

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

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**KAAPSTAD: DONDERDAG, die 8ste dag van DESEMBER 2011**

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

**VOOR SY EDELE REGTER BLIGNAULT**

**BEVELE NISI (RULES NISI)**

1	Business Partners Limited vs G Solomons – Sekwestrasie (Sequestration)	9629/11
2	Owen Groenenstein vs Knysna Leisure Craft (CC) – Likwidasie (Liquidation)	20653/11
3	Executive Officer of The Financial Services Board -	679/07
4	Eerste River Medi-Clinic Ltd vs R Jooste & 17 ander – Uitsetting (Eviction)	23270/11
4A	Melomed Hospital Holdings Ltd vs Rondebosch Medical Centre (Pty) Ltd - Anton Pillar	22553/11
5	Zoneska Investments (Pty) Ltd vs Midnight Storm Investments 386 Ltd -	9831/11
6	T Mashugane vs Cape Luxury Cars (Pty) Ltd – Geld Verskuldig (Monies Owing)	11885/11

**VERSTEK VONNISSE (DEFAULT JUDGMENTS)**

7	Absa Bank Ltd vs M E J Mandix – Verband (Bond)	14546/11
8	Absa Bank Ltd in re Absa Bank Ltd vs K J Swart N.O. & 2 ander -	17471/11
9	Absa Bank Ltd vs Phoenix Mouldings Frames Art International CC & 2 ander – Geld Verskuldig (Monies Owing)	10868/11
10	Absa Bank Ltd vs Sharp Move Trading 132 (Pty) Ltd & 1 ander - Verband (Bond)	19366/10
11	VAN ROL VERWYDER DEUR KENNISGEWING	
12	Investec Bank Ltd vs Evening Star 72 (Pty) Ltd & 4 ander -	12303/11
13	Firstrand Bank Ltd vs J J Freeks & 1 ander – Verband (Bond)	15368/11
14	Nedbank Ltd vs A Jessa & 1 ander – Ooreenkoms (Agreement)	6656/11
15	Nedbank Ltd vs F A du Plessis & 1 ander – Verband (Bond)	16584/11
16	Nedbank Ltd vs I B Masumbuko-Kazimbe – Verband (Bond)	16196/11
17	Nedbank Ltd vs R J Claassen & 1 ander – Verband (Bond)	16192/11

18	Nedbank Ltd vs M N Phillips – Verband (Bond)	5836/11
19	Nedbank Ltd vs The Trustees for The Time Being of The F & B Trust - Verband (Bond)	16189/11
20	Nedbank Ltd vs The Trustees for The Time Being of The Tandele Familie Trust – Verband (Bond)	6653/11
21	Nedbank Ltd vs R M Morris & 1 ander – Verband (Bond)	16197/11
22	Nedbank Ltd vs R M Morris & 1 ander – Verband (Bond)	16197/11
23	Nedbank Ltd vs M O Lalo – Ooreenkoms (Agreement)	14356/11
24	Nedbank Ltd vs J P Stanbridge & 1 ander – Ooreenkoms (Agreement)	16238/11
25	The Standard Bank of South Africa Ltd vs J D Engelbrecht – Verband (Bond)	482/10
26	The Standard Bank of South Africa Ltd vs R Nel – Verband (Bond)	15283/11
27	The Standard Bank of South Africa Ltd vs A C Quickelberge – Verband (Bond)	11927/11

#### SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

28	Absa Bank Beperk vs J C Louw & 1 ander – Ooreenkoms (Agreement)	17081/11
29	Absa Bank Ltd vs C H Pieters & 2 ander – Ooreenkoms (Agreement)	1103/11
30	Absa Bank Ltd vs Edie Pieters Eiendomme CC & 2 ander – Ooreenkoms (Agreement)	1102/11
31	Absa Bank Ltd vs W M Matthews & 1 ander – Verband (Bond)	4437/11
32	Absa Bank Ltd vs D de Ridder N.O. & 3 ander -	21302/11
33	Absa Bank Ltd vs D de Ridder N.O. & 5 ander – Ooreenkoms (Agreement)	21298/11
34	Absa Bank Ltd vs D de Ridder N.O. & 4 ander -	21300/11
35	BMW Financial Services (SA)(Pty) Ltd vs K Fialkov – Ooreenkoms (Agreement)	20860/11
36	Emet Diamond Dealers (Pty) Ltd vs M Miller – Verband (Bond)	21242/11
37	FFS Finance South Africa vs B C Kannemeyer – Beëindiging van Ooreenkoms (Termination of Agreement)	17583/11
38	Firststrand Bank Ltd vs M I Emeran & 1 ander – Verband (Bond)	11884/10
39	Firststrand Bank Ltd vs D J Adams & 1 ander – Verband (Bond)	20804/11
40	Firststrand Bank Ltd vs M Williams & 1 ander -	18857/11

