

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

KAAPSTAD: DONDERDAG, die 10de dag van SEPTEMBER 2009

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

VOOR SY EDELE REGTER SALDANHA

BEVELE NISI (RULES NISI)

1	Firststrand Bank Ltd vs ST Management CC t/a Coastal Hire - Besitneming (Possession)	13064/09
2	M L Goncalves – Vermoede van Dood (Presumption of Death)	13768/09
3	Baltic Reefers Management Ltd vs mv “EW Cook” its equipment furniture, stores, bunkers and lubricating oils – Verkoop van Skip (Sale of Ship)	AC76/09

VERSTEK VONNISSE (DEFAULT JUDGMENTS)

4	Materiales De Embalaje S.A. vs Vinguard Limited - Verband (Bond)	13586/09
5	Nedbank Ltd vs B A Cloete & 1 ander – Verband (Bond)	11276/09
6	Nedbank Ltd vs M Groenewald & 1 ander – Verband (Bond)	6435/09
7	Nedbank Ltd vs D Jamieson – Verband (Bond)	8632/09
8	Nedbank Ltd vs N B Laurie – Verband (Bond)	12187/08
9	Nedbank Ltd vs Z de Villiers & 1 ander – Verband (Bond)	3207/09
10	Stonework Ltd vs Stonework Investments 17 CC - Verband (Bond)	7772/09
11	Nedbank Ltd vs R Warley – Verband (Bond)	7906/09
12		
13	Sector Five Trading 80 (Pty) Ltd in Ada Lighting CC - Sekuriteit vir Koste (Security for Costs)	1701/07

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

14	Alliance Group (Pty) Ltd vs Rappiddough Properties 526 CC & 2 ander –	13910/09
15	Changing Tides 17 (Pty) Ltd N.O. vs F Papier & 1 ander - Ooreenkoms (Agreement)	15140/09

16	Changing Tides 17 (Pty) Ltd N.O. vs C R W Ingham & 1 ander - Verbandakte (Mortgage Bond)	14439/09
17	Consolidated Wire Industries (Pty) Ltd vs Agriwire Upington (Pty) Ltd - Ooreenkoms (Agreement)	14412/09
18	Consolidated Wire Industries (Pty) Ltd vs Agriwire (Pty) Ltd - Ooreenkoms (Agreement)	14411/09
19	Equillore Group Ltd t/a The Arbitration Forum vs Road Accident Fund - Declaratory Order (Verklarende Bevel)	13911/09
20	Inclendon Cape (Pty) Ltd vs Cape Sprinkler Fabrication CC & 1 ander - Ooreenkoms (Agreement)	3581/09
21	Firstrand Bank Ltd vs F A Batts & 1 ander – Verband (Bond)	19940/08
22	Grayston Conduit 1 (Pty) Ltd vs A Stassen – Ooreenkoms (Agreement)	12564/09A
23	Investec Bank Ltd t/a Investec Private Bank vs A Stassen - Ooreenkoms (Agreement)	12563/09A
24	Leopard Line Haul (Pty) Ltd t/a Elite Line Haul vs VDN Carriers and Logistics – Geld Verskuldig (Monies Owing)	15037/09
25	Michael Koton Business Services CC vs Uniteam Investments 27 CC & 2 ander – Geld Verskuldig (Monies Owing)	14937/09
26	C A vs G M Morris – Ooreenkoms (Agreement)	18409/09
27	Nedbank Ltd vs R J Minnaar & 1 ander – Verbandakte (Mortgage Bond)	11687/09
28	Nedbank Ltd vs W Isaacs – Geld Verskuldig (Monies Owing)	656/09
29	Old Mutual Life Assurance Company (South Africa)(Pty) Ltd vs Cooking and Living CC & 1 ander – Ooreenkoms (Agreement)	12284/09
30	Prescient Real Estate (Pty) Ltd vs Dave Harris Properties (Pty) Ltd & 1 ander – Ooreenkoms (Agreement)	11379/09
31	R Swart vs K Mookrey – Geld Verskuldig (Monies Owing)	14823/09
32	The Standard Bank of South Africa Ltd vs S V Tom & 1 ander - Geld Verskuldig (Monies Owing)	11419/09
<u>AANSOEKE (APPLICATIONS)</u>		
33	Cyto Vita (Pty) Ltd & 1 ander vs B Langeveldt N.O. & 1 ander - Sekwestrasie (Sequestration)	18917/09

34	J C vs A H de Villiers – H.V.K. (A.N.C.)	6591/08
35	S Moodliar N.O. & 2 ander vs S R King – Sekwestrasie (Sequestration)	18250/09
36	B J Nortje t/a Barry Nortje Att. vs E Prinsloo – Sekwestrasie (Sequestration)	19016/09
37	H B J Olivier & 1 ander vs W F Olivier – Sekwestrasie (Sequestration)	12896/09
38	P J Blignaut vs T A Richter – Sekwestrasie (Sequestration)	18983/09
39	P J Blignaut vs S B Richter – Sekwestrasie (Sequestration)	18986/09
40	Edward Nathan Sonnenbergs Inc. vs H P Le Riche & 1 ander - Sekwestrasie (Sequestration)	15800/09
41	S Moodliar N.O. & 2 ander vs Kingvest 7 (Edms) Bpk - Likwidasië (Liquidation)	18249/09
42	World of Windows (Pty) Ltd vs M and B House Property Partners (Pty) Ltd – Likwidasië (Liquidation)	18392/09
43	I Grobler vs Afriworld 172 CC – Likwidasië (Liquidation)	18594/09
44	Absa Bank Ltd vs Green Willows Properties (Pty) Ltd - Likwidasië (Liquidation)	18667/09
45	Firststrand Bank Ltd RZT Zelpy 4865 (Pty) Ltd – Likwidasië (Liquidation)	19073/09
46	Industrial Anodising CC – Vrwyillige Likwidasië (Voluntary Liquidation)	19253/09
47	Squirrel Investments BK vs Mark Eliasov Motors BK & 1 ander - Likwidasië (Liquidation)	18454/09
48	B J Nortje t/a Barry Nortje Attorneys vs Rony Developments (Pty) Ltd - Likwidasië (Liquidation)	18709/09
49	T P Glaum N.O. & 1 ander vs Kingvest 3 (Edms) Bpk - Likwidasië (Liquidation)	18258/09
50	T P Glaum N.O. & 1 ander vs Autumn Star Trading 96 Bpk - Likwidasië (Liquidation)	18259/09
51	T P Glaum N.O. & 2 ander vs Soetendal D P Eiendomme CC - Likwidasië (Liquidation)	16143/08
52	G J Vermaak & 1 ander – Rehabilitasië (Rehabilitation)	10347/09
53	S J Mabilokazi – Kurator Bonis (Curator Bonis)	7442/08

