

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

KAAPSTAD: DONDERDAG, 28 STE DAG VAN MEI 2009

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

VOOR SY EDELE WAARNEMENDE REGTER MAQUBELA

BEVELE NISI (RULES NISI)

1	A Neethling CC vs The Nooitgedacht Family Trust & 1 ander - Sekwestrasie (Sequestration)	4233/09
2	H C Pretorius vs G M Van Breda & 1 ander – Sekwestrasie (Sequestration)	1875/09
3	D M vs K G Wright – Sekwestrasie (Sequestration)	7112/09
4	S Badrodien & 1 ander vs Bright Project 357 CC t/a Pinnacle Woodworks - Likwidasie (Liquidation)	4725/09
5	Limestone Holdings (Proprietary) Limited vs Eagle Creek Investments 530 (Proprietary) Limited – Likwidasie (Liquidation)	8049/09
6	C Fredericks vs CPI Trade 7 CC – Likwidasie (Liquidation)	3877/09
7	A Van Wyk vs Atlantis Forge (Pty) Ltd – Likwidasie (Liquidation)	7468/09
8	Auto Parts Distributors (Pty) Ltd vs Aneal CC t/a HH Spares Link - Perfektering van Notariële Verband (Perfection of Notarial Bond)	8930/09
9	S Lottering vs V Wehr – Beslaglegging (Attachment)	6455/09
10	C S M Schreuder vs PGE 5 Investments CC & 4 ander – Oordrag van Eiendom (Transfer of property)	7778/09
11	M S Shearer & 1 ander vs Marie-Claire Stewart & 2 ander - Ouerlike Regte (Parental Rights)	18514/08
12	J D Burger vs L De Bruyn – Toesig (Custody)	20047/08
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VERSTEK VONNISSE (REël 31) (DEFAULT JUDGMENTS (RULE 31))

21	Firststrand Bank Limited vs M K Van Dyk & 1 ander – Verband (Bond)	580/09
22	Firststrand Bank Limited vs J H S De Villiers – Verband (Bond)	575/09
23	Firststrand Bank Limited vs Ravenscoe Trading 238 CC & 2 ander - Verband (Bond)	5166/09
24	Firststrand Bank Limited vs L C Ragana & 1 ander – Verband (Bond)	5165/09
25	Firststrand Bank Limited vs N Khoon-Khoon & 1 ander – Verband (Bond)	1173/09
25A	Firststrand Bank Limited vs Little Bonnet Trading 35 CC & 2 ander - Verband (Bond)	16730/08
26	Firststrand Bank Limited vs V P Holman & 1 ander – Verband (Bond)	5349/09
27	Firststrand Bank Limited vs D C Dyers & 1 ander – Verband (Bond)	4154/09
28	Firststrand Bank Limited vs G A Georghiou – Verband (Bond)	3962/09
29	Firststrand Bank Limited vs H E Nieuwenhuizen & 1ander – Verband (Bond)	3960/09
30	Firststrand Bank Limited vs A Ebrahim – Verband (Bond)	583/09
31	The Standard Bank of South Africa Limited vs J H Labuschagne - Verband (Bond)	5722/09
32	The Standard Bank of South Africa Limited vs C J Grobler & 1 ander – Verband (Bond)	5137/09
33	The Standard Bank of South Africa Limited vs Singathwa Thobela Mandongana – Verband (Bond)	4460/09
34	The Standard Bank of South Africa Limited vs R S L Banda & 1 ander – Verband (Bond)	4459/09
35	The Standard Bank of South Africa Limited vs J C Munik & 1 ander – Verband (Bond)	1818/09
36	The Standard Bank of South Africa Limited vs K A Swartbooi & 1 ander – Verband (Bond)	6553/09

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

37	Absa Bank Limited vs J P Du Toit – Verbandakte (Mortgage Bond)	4598/09
38	F Adams vs S Coe – Skulderkenning (Acknowledgement of debt)	6812/09

39	Cape Fresh International (Pty) Ltd vs C R H Knight & 3 ander - Geld Verskuldig (Monies Owing)	5875/09
40	Capx Finance (Pty) Ltd vs F Khan – Geld Verskuldig (Monies Owing)	6197/09
41	K Dreyer & 1 ander vs L Openshaw – Ooreenkoms (Agreement)	6738/09
42	Engen Petroleum Limited vs Bluebird Fruit and Trucking CC - Geld Verskuldig (Monies Owing)	6148/09
43	Gensec Property Service Ltd t/a JHI Real Estate Limited vs Aquila Insurance and Health Care Consultants (Pty) Ltd –	6460/09
44	Nedbank Limited vs R Richards & 1 ander – Verband (Bond)	5308/09
45	Bryan Neville Shaw N.O vs Lamloch Investments Holdings (Pty) Ltd - Geld Verskuldig (Monies Owing)	7566/09
46	The Standard Bank of South Africa Limited vs John Charters Currie – Verband (Bond)	6427/09
47	Standard Bank of South Africa Limited vs M Grobler & 1 ander - Verband (Bond)	6551/09
48	The Standard Bank of South Africa Limited vs The Trustees for the time being of MJ Van Schalkwyk Trust – Verband (Bond)	6638/09

