

**IN DIE HOë HOF VAN SUID-AFRIKA**

**WES-KAAP HOë HOF**

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**KAAPSTAD: DONDERDAG die 20ste dag van OKTOBER 2011**

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

**VOOR SY EDELE REGTER HENNEY**

**BEVELE NISI (RULES NISI)**

1	J Butler N.O. vs R Botes & 1 ander – Sekwestrasie (Sequestration)	18227/11
2	Ruwokus Fishing (Pty) Ltd vs D G Randall & 1 ander -	18428/11
3	Oosthuizen Marais & Pretorius Inc vs A J Pool & 1 ander - Sekwestrasie (Sequestration)	15383/11
4	Toll Global Forwarding SA (Pty) Ltd vs TSC Thusano Supply Chain (Pty) Ltd – Likwidasie (Liquidation)	18432/11
5	Kango Wines (Pty) Ltd vs J Brits N.O. & 2 ander – Likwidasie (Liquidation)	7901/11
6	G R Cameron vs H K Adams – Ouerlike Regte (Parental Rights)	14497/11

**VOORLOPIGE VONNIS (PROVISIONAL SENTENCE)**

7	Rigafon CC vs W Van Zyl & 2 ander – Geld Verskuldig (Monies Owing)	6378/11
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**VERSTEK VONNISSE (DEFAULT JUDGMENTS)**

8	Absa Bank Ltd vs S C Du Plessis – Ooreenkoms (Agreement)	10071/11
9	Absa Bank Ltd vs K Kansley & 1 ander – Ooreenkoms (Agreement)	11342/11
10	Baedex Financial Corporation (Pty) Ltd f/k/a Quince Property Finance (Pty) Ltd vs Snap Shot Investments 1355 CC & 1 ander - Ooreenkoms (Agreement)	11286/11

11	Bondpro Financial Services (Pty) Ltd vs A G W Van Tonder - Verband (Bond)	15593/11
12	Changing Tides No. 17 (Pty) Ltd N.O. vs J Jansen & 1 ander - Verband (Bond)	13324/11
13	Changing Tides 17 (Pty) Ltd N.O. vs J P Erasmus – Verband (Bond)	24706/10
14	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Limited vs Z Moos & 1 ander – Verband (Bond)	15371/11
15	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs K Booysen & 1 ander – Verband (Bond)	12558/11
16	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs J P Du Toit – Verband (Bond)	13193/11
17	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Limited vs P J Swart & 1 ander – Verband (Bond)	12494/11
18	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs J H Van der Merwe & 1 ander – Verband (Bond)	17189/11
19	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs B P Cross & 1 ander – Verband (Bond)	11346/11
20	Firststrand Finance Company Limited vs I H Alton & 2 ander - Verband (Bond)	9702/11
21	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs G R Hofmeyr & 1 ander – Verband (Bond)	13270/11
22	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs C H Swanepoel – Verband (Bond)	14462/11
23	Firststrand Bank Ltd vs R Hendricks – Verband (Bond)	13084/11
24	S G Harcourt-Wood vs NSDS Group (Pty) Ltd – Geld Verskuldig (Monies Owing)	6613/11

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

25	Absa Bank Ltd vs I Moos – Ooreenkoms (Agreement)	16948/11
26	Absa Bank Ltd vs Kuilsrivier Elektries en Verkoeling Handels-Onderneming CC & 1 ander –	17519/11
27	Absa Bank Ltd vs M A Schuller & 1 ander – Verband (Bond)	5400/11
28	Absa Bank Ltd vs Kuilsrivier Elektries en Verkoeling Handels-Onderneming CC & 1 ander – Suretyship	17519/11
29	Bands Properties (Pty) Ltd vs Trilinear Holdings (Pty) Ltd & 1 ander – Ooreenkoms (Agreement)	14727/11
30	Bands Properties (Pty) Ltd vs Trilinear Holdings (Pty) Ltd & 1 ander – Ooreenkoms (Agreement)	16287/11
31	N Chonco & 1 ander vs S Renoster & 1 ander – Ooreenkoms (Agreement)	17292/11
32	Engen Petroleum Ltd vs Up to Date Trucking – Ooreenkoms (Agreement)	13207/11
33	First National Bank Ltd vs W F Heyns & 1 ander – Verband (Bond)	13194/11
34	Firstrand Bank Ltd vs A Lombaard & 1 ander – Verband (Bond)	14313/10
35	Firstrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs P B H Van Dyk -	16376/10
36	Firstrand Bank Ltd t/a McCarthy Finance a Division of Wesbank vs H Burgess – Ooreenkoms (Agreement)	18783/10
37	Firstrand Bank Ltd vs H Matthee & 2 ander – Verband (Bond)	18146/11
38	Firstrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs P B H Van Dyk – Verband (Bond)	12940/10

