

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

KAAPSTAD: DONDERDAG, die 13de dag van OKTOBER 2011

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

VOOR SY EDELE REGTER BOZALEK

BEVELE NISI (RULES NISI)

- | | | |
|---|---|----------|
| 1 | West Coast F E T College vs D Liebenberg & 1 ander – Sekwestrasie (Sequestration) | 16764/11 |
| 2 | The Spar Group Ltd vs Hourglass Trading 53 CC – Besitneming (Possession) | 17155/11 |

VERSTEK VONNISSE (DEFAULT JUDGMENTS)

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|----|---|----------|
| 3 | Absa Bank Ltd vs J P Jacobs – Ooreenkoms (Agreement) | 8880/11 |
| 4 | Absa Bank Ltd vs Tranquil Nest 26 (Pty) Ltd & 3 ander – Verband (Bond) | 6983/11 |
| 5 | Absa Bank Ltd vs P S Petersen & 1 ander – Verband (Bond) | 7003/11 |
| 6 | Absa Bank Ltd vs D and G Abels Logistics CC & 2 ander - Verband (Bond) | 15287/10 |
| 7 | Absa Bank Ltd vs D C Hendricks & 1 ander – Verband (Bond) | 8679/11 |
| 8 | Absa Bank Ltd vs Nanini 369 CC & 2 ander – Verband (Bond) | 8676/11 |
| 9 | Absa Bank Ltd vs D and G Abels Logistics CC & 2 ander – Verband (Bond) | 8189/11 |
| 10 | Absa Bank Ltd vs G N Majiet & 2 ander – Verband (Bond) | 9587/11 |
| 11 | Absa Bank Ltd vs A P E Nieuwoudt - | 8673/11 |
| 12 | Absa Bank Ltd vs Pearl Star Investments 316 CC & 3 ander – Verband (Bond) | 7023/11 |
| 13 | Absa Bank Ltd vs F F Muller – Verband (Bond) | 7022/11 |
| 14 | Absa Bank Ltd vs The Trustee for the Time Being of The Paul Upton Family Trust & 1 ander – Verband (Bond) | 6375/11 |
| 15 | Absa Bank Ltd vs Mykaprops 181 CC & 3 ander – Verband (Bond) | 813/11 |
| 16 | Absa Bank Ltd vs Lezmin 2941 CC – Ooreenkoms (Agreement) | 26694/10 |
| 17 | Absa Bank Ltd vs J F Balie & 1 ander – Verband (Bond) | 20074/10 |
| 18 | Absa Bank Ltd vs D and G Abels Logistics & 2 ander – Verband (Bond) | 15120/10 |

19	Better Credit (Pty) Ltd vs N R Manona & 1 ander – Ooreenkoms (Agreement)	16890/11
20	Botha Gagiano t/a BP Motors en Onderdele vs A F Marais -	6064/10
21	Firststrand Bank Ltd vs V S Mdoda & 1 ander – Verband (Bond)	12371/11
22	Home Obligors Mortgage Enhanced Securities (Pty) Ltd vs D C Snyman & 1 ander – Verband (Bond)	6984/11

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

23	Absa Bank Ltd N.O. as trustee for the Capital Property Fund & 1 ander vs New Cape Printing CC & 2 ander – Ooreenkoms (Agreement)	16473/11
24	Firststrand Bank Ltd formerly known as First National Bank of Southern Africa Ltd vs M F Jacobs & 2 ander – Geld Verskuldig (Monies Owing)	17053/11
25	Firststrand Bank Ltd formerly known as First National Bank of Southern Africa Ltd vs F Essop & 1 ander – Verband (Bond)	15670/11
26	Firststrand Bank Ltd formerly known as First National Bank of Southern Africa Ltd vs M D Dixon & 1 ander – Verband (Bond)	16907/11
27	Firststrand Bank Ltd formerly known as First National Bank of Southern Africa Ltd vs R Alexander – Verband (Bond)	16901/10
28	Nedbank Ltd vs W Benjamin & 1 ander – Verband (Bond)	13820/11
29	Nedbank Ltd vs D A Coetzee – Geld Verskuldig (Monies Owing)	5247/09
30	Nedbank Ltd vs A Palmer – Geld Verskuldig (Monies Owing)	15442/11
31	Nedbank Ltd vs N T Neumann & 1 ander – Geld Verskuldig (Monies Owing)	17021/11
32	The Standard Bank of South Africa Ltd vs Y Modack & 1 ander - Ooreenkoms (Agreement)	12297/11
33	The Standard Bank of South Africa Ltd vs M P Kruger & 1 ander - Verband (Bond)	14606/11
34	The Standard Bank of South Africa Ltd vs Kamkaz Trading CC & 1 ander - Verband (Bond)	23936/10
35	The Standard Bank of South Africa Ltd vs The Transparent Cat Plantation (Pty) Ltd & 1 ander – Geld Geleen (Monies Lent)	8606/11
36	The Standard Bank of South Africa Ltd vs D J Talmakkies & 1 ander -	19916A/10
37	The Standard Bank of South Africa Ltd vs Zonnekus Mansions (Pty) Ltd & 2 ander – Verband (Bond)	15363/10