AANSOEKE (APPLICATIONS)

49		
50	S Venter – Vrywillige Boedeloorgawe (Voluntary Surrender)	8723/09
51	M Steenberg & 1 ander – Vrywillige Boedeloorgawe (Voluntary Surrender)	8721/09
52	C C Holderness – Vrywillige Boedeloorgawe (Voluntary Surrender)	8724/09
53	B J Van der Berg & 1 ander – Vrywillige Boedeloorgawe (Voluntary Surrender)	8725/09
54	C J F Botes – Vrywillige Boedeloorgawe (Voluntary Surrender)	8722/09
55	Golf Haus Constantia (Pty) Ltd -	7266/09
56	K A Mazaza – Vrywillige Boedeloorgawe (Voluntary Surrender)	7265/09
57	P Potgieter vs J J De Beer & 1 ander – Sekwestrasie (Sequestration)	5418/09

58	Abe Swersky & Associates vs R M R P Boia – Sekwestrasie (Sequestration)	9604/09
59	A Van Zyl vs E Van Zyl & 1 ander – Sekwestrasie (Sequestration)	10487/09
60	P Janse Van Rensburg vs S Erasmus & 1 ander – Sekwestrasie (Sequestration)	10093/09
61	Linette Margaret Francina Wessels t/a The Egg Factory vs Coral Reef Hospitality (Pty) Limited – Likwidasie (Liquidation)	10371/09
62	Kanniedood Vervoer Bk vs Ceres Meat Traders (Edms) Bpk - Likwidasie (Liquidation)	10481/09
63	C T Schneider N.O & 3 ander vs A Aspeling & 1 ander – Kurator Ad Litem (Curator Ad Litem)	8675/09
64	E C Alborough – Kurator Ad Litem (Curator Ad Litem)	10355/09
65	Allan George Jones – Kurator Bonis (Curator Bonis)	7413/07
66	The National Director of Public Prosecutions vs D Dickson & 1 ander -	10442/09
67		
68	Absa Bank Limited t/a Absa Bank Limited (Vehicle and Asset Finance) vs M A Crook – Weerhouding van lasbrief tot eksekusie (Stay of warrant of execution)	17619/07
69	Goldsmith Road Investments (Pty) Ltd vs R D Vanmali & 4 ander - Nadere Besonderhede (Further Particulars)	7255/07
70	City of Cape Town vs C De Bruin & 1 ander – Uitsetting (Eviction)	6914/09
71	D S Poggenpoel – Verwydering van Titelakte beperkings (Removal of Title Deed Restrictions)	10419/09
72	Caston Plant Sales (Proprietary) Limited & 2 ander vs C Sharrighuisen & 2 ander – Besitneming (Possession)	7975/09
73	J Jaar & 1 ander vs Nedbank Ltd – Setting aside the sale in execution	7567/09
74	Firststrand Bank Limited vs G A Jacobs & 1 ander – Uitspraak (Judgment)	16053/07
75	Firststrand Bank Limited vs H Stevens – Breach of Deed of Settlement	13616/08
76	Southern Ambition 811 CC vs Phoenix Mouldings Frames and Art International CC & 1 ander – Ooreenkoms (Agreement)	6987/09