39	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs M M Campbell & 1 ander – Verband (Bond)	14312/10
40	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Limited vs P B H Van Dyk – Verband (Bond)	16376/10
41	Investec Private Bank vs D L Oberwortmann – Geld Verskuldig (Monies Owing)	16912/11
42	Mazars Forensic Services (Pty) Ltd vs S Belcher – Geld Verskuldig (Monies Owing)	17388/11
43	The Motor Finance Corporation (Pty) Ltd vs E Hendricks - Beëindiging van ooreenkoms (Termination of Agreement)	17589/11
44	The Motor Finance Corporation (Pty) Ltd t/a MFC vs P E Murphy – Ooreenkoms (Agreement)	18938/11
45	The Motor Finance Corporation (Pty) Ltd vs E Hamza - Beëindiging van ooreenkoms (Termination of agreement)	17588/11
46	The Motor Finance Corporation vs A Achmat – Ooreenkoms (Agreement)	17219/11
47	The Motor Finance Corporation (Pty) Ltd vs S M Abrahams - Ooreenkoms (Agreement)	17938/11
48	Nedbank Ltd vs P E Prinsloo – Ooreenkoms (Agreement)	12940/11
49	Nedbank Ltd vs M Y Isaacs – Verband (Bond)	18235/11
50	Nedbank Ltd vs P H J Joubert – Verband (Bond)	11748/11
51	Nedbank ltd vs N L Chippendale & 1 ander – Verband (Bond)	17054/11
52	Nissan Finance a division of Wesbank a division of Firststrand Bank Ltd vs N G Pasqualle – Ooreenkoms (Agreement)	16533/11
53	Regent Bond Discounting (Pty) Ltd vs C Kannemeyer & 1 ander -	16356/11

54	Secured Mortgages Two (Pty) Ltd vs N H M Noah – Verband (Bond)	16518/11
55	Standard Bank of S.A. Ltd vs C H Briedenhann N.O. & 3 ander - Verband (Bond)	16869/11
56	Standard Bank of S.A. Ltd vs D Dicks & 1 ander - Verband (Bond)	8462/11
57	Wesbank a division of Firstrand Bank Ltd vs F J Martin - Ooreenkoms (Agreement)	16534/11

#### AANSOEKE (APPLICATIONS)

58	L C Hargreaves & 1 ander – Boedeloorgawe (Surrender)	20725/11
59	Triple V Homemakeover WP BK vs T J Oosthuizen t/a CRS Construction – Sekwestrasie (Sequestration)	20913/11
60	M Maserow vs Embroidery Industries CC – Likwidasie (Liquidation)	20168/11
61	A D Burgess vs Cottonfields Knitting Mills (Pty) Ltd – Likwidasie (Liquidation)	20169/11
62	O Groenenstein vs Knysna Leisure Craft (CC) – Likwidasie (Liquidation)	20653/11
63	Gourmet Cape Distributors CC t/a Gourmet Food Distributors Vs Nawane Investment Holdings CC t/a C Baby – Likwidasie (Liquidation)	20726/11
64	Mabarule Security Services CC vs Millsox (Pty) Ltd – Likwidasie (Liquidation)	20743/11
65	P G S Ahern vs Independent Distribution Network (Pty) Ltd - Likwidasie (Liquidation)	22057/11
66	N Cornelius – Kurator ad Litem (Curator ad Litem)	10292/06

