

**IN DIE HOë HOF VAN SUID-AFRIKA**

**WES-KAAP HOë HOF**

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**KAAPSTAD: DINSDAG die 25ste dag van OKTOBER 2011**

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

**VOOR HAAR EDELE WAARNEMENDE REGTER CLOETE**

**BEVELE NISI (RULES NISI)**

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|---|---|----------|
| 1 | W G Zwiegelaar vs A G Zwiegelaar & 1 ander – Sekwestrasie (Sequestration)             | 19167/11 |
| 2 | J J Hayes vs Die Eksekutrise in die Boedel Wyle N J Dreyer - Likwidasie (Liquidation) | 17254/11 |
| 3 | S J Reinders & 1 ander – Wysiging van Titelakte (Amendment Of Title Deed)             | 19015/11 |
| 4 | Nedbank Ltd vs National Pride Trading 148 (Pty) Ltd - Ooreenkoms (Agreement)          | 2191/11  |

**VERSTEK VONNISSE (DEFAULT JUDGMENTS)**

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|----|---|----------|
| 5  | Absa Bank Ltd vs JL Jurd – Ooreenkoms (Agreement)   | 9807/11  |
| 6  | Baedex Financial Corporation (Pty) Ltd f/k/a Quince Property Finance (Pty) Ltd vs Snapshot Investments 1355 CC & 1 ander – Ooreenkoms (Agreement) | 11286/11 |
| 7  | Changing Tides 17 (Pty) Ltd N.O. vs G Spies & 1 ander - Verband (Bond)  | 9540/11  |
| 8  | Changing Tides 17 (Pty) Ltd N.O. vs F Cader - Verband (Bond)  | 9699/11  |
| 9  | Changing Tides 17 (Pty) Ltd N.O. vs V A Jooste – Verband (Bond)   | 9828/11  |
| 10 | Changing Tides 17 (Pty) Ltd N.O. vs E J Lodewyks & 1 ander – Verband (Bond)   | 9954/11  |

11	Firststrand Bank Ltd vs L D Napoelon & 1 ander – Verband (Bond)	12594/11
12	Firststrand Bank Ltd vs H E Jonker & 1 ander – Verband (Bond)	10762/11
13	Firststrand Finance Company Limited vs M S Dingwayo - Verband (Bond)	16905/11
14	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs G H Koyd – Verband (Bond)	12854/11
15	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs H M Malgarte & 1 ander – Verband (Bond)	18453/11
16	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs P J M De Waal – Verband (Bond)	16983/11
17	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs C Bezuidenhout – Verband (Bond)	16826/11
18	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs A D Wagenaar – Verband (Bond)	13992/11
19	Firststrand Bank Ltd vs N C Gogo – Verband (Bond)	23392/10
20	Firststrand Bank Ltd vs V B Prinsloo & 1 ander – Verband (Bond)	19191/09
21	Firststrand Bank Ltd vs J J Botha & 1 ander -	26468/10
22	Firststrand Bank Ltd vs F P Fieliciano & 1 ander - Verband (Bond)	13135/11
23	M E Loubser & 2 ander vs Ceek Investments Ltd - Geld Verskuldig (Monies Owing)	17149/11
24	Nedbank Ltd vs C Williams – Verband (Bond)	22791/10
25	Standard Bank of S.A. Ltd vs C J Hope & 1 ander - Verband (Bond)	12547/11

26	Standard Bank of S.A. Ltd vs J Malgas – Verband (Bond)	13531/11
27	Standard Bank of S.A. Ltd vs I Gordon & 1 ander - Verband (Bond)	11039/11
28	Specialized Mortgage Capital Warehouse (Pty) Ltd vs T C Poni – Verband (Bond)	2480/11
29	K Watson vs Universal Freight and Logistics -	7817/11