41	Firststrand Bank Ltd vs R J Brown & 1 ander – Verband (Bond)	20928/11
42	Firststrand Bank Ltd t/a Wesbank vs T D Julies – Ooreenkoms (Agreement)	19400/11
43	GMSA Financial Services, a division of Wesbank a division of Firststrand Bank Ltd vs Brainwave Projects 337 CC – Ooreenkoms (Agreement)	2145/11
44	GWM Finance, a division of Wesbank, a division of Firststrand Bank Ltd vs A P Small – Ooreenkoms (Agreement)	21789/11
45	I Haasbroek N.O. vs M J Scribante – Geld Verskuldig (Monies Owing)	21377/11
46	SA Taxi Securitisation (Pty) Ltd vs M N Phanginxiwa – Ooreenkoms (Agreement)	20170/11
47	The Standard Bank of South Africa Ltd vs I D Hull – Verband (Bond)	18374/11
48	Standard Bank Ltd vs M R Marlie t/a Marlie Tyres – Beëindiging van Ooreenkoms (Termination of Agreement)	14680/11
49	The Standard Bank of South Africa Ltd vs R Bakardien & 2 ander -	19965/11
50	The Standard Bank of South Africa Ltd vs R C Jacobs – Verband (Bond)	22000/11
51	The Standard Bank of South Africa Ltd vs Environmental Cleansing Solid (Pty) Ltd & 2 ander – Ooreenkoms (Agreement)	20606/11
52	Standard Bank of South Africa Ltd vs M Hendricks -	19916/11
53	The Standard Bank of South Africa Ltd vs R Gordon -	19915/11
54	Sudden Impact Investments 101 (Pty) Ltd vs B Collier – Geld Verskuldig (Monies Owing)	21887/11
55	T van der Merwe vs WCG Glass CC – Geld Verskuldig (Monies Owing)	22473/11
56	Volkswagen Financial Services, a division of Wesbank a division of First Rand Bank Ltd vs Z Parker – Ooreenkoms (Agreement)	21163/11
57	Absa Bank Ltd vs Meltrade 80 CC & 1 ander – Geld Verskuldig (Monies Owing)	12367/11

#### AANSOEKE (APPLICATIONS)

58	D Z Mqokozo & 1 ander – Vrywillige Boedeloorgawe (Voluntary Surrender)	24248/11
59	R G vs L R Buchanan – Sekwestrasie (Sequestration)	22202/11
60	Lazarus Motor Company vs R M David & 1 ander – Sekwestrasie (Sequestration)	23113/11
61	Van Niekerk Uys Prokureurs vs A Strydom & 1 ander – Sekwestrasie (Sequestration)	23733/11