67	M A Clews vs P A Ammann – Kondonasië (Condonation)	15694/11
68	Pinkrock Investments (Pty) Ltd vs N B Sedgwick N.O. & 4 ander - Verwydering van eiendom (Removal of property)	16407/11
69	T M Teyise vs Standard Bank SA Ltd & 4 ander – Uitsetting (Eviction)	19275/11
70	The Passenger Rail Association of S.A. vs I Abrahams & 15 ander - Uitsetting (Eviction)	20941/11
71	P S Olivier & 1 ander vs C E G Walton & 9 ander – Ediktale Sitasie (Edictal Citation)	19208/11
72	M G Silver vs J W Silver – Ediktale Sitasie (Edictal Citation)	5416/11
73	K G Ruhoff vs J P Ruhoff – Geld Verskuldig (Monies Owing)	19635/11
74	J R A Moffat vs T Dorrington – Wysiging van Hofbevel (Amendment of Court Order)	20783/11
75	Nedbank Ltd vs C M Van den Heever & 1 ander – Verband (Bond)	1517/11
76	Standard Bank of S.A. Ltd vs WFE Investments (Pty) Ltd & 1 ander – Verband (Bond)	6070/11
77	J Van Rhyn vs A Laattoe – Ouerlike Regte en Verantwoordelikhede (Parental Rights and Responsibilities)	10948/11
78	N Engelbrecht vs D F Van Veenhuyzen – Primêre Sorg (Primary Care)	19327/11
79	C Norman vs A Fredericks – Ouerlike Regte (Parental Rights)	15604/11
80	Tygerberg Minolta (Pty) Ltd vs B M McMillan & 3 ander - Blootlegging (Discovery)	5650/10
81	Kingfisher Homes 4 (Pty) Ltd vs Mike Ryan Construction CC & 15 ander -Interdik (Interdict)	20003/11

82	Lona Citrus (Pty) Ltd vs B L M Williams & 2 ander – Interdik (Interdict)	18217/11
83	Rooiheuwel Estates CC vs Microzone Trading 597 CC & 1 ander - Interdik (Interdict)	19020/11
84	F C Basson N.O. & 2 ander vs Poignant Progress CC - Skikkingsooreenkoms (Settlement Agreement)	27924/10

EGSKEIDINGS (DIVORCES)

85	H A vs P Boshoff	16975/11
86	A vs N J Carelse	17269/11

REëLS 43 (RULES 43)

87	C M vs Q L Assure	15270/11
88	P vs A M Hoffmann	10066/09
89	G M vs R J Fraenkel	8911/11

DONDERDAG 20 OKTOTOBER 2011

AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

13602/06	Maria J Flikweertslensen vs Road Accident Fund	Skadevergoeding/Damages
14331/07	Nicolaas C Klaaste vs Road Accident Fund	Skadevergoeding/Damages
15209/08	Meleney N Van der Berg vs Road Accident Fund	Skadevergoeding/Damages
13066/08	Nolufefe Mqukuse vs Road Accident Fund	Skadevergoeding/Damages
13622/08	The Nice Equipment Company (Pty) Ltd vs Star Film Rentals (Pty) Limited	
15221/08	Jurene Visser vs Road Accident Fund	Skadevergoeding/Damages
15682/08	Colin Edward Kemp vs Road Accident Fund	Skadevergoeding/Damages
17990/08	Simphiwe Duli vs Road Accident Fund	Skadevergoeding/Damages
18641/08	Nkosiphendule Kaspile vs Road Accident Fund	Skadevergoeding/Damages
7287/08	D R J Palm vs Road Accident Fund	Skadevergoeding/Damages
21551/10	The City of Cape Town vs Those Adult males and females Whose names are set out in annexure	
8623/08	Z Myendeki vs Minister of Safety and Security	
11579/11	Zazu Investments CC vs Abdi Jamal Ismael	
17956/11	Jacobus Frederik Botha vs Theresa Botha	
18653/11	Bastion Finance (Pty) Ltd vs Claremont Cottages CC & 1 other	
14775/11	Harry Abraham Hendriks & 2 ander vs Frederick Charles Franklin	
6404/05	Angelique Fernandes vs Mario Almeida Fernandes	

STRAFSAKE

<u>AFDELING A</u>	S vs T Mapeyi & 2 ander
<u>AFDELING B</u>	S vs R M Yeyani
<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 A Maswana
<u>AFDELING G</u>	S vs B Tamane
<u>AFDELING H</u>	S vs S Mthayise & 4 ander
<u>AFDELING I</u>	S vs B Ndarhala
<u>AFDELING J</u>	
<u>AFDELING K</u>	
<u>AFDELING L</u>	S vs D L Benjamin & 4 ander