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

30	Absa Bank Ltd vs M Di Nozzi t/a Mamma Roma & 1 ander - Ooreenkoms (Agreement)	16747/11
31	Absa Bank Ltd vs Salestalk 355 (Pty) Ltd & 4 ander -	17573/11
32	Absa Bank Ltd vs S R Stephens – Borgakte (Suretyship)	17527/11
33	Absa Bank Ltd vs Drommedaris Timbers CC & 3 ander - Borgakte (Suretyship)	17535/11
34	Changing Tides 17 (Pty) Ltd N.O. vs J Esterhuizen & 1 ander - Verband (Bond)	24613/10
35	C H E Engelke vs IWCP Security Systems (Pty) Ltd & 5 ander – Geld Verskuldig (Monies Owing)	11206/11
36	Firststrand Bank Ltd vs D Phillips & 1 ander -	15064B/11
37	Firststrand Bank Ltd vs E Nel & 3 ander – Verband (Bond)	15634/11
38	Firststrand Bank Ltd vs S H Hendricks – Verband (Bond)	17207/11
39	Firststrand Bank Ltd vs H A Burgess & 1 ander -	16580/11
40	Firststrand Bank Ltd vs L Breda – Geld Verskuldig (Monies Owing)	17715/11
41	Firststrand Bank Ltd vs D A D Niemand & 1 ander - Verband (Bond)	18210/11

42	Firststrand Bank Ltd vs S Salie & 1 ander – Verband (Bond)	18461/11
43	Firststrand Bank Ltd vs O Basson & 1 ander – Verband (Bond)	18166/11
44	First Rand Bank Ltd vs M N Noroodien & 2 ander - Verband (Bond)	9794/11
45	Firststrand Bank Ltd vs C B De Kock -	15139/11
46	Standard Bank of S.A. Ltd vs M J D’Aguiar – Verband (Bond)	15369/11
47	G T Hardy & 1 ander vs M J Els N.O. & 2 ander – Geld Verskuldig (Monies Owing)	18745/11
48	Nedbank Ltd vs JCR Engineering (Pty) Ltd & 2 ander - Ooreenkoms (Agreement)	15254/11
49	J M M Nieuwoudt vs I A D V Engelbrecht – Geld Verskuldig (Monies Owing)	8269/11
50	Standard Bank of S.A. Ltd vs N Fakier & 1 ander - Verband (Bond)	16470/11
51	Standard Bank of S.A. Ltd vs M A Parker & 1 ander - Verband (Bond)	16175/11
52	Standard Bank of S.A. Ltd vs Full Stop Investments 2 CC & 2 ander – Verband (Bond)	16471/11
53	Standard Bank of S.A. Ltd vs C A Quickfall & 1 ander - Verband (Bond)	19494/10
54	Standard Bank of S.A. Ltd vs E Malan & 1 ander – Verband (Bond)	17680/11
55	Standard Bank of S.A. Ltd vs W P F Smith & 1 ander - Verband (Bond)	9500/11
56	Standard Bank of S.A. Ltd vs Morning Tide Investments 201 (Pty) Ltd & 2 ander – Verband (Bond)	17688/11

57 Standard Bank of S.A. Ltd vs M J D' Aguiar – Verband (Bond) 20514/10

AANSOEKE (APPLICATIONS)

