

IN DIE HOë HOF VAN SUID-AFRIKA

WES-KAAP HOë HOF

KAAPSTAD: DONDERDAG die 28ste dag van Januarie 2010

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

VOOR SY EDELE WAARNEMENDE REGTER SCHIPPERS

BEVELE NISI (RULES NISI)

- 1 T Theart vs E Tallie – Sekwestrasie (Sequestration)
21157/09
- 2 Absa Bank Ltd vs Sonbesies Beleggings CC – Likwidasie (Liquidation)
25470/09
- 3 P G Bison Ltd vs Hunkydory Investments 194 (Pty) Ltd t/a Kilopsal
Investments – Likwidasie (Liquidation) 25822/09
- 4 Cape Beronda Freight CC vs Andre Potgieter Transport CC -
Likwidasie (Liquidation) 21347/09
- 5 Capricorn Beach Home Owners Association vs E Cottle & 1 ander -
Interdik (Interdict) 26644/09
- 6 J Farbas vs E Farbas & 1 ander – Interdik (Interdict) 1297/10
- 7 Mercedes-Benz Financial Services South Africa (Pty) Ltd vs
F Essop – Besitneming (Possession) 24307/09
- 8 Mercedes-Benz Financial Services South Africa (Pty) Ltd vs
M J White – Besitneming (Possession)
24302/09
- 9 Mercedes-Benz Financial Services South Africa (Pty) Ltd vs
S J Forde – Besitneming (Possession) 24303/09
- 10 Mercedes-Benz Financial Services South Africa (Pty) Ltd vs G J Rossouw –
Besitneming (Possession)
24308/09

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| 11 | Mercedes-Benz Financial Services South Africa (Pty) Ltd vs
E G Jooste – Besitneming (Possession) | 24304/09 |
| 12 | Mercedes-Benz Financial Services South Africa (Pty) Ltd vs
P Fouche – Besitneming (Possession) | 24300/09 |

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

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|----|--|----------|
| 13 | Firststrand Bank Limited vs D T Libuke – Verband (Bond) | 22109/09 |
| 14 | Firststrand Bank Ltd vs J Galant & 1 ander – Verband (Bond) | 22113/09 |
| 15 | Gunpen Hirdavat Ticaret Limited vs Global Pact Trading 306 (Pty) Ltd -
Goedere Verkoop (Goods Sold) | 21169/09 |
| 16 | Nitro Securitisation 1 (Pty) Ltd vs M Klopper – Lewering van motorvoertuig
(Delivery of motor vehicle) | 23267/09 |
| 17 | Nitro Securitisation 3 (Pty) Ltd vs H Majal – Lewering van motorvoertuig
(Delivery of motor vehicle) | 23265/09 |
| 18 | Standard Bank of SA Ltd vs Temara’s Restaurant CC & 4 ander -
Ooreenkoms (Agreement) | 24369/09 |
| 19 | Standard Bank of SA Ltd vs FMCG Solutions (Pty) Ltd -
23457/09
Beëindiging van ooreenkoms (Termination of agreement) | |
| 20 | Standard Bank of SA Ltd vs FMCG Solutions (Pty) Ltd -
23231/09
Beëindiging van ooreenkoms (Termination of agreement) | |
| 21 | Standard Bank of SA Ltd vs FMCG Solutions (Pty) Ltd & 3 ander -
Ooreenkoms (Agreement) | 20983/09 |
| 22 | Standard Bank of SA Ltd vs Temara’s Restaurant CC & 4 ander -
Leningsooreenkoms (Loan Agreement) | 24369/09 |
| 23 | Standard Bank of SA Ltd vs Trustees for the time being of Juhanja Trust -
Verband (Bond) | 21970/09 |
| 24 | Standard Bank of SA Ltd vs P Chen – Lening (Loan) | 24474/09 |