38	The Standard Bank of South Africa Ltd vs C D Woodman & 1 ander - Geld Verskuldig (Monies Owing)	15369/10
39	D Menezes vs C Isaacs – Geld Verskuldig (Monies Owing)	17711/11
40	Nedbank Ltd vs D A Coetzee – Verbandakte (Mortgage Bond)	5247/09
41	Jan Malan Umzingeli CC vs Leaders and Company Ltd – Ooreenkoms (Agreement)	17713B/11

AANSOEKE (APPLICATIONS)

42	D J B Heenop – Sekwestrasie (Sequestration)	20164/11
43	J F van Dalen vs J F van Dalen N.O. & 1 ander - Sekwestrasie (Sequestration)	17806/11
44	T G vs T G Bester & 1 ander – Sekwestrasie (Sequestration)	12729/11
45	N Prinsloo vs A Failrie & 1 ander – Sekwestrasie (Sequestration)	20121/11
46	C J Rabie vs S F A Partnership & 10 ander – Sekwestrasie (Sequestration)	20325/11
47	N Prinsloo vs W R Failrie & 1 ander – Sekwestrasie (Sequestration)	20122/11
48	Rodel Financial Services (Edms) Bpk vs Matthis & Van Tonder Ing. Likwidasie (Liquidation)	3599/09
49	Gilmar Investments (Edms) Bpk vs T.D.C. Technical Diesel Centre BK - Likwidasie (Liquidation)	1833/11
50	Dr George Vicatos vs Isiqu Orthopedics (Pty) Ltd – Likwidasie (Liquidation)	20385/11
51	Sentraal-Suid Kooperasie Bpk vs Kriton Investments (Edms) Bpk - Likwidasie (Liquidation)	20347/11
52	S J Loubser vs Gribbon Trading 57 BK & 1 ander – Likwidasie (Liquidation)	16490/11
53	E J Lambrechts vs De Waldt Very & 5 ander – Kondonasie (Condonation)	20714/11
54	G D Festus vs M F Williams & 5 ander – Boedel (Estate)	17253/11
55	C W Bodington N.O. – Om Testament te Aanvaar (To Accept Will)	20482/11
56	N M Hurworth – Kurator ad Litem (Curator ad Litem)	18911/11
57	H J Loubser – Kurator ad Litem (Curator ad Litem)	20652/11

58	G M A Reynolds – Kurator Bonis (Curator Bonis)	16248/11
59	Mr Video (Pty) Ltd vs Broadway DVD City CC t/a Mr Video Strand on Broadway & 2 ander – Arbitrasie (Arbitration)	18783/11
60	L M vs G W Titus – Uitsetting (Eviction)	18311/11
61	R Pieters N.O. & 1 ander in re R Pieters N.O. & 1 ander vs S Castle & 2 ander – Uitsetting (Eviction)	19618/11
62	W Madatt vs Firstrand Bank Ltd – Relief of Funds	18451/11
63	S A Five Engineering (Pty) Ltd vs K A Engineering CC – Kontrak (Contract)	13321/10
64	Firstrand Bank Ltd vs A M Coetzee – Ooreenkoms (Agreement)	19170/11
65	A A Smego vs C S Johnstone – Verantwoordelikhede/Ouerregte (Responsibilities/Parental Rights)	19148/11
66	A J Fogarty vs J Barrett – Ouerverantwoordelikhede (Parental Rights)	18721/11
67	C Steenkamp vs A Martinson – Blootlegging (Discovery)	12048/11
68	R M Mc Cullough & 3 ander vs Fraai Uitzicht 1798 Farm (Pty) Ltd & 3 ander – Om te Voldoen (To Comply)	19182/11
69	B M McMillan N.O. vs Corporate Business Automation (Pty) Ltd & 2 ander - Blootlegging (Discovery)	11125/08
70	Tygerberg Minolta (Pty) Ltd vs B M McMillan & 3 ander – Blootlegging (Discovery)	5650/10
71	Nasbou (Pty) Ltd vs M F Johnson – Geld Verskuldig (Monies Owing)	14531/10
72	R Sheik vs G Alawie – Verhoorbesonderhede (Trial Particulars)	4159/08
73	S C Larry vs S E Sylvester & 1 ander – Interdik (Interdict)	20175/11
74	The Body Corporate of Senator Park – Interdik (Interdict)	8320/11
75	Mugg and Bean Franchising (Pty) Ltd vs M A de Castro & 1 ander - Interdik (Interdict)	19867/11