77	Firststrand Bank Limited vs D A P 17042/08 Deed of Settlement	Lambrechts & 1 ander – Breach of	
78	J De Klerk & 1 ander vs The Old Mutual Staff Retirement Fund & 1 ander – Bevel van hof (Order of Court)		8050/09
79	City of Cape Town vs National Minister of Water Affairs & Environment & 3 ander – Voeging (Joinder)		10309/09+
80	S H vs C De Wet – Verdeling van aksies (Separation of issues)		11502/08
81	M W Olivier vs K M Rothwell – Kontak (Contact)		3643/09
82	A Hamza vs Mogamat Tape September Centre Guards CC – Afdwing (Compell)		10465/09
83	Glenn Aquadro t/a Dodge City vs Talmera Trading CC & 2 ander - Interdik (Interdict)		8975/09
84	Golden Circle Investments 116 (Pty) Ltd vs J De Vos Du Toit N.O & 3 ander – Interdik (Interdict)		5831/09
85	Rhodes Memorial Tea Garden CC vs SA National Parks & ander - Interdik (Interdict)		10477/09
86	R A Johnson & 1 ander vs Standard Bank of South Africa Limited - Interdik (Interdict)		10482/09
87	UCT Law Clinic, Refugee Rights Project vs Minister of Home Affairs NO & 6 ander – Verklarende Bevel / Interdik (Declaratory Order / Interdict)		10075/09
88	T Mertens vs The Master of the High Court & 7 ander - Verklarende Bevel (Declaratory Order)		9372/09
89	Interwaste (Pty) Limited vs City of Cape Town & 4 ander - 9533/09 Interdik (Interdict)		
<u>EGSKEIDINGS (DIVORCES)</u>			
90	R S S vs A J De Jager		8592/07
91	D K vs G L Lovell		8090/09
92	K vs N Sassman		7241/09
93	N J vs L Van Tonder		9345/09

REëLS 43 (RULES 43)

94 I vs F K Hesse

5827/09

95 E Van Niekerk vs L Le Roux Van Niekerk

3701/09

DONDERDAG 28 MEI 2009AFDELING 1AFDELING 2AFDELING 3AFDELING 4SIVIELE SAKE

3479/2004

Venditor Afslaers (Pty) Ltd vs Ilze Kehlert
Ooreenkoms/Agreement

2740/2005

Charles Williams vs Elvona Williams
Egskeiding/Divorce

6457/2005

Venecia Elaine Maswattie vs Christo David Maswattie
Egskeiding/Divorce

2566/2006

Sonwabo Jackson Gonya vs Road Accident Fund
Skadevergoeding/Damages

6133/2006

Jolene J Sayed vs Saleem Sayed
Egskeiding/Divorce

6872/2006

Andile Yezani vs Road Accident Fund
Skadevergoeding/Damages

13349/2006

Zireena Osman vs Abdussalaam Osman

2693/2007

Urban Dynamics Western Cape (Edms) Bpk vs Tiggo BK
Geld Verskuldig/Monies Owing

3388/2007

Brenda B Brown vs J J Brown
Egskeiding/Divorce

3446/2007

Cinthia Sylvia Kruger vs Percival Carl Kruger
Verklarende Bevel/Declaratory Order

3605/2007

Barending E V McLachlan vs Wilhelmina S Burger
Kontrakbreuk/ Breach of contract

3985/2007

Derrick Smith vs Road Accident Fund
Skadevergoeding/Damages

443/2007

Daleen Jacobs vs Road Accident Fund
Skadevergoeding/Damages

6153/2007

Mzwandile E Cofa vs Transnet Ltd & 1 other
Skadevergoeding/Damages

7255/2007

Goldsmith Rond Investments (Pty) Limited vs Ranjan Dilip Van Mali & 4 ander

8419/2007

Estelle Ferguson vs Hermanus J Bignault & 1 ander

15161/2008

Gustav Liebenberg & 1 ander vs Roland Revendren
Geld Verskuldig/Monies Owing

18628/2008

Glynn James Morris vs Helene Magda Smit Peters
Wysiging van Skikkings- akte/Amendment
of Consent Paper

13842/2008

Johan Dawid Burger vs Luzette De Bruyn
Toesig/Custody

16948/2007	Metabo Power Tools SA (Pty) Ltd vs Schubnell Floors CC & ander Geld Verskuldig/Monies Owing
4410/2007	Ingrid Lux & another vs Peter Von Aspern
17264/2008	Cebo Planning Town & Regional Planners CC & 5 ander vs Breezy Investments (Pty) Ltd Likwidasie/Liquidation
8682/2008	Henry George Pieter van Rhyn vs P van Rhyn
292/2007	Louisa J Carore vs Road Accident Fund Skadevergoeding/Damages

STRAFSAKE

<u>AFDELING A</u>	S vs M Van der Westhuizen
<u>AFDELING B</u>	S vs Q Marinus & 14 ander
<u>AFDELING C</u>	S vs C Stemmet
<u>AFDELING D</u>	S vs A Jacobs & 1 ander
<u>AFDELING E</u>	S vs W Jones & 5 ander
<u>AFDELING F</u>	S vs J Maduekwe & 3 ander
<u>AFDELING G</u>	S vs D P Adams & 2 ander
<u>AFDELING H</u>	S vs M Mtakati & 9 ander
<u>AFDELING I</u>	
<u>AFDELING J</u>	
<u>AFDELING K</u>	S vs L Zaza & 8 ander