V Cox vs Road Accident Fund Skadevergoeding/Damages
953/2007	Mknululi Maphukatha vs Road Accident Fund Skadevergoeding/Damages
1153/2007	Ferial Johnstone vs Road Accident Fund Skadevergoeding/Damages
2461/2007	Andrew Dunn vs Road Accident Fund Skadevergoeding/Damages
3576/2007	Clayton Sydney Wolhuter vs Road Accident Fund Skadevergoeding/Damages
3984/2007	Baba Gladys Gunga vs Road Accident Fund Skadevergoeding/Damages
4463/2007	Elizabeth Scholtz vs Road Accident Fund Skadevergoeding/Damages
5335/2007	Graeme Michael Cowie vs Road Accident Fund Skadevergoeding/Damages
1980/2007	Christopher Samuels vs Road Accident Fund Skadevergoeding/Damages
2000/2007	Lindra M Klaasen vs Road Accident Fund Skadevergoeding/Damages
3273/06	C C Pretorius vs Shoprite Checkers (Pty) Ltd Geld Verskuldig/Damages
6725/2007	Cosmic Fashion (Pty) Ltd vs Willie Du Preez & N.L Du Preez (Ravenscoe Trading 278 CC A A Selec Geld Verskuldig/ Monies Owing
16972/1997	Magdalena Lechner vs Road Accident Fund
394/2009	Eikendal Primere Skool & 1 ander vs Minister van die Wes Kaap Provinsie & 3 ander
21132/2008	Jan Kriel Skool & 1 ander vs Minister van Onderwys van die Wes Kaap Provinsie & 3 ander

<u>AFDELING A</u>	<u>STRAFSAKE</u>
<u>AFDELING B</u>	S vs M Mtakati & 9 ander
<u>AFDELING C</u>	S vs J Canterbury & 2 ander
<u>AFDELING D</u>	S vs J Cloete & 3 ander
<u>AFDELING E</u>	S vs W Jones & 5 ander
<u>AFDELING F</u>	S vs V Mcaza
<u>AFDELING G</u>	S vs D Mitchell & 1 ander
<u>AFDELING H</u>	S vs E Dutywa & 4 ander
	S vs B Marthinus

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	<u>STRAFSAKE</u>
<u>AFDELING I</u>	
<u>AFDELING J</u>	
<u>AFDELING K</u>	S vs M Van der Westhuizen
<u>AFDELING L</u>	