

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

-----  
**KAAPSTAD: DONDERDAG, die 4DE DAG VAN FEBRUARIE 2010**

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

**VOOR SY EDELE REGTER THRING**

**BEVELE NISI (RULES NISI)**

1	J H Gargan vs Macho Nacho CC – Likwidasië (Liquidation)	26242/09
2	Project Freight CC vs World Focus 1402 CC – Likwidasië (Liquidation)	25734/09
3	Cape Beronda Freight CC vs Andre Potgieter Transport CC - Likwidasië (Liquidation)	21347/09
3A	M Coulsen vs J Petersen & 1 ander – Sekwestrasie (Sequestration)	25227/09
4	L Tolbadi vs H Geduld – Toegang and Voogdyskap 14049/09 (Access and Guardianship)	
5	B Borchards & 1 ander vs G Penfold & 1 ander – Toesig (Custody)	22552/09
6	Praesidium Capital Management (Pty) Limited vs Dieci South Africa CC- Perfektering (Perfection)	26338/09

**VERSTEK VONNIS (DEFAULT JUDGMENT)**

6A	Imperial McCarthy (Pty) Ltd t/a Schus Nissan Parow vs Auto Armor Safety Film (Pty) Ltd – Geld Verskuldig (Monies Owing)	13048/08
----	--	----------

**SUMMIERE VONNISSE (REËL 32) (SUMMARY JUDGMENTS (RULE 32))**

7	Abe Swersky & Associates vs H R Mansell – Geld Verskuldig (Monies Owing)	26874/09
8	Antalis South Africa (Pty) Limited vs Grand Format Digital CC - Ooreenkoms (Agreement)	12064/08
9	Changing Tides (Proprietary) Limited N.O vs J J Hanekom & 1 ander – Leningsooreenkoms (Loan Agreement)	7161/09
10	Changing Tides 17 (Proprietary) Limited N.O vs N L Gamba & 1 ander - Verband (Bond)	19998/09
11	Firststrand Bank Limited vs E A E Murudker N.O & 2 ander - Verbandakte (Mortgage Bond)	9836/09
12	Firststrand Bank Limited vs F Achmat – Verband (Bond)	24946/09

13	Firststrand Bank Limited vs D De Waal N.O & 3 ander – Verband (Bond)	25061/09
14	Firststrand Bank Limited vs Taga Holdings (Pty) Limited & 3 ander - Verband (Bond)	26016/09
15	Firststrand Bank Limited vs A H Louw & 1 ander – Verbandakte (Mortgage Bond)	12825/09
16	Liraspan Investment (Pty) Ltd vs Phetogo Investment Holdings (Pty) Limited & 10 ander – Ooreenkoms (Agreement)	23790/09
17	Pangbourne Properties Ltd vs Broza Retailers CC t/a Cash Converters Goodwood – Ooreenkoms (Agreement)	24570/09
18	The Standard Bank of South Africa Limited vs N Pillay & 1 ander - Verband (Bond)	19129/09
19	The Standard Bank of South Africa Limited vs K Smith – Verband (Bond)	20603/09
20	The Standard Bank of South Africa Limited vs Signal Street Properties CC & 2 ander – Verband (Bond)	25052/09
<u>AANSOEKE</u> (APPLICATIONS)		
21	M J Scheepers – Vrywillige Boedeloorgawe (Voluntary Surrender)	23869/09
22	B T Brink – Vrywillige Boedeloorgawe (Voluntary Surrender)	23896/09
23	R M Orton & 1 ander – Vrywillige Boedeloorgawe (Voluntary Surrender)	26604/09
24	P Trowell vs N N Ndungane – Sekwestrasie (Sequestration) 21103/09	
25	Beaumont Assist (Edms) Beperk vs M Brand – Sekwestrasie (Sequestration)	24377/09
26	H Raymer vs Trouve Garde Antiques & 1 ander – Likwidasië (Liquidation)	1675/2010
27	Chevron SA (Pty) Ltd vs G F Meyer Beleggings CC – Likwidasië (Liquidation)	1666/2010
28	Justin Time Online (Pty) Ltd – Likwidasië (Liquidation)	26237/09
29	Pulp and Paper Carriers CC vs African Cargo Distribution (Pty) Ltd - Likwidasië (Liquidation)	05/210
30	Cape Waste Papers CC vs Cape Board Mills CC – Likwidasië (Liquidation)	04/2010
31	C P Van Zyl N.O & 2 ander vs J Button – Likwidasië (Liquidation) 610/2010	