EGSKEIDINGS (DIVORCES)

76	S vs J de Kock	18686/11
77	D A vs Q L Loureiro	1197/11
78	I N vs B A J Minnaar	13031/05

79	M S vs S Muller	10793/10
80	J-A vs A Pretorius	1432/09
81	G O vs A M Thompson	17841/11
82	G vs J Welgemoed	19105/11
<u>REëL 43 (RULE 43)</u>		
83	M S vs S A Muller	10793/10

DONDERDAG 13 OKTOBER 2011

AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

SIVIELE SAKE

11879/07	Charles H Parsons vs Basil L Brown & 8 ander	
2580/07	Jacqueline Garvis & ander vs SA Transport & Allied Workers Union	
7846/07	Chevron South Africa (Pty) Ltd vs Xtraprops 66 (Pty) Ltd	
9463/07	Teljoy Business Systems (Pty) Ltd vs Bright Idea Projects 32 CC & 3 ander	
10870/08	Marcom International Coatings Group (Pty) Ltd vs Wilhelm Phillipus Ferreira	
14773/08	Safedeen Petrus Jackson vs Road Accident Fund	Skadevergoeding /Damages
17090/08	Erica Nomdoe vs Road Accident Fund	Skadevergoeding /Damages
17197/08	Mtumcini Belebushe vs Road Accident Fund	Skadevergoeding /Damages
19021/08	Nomawethu Mbucela vs Shahied Hendricks	
4722/08	Ryno Engelbrecht vs Pietr J Johnston	
6212/10	Industrial Development Corporation of SA Ltd vs Plant Waves 498 (Pty) Ltd	
8597/11	Rosrvean Investments 62 (Pty) Ltd vs Vusumzi Lucas Matikinca	
5500/09	Johanna Jacobs vs The Standard Bank of South Africa Ltd	
18787/10	Susan Francis Orton vs Char Trade 246 CC t/a SA Centres	
26238/10	Dorothy Hendricks vs Unassigned	
13717/11	Pareto Ltd & 1 ander vs Kidz Plaground h/a Jimmy's Jungles & 2 ander	
16848/11	Tanya Marais vs Stuart Russel Patrick Byrne & 1 ander	
3378/08	Seriso 675 (Pty) Ltd vs Frans D. van Schalkwyk	
20240/09	Firststrand Bank Ltd vs Pearl Star Investments 253 CC	
15223/08	S Grobbelaar vs Road Accident Fund	Skadevergoeding /Damages

STRAFSAKE

<u>AFDELING A</u>	S vs G van der Merwe & 1 ander
<u>AFDELING B</u>	S vs M Mtakati & 9 ander
<u>AFDELING C</u>	S vs L Luke & 10 ander
<u>AFDELING D</u>	S vs I Isaacs
<u>AFDELING E</u>	S vs G Thomas & 18 ander
<u>AFDELING F</u>	S vs T S Maqubela & 1 ander
<u>AFDELING G</u>	S vs L Momadi & 4 ander
<u>AFDELING H</u>	S vs R M Yeyani S vs T Mapeyi & 2 ander
<u>AFDELING I</u>	S vs B Ndarhala
<u>AFDELING J</u>	S vs M Matanzima & 4 ander
<u>AFDELING K</u>	
<u>AFDELING L</u>	S vs D L Benjamin & 4 ander