25	Standard Bank of SA Ltd vs Trustees for the time being of the Jar Trust & 2 ander – Verband (Bond)	22504/09
26	Treoc Risk Managers (Pty) Ltd vs N Stander – Skadevergoeding (Damages)	17413/09
27	Standard Bank of SA Ltd vs P Chen – Verband (Bond)	24474/09
<u>AANSOEKE</u> (APPLICATIONS)		
28	T Mullins vs T’Raiz CC – Likwidasie (Liquidation)	633/10
29	DJ Smith Bouers BK vs Plasto Properties 21 (Edms) Bpk - Likwidasie (Liquidation)	779/10
30	Exeo Khokela Civil Engineering Construction (Pty) Ltd vs C Max Investments 282 (Pty) Ltd – Likwidasie (Liquidation)	25646/09
31	A Cheney vs C Esterhuizen t/a CZ Bouers & 1 ander inre C Esterhuizen t/a CS Bouers vs A Cheney – Opheffing van uitspraak (Rescission of judgment)	18459/08
32	APL Imports CC vs P Wener – Blootlegging (Discovery)	254/09
33	I Peacock vs Lexshell 44 General Trading (Pty) Ltd - Blootlegging (Discovery)	18662/09
34	Omnia Group (Pty) Ltd vs W H S Snyman – Kondonاسie (Condonation)	10681/08
35	Z E Mathews obo her minor son vs The Deeds Registry, Cape Town & 1 ander – Verklarende Bevel (Declaratory Order)	23948/09
36	T Theart vs E Tallie & 1 ander – Verlof om tussenbeide te tree (Leave to intervene)	24970/09
37	M R Khan vs G Toeffie & 1 ander – Interdik (Interdict)	24420/09
38	L Martin vs Continental Control (Pty) Ltd – Likwidasie (Liquidation)	25845/09

39	N A Nkalitshana inre S Nkalitshana – Kurator ad Litem (Curator ad Litem)	1203/10
40	C J Keogh vs S Hulley & 1 ander – Sekwestrasie (Sequestration)	472/10
41	J-P Colman & 2 ander vs Brashville Properties 51 – Interdik (Interdict)	1343/10
42	Changing Tides 17 (Pty) Ltd N.O. vs B Baird & 3 ander - Afdwing (Compell)	25871/09
43	Studio Orange Investments CC & 1 ander vs Mercedes-Benz Financial Services SA (Pty) Ltd – Ooreenkoms (Agreement)	18015/09
44	National Director of Public Prosecutions vs K Abrahams - Preservering (Preservation)	22760/09
45	J M Grundling vs L Grundling – Vrywillige Boedeloorgawe (Voluntary Surrender)	26782/09
46	S Knoetze – Vrywillige Boedeloorgawe (Voluntary Surrender)	26781/09
47	M E Engelbrecht vs S J M Engelbrecht – Sekwestrasie (Sequestration)	1329/10
48	CAPX Finance (Pty) Ltd vs Ivanov Property Development (Pty) Ltd - Likwidasie (Liquidation)	1311/10
49	Homegrown Farms BK vs Mr Safodien – Verklaar eiendom uitwinbaar (Declare property executable)	18224/07
50	Cape Concrete Holdings (Pty) Ltd vs The Registrar of Companies & 4 ander – Restourasie van registrasie van maatskappy (Restoration of registration of company)	21868/09
51	Trustees for the time being of the Firmanent Trust inre J J Gomes N.O. & 1 ander – Verlof om te wysig (Leave to amend)	553/10
52	S Naidu vs K A Gurie & 1 ander -	27001/09
53	T L Ferrari vs Legality Gateway CC – Likwidasie (Liquidation)	25649/09
54	Consolidated Grain Traders (Edms) Bpk vs Boland Meule (Edms) Bpk -	

Likwidasie (Liquidation)
1063/10

- 55 C B Souter inre G I Cameron-Dow – Kurator ad Litem (Curator ad Litem)\ 1272/10
- 56 Business Partners Ltd vs World Focus 259 CC – Ooreenkoms (Agreement) 613/10
- 56A N J Uys vs A E Uys – Wysiging van Hofbevel (Variation of Court order) 22059/09

EGSKEIDINGS (DIVORCES)

- 57 E O vs N Beyers 25226/09
- 58 S C vs T J Slinger 8656/09
- 59 J E vs P S Turner 24725/09
- 60 C vs H J Van Breda 6649/08

REëLS 43 (RULES 43)

- 61 N vs B F Duraan 25393/09
- 62 N vs A K Gamaldien 6461/09
- 63 D vs P Heimann 22379/09
- 64 C vs O H Pritchard 20143/09