58 L C Hargreaves & 1 ander – Vrywillige Boedeloorgawe (Voluntary Surrender) 20725/11

59 N Amodien vs T Cogill – Sekwestrasie (Sequestration) 18884/11

60 S V Wels vs D V Wels – Sekwestrasie (Sequestration) 20806/11

61 A Diamond vs Capio Capital (Pty) Ltd – Likwidasie (Liquidation) 18443/11

62 Absa Bank Ltd vs Little Swift Investments 403 (Pty) Ltd - Likwidasie (Liquidation) 18845/11

63 Milnerta (Pty) Ltd vs Farrich Investments CC – Likwidasie (Liquidation) 21217/11

64 G C Kachelhoffer N.O. vs Versatex 263 (Pty) Ltd t/a Remax Protea – Likwidasie (Liquidation) 20417/11

65 City of Cape Town vs F C Basson NO & 5 ander – Likwidasie (Liquidation) 20684/11

66 O Miccoli vs TR Giacalone – Ediktale Sitasie (Edictal Citation) 21280/11

67 A Dramat vs R Allie – Ooreenkoms (Agreement) 16289/11

68 Sheriff of the High Court, Goodwood Area 1 vs M A Davids & 2 ander – Tussenpleit (Interpleader) 18612/10

69 M Van de Bank vs S Patterson – Ouerlike Regte (Parental Rights) 20472/11

70 J G D P Enslin vs M J Benson – Blootlegging (Discovery) 19034/07

71 J H Hagen vs S Bosman – Afdwing (Compell) 22088/11

72	L N Macleod vs G G C Macleod – Blootlegging (Discovery)	757/11
73	S Du Preez vs R Du Preez – Blootlegging (Discovery)	10833/11
74	N C vs M E Martin – Blootlegging (Discovery)	5505/11
75	Julonca Beleggings CC vs Civair Maintenance CC - Interdik (Interdict)	19324/11
76	A G Oosthuizen vs C W Oosthuizen – Interdik (Interdict)	20720/11
77	L Collins & 1 ander vs Sanlam Life Insurance Ltd - Verklarende Bevel (Declaratory Order)	20316/11

DIVORCES (EGSKEIDINGS)

78	D J H Burger vs M A Pepino	20896/11
79	A-M B vs A Jordaan	17912/11
80	T vs K Moodley	1819/11
81	A vs G J Serfontein	17913/11

REël 43 (RULES 43)

82	C D vs A M Sarantos	11760/11
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DINSDAG 25 OKTOBER 2011

AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

SIVIELE SAKE

12213/05	Sibosiso Tyesi vs South African Rail Commuter Corporation Limited	Skadevergoeding/Damages
4638/05	Mpumzi Gideon Nkepu vs Absa Bank Ltd	Geld Verskuldig/Monies Owing
7581/07	Versitrade 468 vs Purple Rain P15	Geld Verskuldig/Monies Owing
8595/07	Redbutton CC vs Skyrove (Pty) Ltd	Ooreenkoms/Agreement
15224/08	Mbulelo Sibango vs Road Accident Fund	Skadevergoeding/Damages
15399/08	Martha Olifant vs Road Accident Fund	Skadevergoeding/Damages
17352/08	Johannes van der Westhuizen vs Road Accident Fund	Skadevergoeding/Damages
17798/08	Gerrit A Herholdt vs Road Accident Fund	Skadevergoeding/Damages
18307/08	Akhana Majamane vs Road Accident Fund	Skadevergoeding/Damages
19104/08	Victor Seboka vs Road Accident Fund	Skadevergoeding/Damages
19024/08	Sandile N Toto vs Road Accident Fund	Skadevergoeding/Damages
5036/11	Appie Steenkamp Boerdery (Pty) Ltd vs Tulbagh Water Users Association	Ooreenkoms/Agreement
6419/11	Yousuk Mahomed Miny N.O. vs City of Cape Town	Hersiening/Review
8042/11	Eyke Inga Chinnery vs Knysna Local Municipality & 1 ander	Interdik/Interdict
15909/08	Sandile N Toto vs Road Accident Fund	Skadevergoeding/Damages
8927/11	Standard Bank of South Africa Ltd vs Catherine Jordaan	Geld Verskuldig/Monies Owing
8219/11	Paul John Lamontagne NO & 2 ander vs Andre Marthinus John Linde	
6794/11	JCI Dulux (Pty) Ltd vs Southern Ambition 469 CC	
21643/10	South African National Parks & 1 ander vs The Unlawful Occupants of Erven 33-2844 & ander	Uitsetting/Eviction
9085/08	Mnopf Trustees Limited vs S A Marine Corporation (Pty) Ltd	Ooreenkoms/Agreement
22896/09	Martha Hermina Maritz vs Marius Hough Maritz	Egskeiding/Divorce
19726/10	Deo Gracias Katshingu vs The Chairperson of the Standing Committee for Refugee Affairs	

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>	
<u>AFDELING J</u>	KNYSNA RONDGANG
<u>AFDELING K</u>	SWELLENDAM RONDGANG
<u>AFDELING L</u>	