32	H Raymer vs Trouve Garde Antiques and Décor (Pty) Ltd – Likwidasie (Liquidation)	1675/2010
33	P A Kotzé vs Knock –D Trade 37 Bk – Likwidasie (Liquidation)	26236/09
34	I Van der Winter – Kurator Ad Litem (Curator Ad Litem)	1992/2010
35	P Dobson – Kurator Ad Litem (Curator Ad Litem)	1964/2010
36	M Mansell vs H R Mansell & 1 ander – Reply to notice in terms of section 7	25781/09
37	Verwyder	
38	Verwyder	
39	S A Truck Bodies (Pty) Ltd vs Sivlutchmee Moodliar N.O & 2 ander – Skrapping van paragraaf (Striking of paragraph)	5255/06
40	Vitalia Botha vs Firstrand Bank Limited & 1 ander in re Firstrand Bank Limited vs V Botha – Interdik (Interdict)	14591/07
41	M Harcombe & 1 ander vs John Gavin Douglas-Hamilton N.O & 3 ander – Kondonasie (Condonation)	18050/09
42	Sentraal-Suid Koöperasie Beperk vs J J E Gildenhuys – Perfektering (Perfection)	25388/09
43	Basfour 2296 (Pty) Ltd vs La Scarpa Italiana CC & 1 ander – Opheffing van uitspraak (Rescission of judgment)	15668/08
44	Modern Plumbing Works (Pty) Ltd vs Incledon Cape (Pty) Ltd in re Incledon Cape (Pty) Ltd vs Modern Plumbing Works (Pty) Ltd – Opheffing van Hofbevel (Rescission of Court Order)	25303/09
45	M S Daniels vs B Daniels (a.k.a C Pretorius) – Sorg & Kontak (Care & Contact)	9357/09
46	D Hamer vs M Barnard – Medehouer van Ouerlike Regte (Co-Holder of Parental Rights)	24957/09
47	Element Consulting Engineering (Pty) Ltd vs N J Ruiters – Blootlegging (Discovery)	3183/08
47A	N A Wray vs D A Wray – Blootlegging (Discovery)	18927/08
48	E J De Wet N.O vs D C Esterhuyse & 9 ander – Verklarende Bevel	19205/09

(Declaratory Order)

49 C I Botha vs C L Jacquelin & 1 ander – Geld Verskuldig (Monies Owing) 23362/09

EGSKEIDINGS (DIVORCES)

50 E A vs D Bertrand 492/2010

51 M vs A J Burger 25652/09

52 E M vs A W Capes 26411/09

53 B vs V Gast 24880/09

54 S C vs P L Livingstone 26424/09

55 S vs H H C Thijs 16661/09

REËLS 43 (RULES 43)

56 H A vs P H G Aspeling 23866/09

57 S vs C J Hattingh 15557/08

DONDERDAG 4 FEBRUARIE 2010AFDELING 1AFDELING 2AFDELING 3AFDELING 4SIVIELE SAKE

378/06	John Frederick Viljoen vs Geraldine Anne Power Jansen Geld Verskuldig/Monies Owing
4825/06	Anele Bheni vs Road Accident Fund Skadevergoeding/Damages
9710/06	Gillian E D Cooper vs Ralph B Cooper Aanstelling van Ontvanger/Appointment of Receiver
4666/07	Steam & Condensake Service CC vs Rainbow Farms (Pty) Ltd Geld Verskuldig/Monies Owing
5150/07	Beverley A Cruywagen vs Road Accident Fund Skadevergoeding/Damages
5162/07	Nomawethu Mcebula vs Road Accident Fund Skadevergoeding/Damages
6778/07	Lance E Sinequan vs Road Accident Fund Skadevergoeding/Damages
8155/07	Lululu Gongo vs Road Accident Fund Skadevergoeding/Damages
8764/07	Tessa Boyers vs Gordon Bruce Beyers Egskeiding/Divorce

9249/07	Anna-Marie J. Clausen vs Pieter Clausen Egskeiding/Divorce
12496/07	Rainotes B Nduna vs Road Accident Fund Skadevergoeding/Damages
13116/07	Othelia Botha vs Road Accident Fund Skadevergoeding/Damages
13672/07	Philip Schreuder vs Road Accident Fund Skadevergoeding/Damages
14705/07	Julian Harris vs Road Accident Fund Skadevergoeding/Damages
3871/05	Pheliswa Cynthia Mkonqo vs Road Accident Fund Skadevergoeding/Damages
14846/08	J P Prinsloo Investments CC vs Whistlers CC
12064/08	Antalis South Africa vs Grand Format Digital CC
4820/07	Mauriet Morris vs Anthony Ghrisha Morris
19991/09	National Housing Finance Corporation Ltd vs Housing Association Blaauberg
5255/06A	SA Truck Bodies (Pty) Ltd vs S Moodliar NO

STRAFSAKE

<u>AFDELING A</u>	S vs C Arendse & 8 ander
<u>AFDELING B</u>	S vs D P Adams & 2 ander
<u>AFDELING C</u>	S vs M Goni & 1 ander
<u>AFDELING D</u>	S vs Q Marinus & 14 ander
<u>AFDELING E</u>	S vs T Guxa
<u>AFDELING F</u>	S vs M Mtakati & 9 ander
<u>AFDELING G</u>	S vs B Small
<u>AFDELING H</u>	S vs W Jones & 5 ander
<u>AFDELING I</u>	S vs M C Gesels
<u>AFDELING J</u>	S vs H Moses
<u>AFDELING K</u>	S vs C Buyiselwa & 1 ander
<u>AFDELING L</u>	S vs R Kruger
<u>AFDELING M</u>	S vs R Jack & 3 ander
<u>AFDELING N</u>	S vs S Beukes & ander
<u>AFDELING O</u>	S vs B J Velleem & 4 ander
<u>AFDELING P</u>	S vs G van der Merwe & 3 ander
<u>AFDELING Q</u>	S vs N Yangwa & 1 ander
<u>AFDELING R</u>	S vs M George & 3 ander
<u>AFDELING S</u>	S vs Y Chao & 18 ander
<u>AFDELING T</u>	S vs A Louw & 1 ander