54	N Bisani – Kurator Bonis (Curator Bonis)	13311/09
55	P M Schuurmans-Stekhoven – Kuratorskap (Curatorship)	18865/09
56	B D Scholfield vs G M Lynch – Ediktale Sitasie (Edictal Citation)	19046/09
57	The City of Cape Town vs Z Anthony & 4 ander - Uitsetting (Eviction)	14806/09
58	The City of Cape Town vs R Steyn & 3 ander – Uitsetting (Eviction)	14846/09
59	L T vs N A Sadovsky – Interdik (Interdict)	15860/09
60	S H Pellissier vs E Pellissier & 1 ander – Interdik (Interdict)	15818/09
61	Stone Shield CC vs S Naidoo t/a Distributors Choice Marketing Services – Interdik (Interdict)	15572/09
62	Mall’s Tiles vs Remy Construction (Pty) Ltd – Sekuriteit vir Koste (Security for Costs)	5424/09
63	M S Shearer & 1 ander vs M-C Stewart & 2 ander - Ouerlike Regte (Parental Rights)	18514/08

VOORLOPIGE VONNIS (PROVISIONAL SENTENCE)

63A	Vector Construction CC vs Oscar Pearce (Pty) Ltd - Geld Verskuldig (Monies Owing)	18240/09
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EGSKEIDINGS (DIVORCES)

64	J M vs M J Butler	17033/09
65	C vs A Christians	10712/08
66	S vs G E Jonker	17138/09
67	C A vs G M Morris	18409/09
68	S vs K E Mostert	17133/09
69	A vs H C Retief	9388/09
70	S D vs J A Scott	3680/09
71	P J vs M M van der Merwe	3097/09

REëLS 43 (RULES 43)

72	S vs A H Franzsen	10997/09
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73	V vs D Gouws	11539/09
74	A E vs L Robinson	10810/09
75	B P vs S C Thomas	17074/09
76	A H vs E Wuister	7691/09 + 12407/08
77	A B vs M E Wonfor	8104/09

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AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

SIVIELE SAKE

9177/07	Randall Adams vs Road Accident Fund Skadevergoeding/Damages
9991/07	Sangezo Mteto vs Road Accident Fund Skadevergoeding/Damages
8487/07	Mkhuseli Gece vs Road Accident Fund Skadevergoeding/Damages
11119/07	Lulu P Khetsekile vs Road Accident Fund Skadevergoeding/Damages
4183/07	Johanna E Holman vs Investec Property Group Ltd Geld Verskuldig/Monies Owing
5962/07	Jack W.I. Mills vs Charles M Julies Geld Verskuldig/Monies Owing
6107/07	Livingstone Msindo vs Road Accident Fund Skadevergoeding/Damages
4571/05	Elaine Burger vs Western Province Motor Club
12139/06	Ian Anderson vs Clovelly Country Club Geld Verskuldig/Monies Owing
12094/06	Nomalady R Adoons vs Road Accident Fund Skadevergoeding/Damages
4676A/06	Karel Smith vs Road Accident Fund Skadevergoeding/Damages
6831/07	Phumla P. Hlohla vs Road Accident Fund Skadevergoeding/Damages
4691/07	Vincemus Investments Ltd vs Michiel Johannes Van Schoor
4927/06	N P Matume obo Siyabonga Fundwana vs Road Accident Fund Skadevergoeding/Damages
6181/06	Susanna M C van Heerden vs Road Accident Fund Skadevergoeding/Damages
19567/08	Absa Bank Ltd vs Procpops 45 (Pty) Ltd
893/09	Lucinda Ann Zandberg vs Werner Zandberg
7449/07	Bornman & Hayward Inc. vs Bernardus H Broens Geld Verskuldig/Monies Owing
9089/07	Bornman & Hayward Inc. vs Bernardus Hermanus Broens Geld Verskuldig/Monies Owing
18403/08	Standard Bank of South Africa Ltd vs Shane Dean Griffin Verband/Bond
7480/06	Jade Ltd FZE vs Heiko Arjes

<u>AFDELING A</u>	<u>STRAFSAKE</u> S vs D Mitchell & 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 T J Mtshagi & 1 ander
<u>AFDELING E</u>	
<u>AFDELING F</u>	S vs W Jansen
<u>AFDELING G</u>	S vs W Jones & 5 ander
<u>AFDELING H</u>	S vs C A Snyders
<u>AFDELING I</u>	S vs N Beck & 2 ander
<u>AFDELING J</u>	S vs S Mangena
<u>AFDELING K</u>	S vs M Mtakati & 9 ander S vs T Mdunge & 5 ander S vs G van der Merwe & 3 ander
<u>AFDELING L</u>	
<u>AFDELING M</u>	