62	Brits en Pretorius vs P H Coetzee -	22308/11
63	The Standard Bank of South Africa Ltd vs J C Brasler & 1 ander - Sekwestrasie (Sequestration)	6510/11
64	A-J Smuts vs Smuts Kemp & Small Inc. – Likwidasie (Liquidation)	23255/11
65	Tarsus Technologies (Pty) Ltd vs Universal Lan Technologies (Pty) Ltd - Likwidasie (Liquidation)	23982/11
66	Centaprops 22 (Pty) Ltd vs Maxwell’s Engineering (Pty) Ltd - Likwidasie (Liquidation)	24589/11
67	Eco-Fert (Pty) Ltd vs Tamaroela Ondernemings CC – Likwidasie (Liquidation)	24508/11
68	Absa Bank Ltd vs Supportplus CC – Likwidasie (Liquidation)	23193/11
69	Absa Bank Ltd vs Spring Forest Trading 311 CC – Likwidasie (Liquidation)	23194/11
70	Absa Bank Ltd vs Moutons Transport (Pty) Ltd – Likwidasie (Liquidation)	23195/11
71	Absa Bank Ltd vs Vredesal Properties CC – Likwidasie (Liquidation)	23196/11
72	Neosho Trading 145 (Pty) Ltd vs P.G.S. Attern – Business Rescue	24562/11
73	J W Stofile – Kurator ad Litem (Curator ad Litem)	24681/11
74	C N Mkabile – Kurator ad Litem (Curator ad Litem)	24680/11
75	S Adams – Kurator Bonis (Curator Bonis)	19885/11
76	S M R Kawesa & 1 ander – Matrimonial Property	22462/11
77	L Bode N.O. vs The Registrar of Deeds -	23853/11
78	Mandwana Trading 2 (Pty) Ltd -	22468/11
79	Absa Bank Ltd vs S F Harris – Oorhandiging van Goedere (Handing Over of Goods)	20911/11
80	Absa Bank Ltd vs Hantam Grondverskuiwings Kontrakteurs CC - Repossession of Assets	21101/11
81	Absa Bank Ltd vs Hantam Civils CC – Repossession of Assets	21100/11
82	Mr Video (Pty) Ltd vs Broadway DVD City CC t/a Mr Video Strand on Broadway & 2 ander – Abitrasie (Arbitration)	18783/11
83	W Keppler vs Claremont Holdings (Pty) Ltd – Abitrasietoekenning (Arbitration Award)	21802/11
84	The Body Corporate of Victoria Mansions Sectional Title Scheme vs B D Mulder – Geld Verskuldig (Monies Owing)	22342/11

85	Absa Bank Ltd vs S.F. Harris – Ooreenkoms (Agreement)	20911/11
86	O E C van Schalkwyk vs The Road Accident Fund – Skadevergoeding (Damages)	24547/11
87	Firststrand Bank Ltd vs M R Nombewu & 2 ander – Pie	21754/11
88	Darwoo Trading t/a Express Auto vs D R Lewis t/a Exclusive Automobile - Uitsetting (Eviction)	21767/11
89	Firststrand Bank Ltd vs M r Nombewu – Uitsetting (Eviction)	21753/11
90	J J Niemand N.O. & 2 ander J J Niemand N.O. & 2 ander vs P Tregidga & 2 ander – Uitsetting (Eviction)	24743/11
91	T Green vs B T L Green & 1 ander – Amendment of C.O.	16748/11
92	South African Clothing and Textile Workers Union (Sactwu) vs S S Buthelezi & 2 ander – Opheffing van Uitspraak (Rescission of Judgment)	22974/11
93	B N Shaw N.O. & 1 ander vs C & F Wine Consumables CC - Tersydestelling (Setting Aside)	23254/11
94	L J Penn vs Sheriff, Western Cape High Court & 1 ander – Tersydestelling (Setting Aside)	24759/11
95	W P Musonda vs C Hendricks – Mede-Voogdyskap (Co-Guardianship)	23920/11
96	A N vs M Baba – Toesig (Custody)	21720/10
97	M vs R N Ryland – Medevoogdyskap (Co-Guardianship)	24459/11
98	L J du Plessis vs Eskom Beherend Beperk – Blootlegging (Discovery)	9789/08
99	R Straughan vs Golden Arrow Bus Services (Pty) Ltd & 1 ander - Blootlegging (Discovery)	8419/09
100	SA Metal Group (Pty) Ltd vs Minister of Safety and Security & 2 ander - Interdik (Interdict)	21266/11
101	S C Larry vs S E Sylvester & 1 ander – Interdik (Interdict)	20175/11
102	Oli-Pro Office Automation (Pty) Ltd vs W Holden & 1 ander - Interdik (Interdict)	23880/11
103	E Dundas vs E Uwitomze – Interdik (Interdict)	20861/11
104	S E vs M G Isaacs	22655/11

EGSKEIDINGS (DIVORCES)

105	J H vs I C Abrahams	17100/11
106	M vs D J Brand	15770/10
107	B vs E L Charles	18123/11
108	A vs G Coetzee	21240/11
109	E vs M C Coetzee	19272/11
110	D D vs G K Duncan	23260/11
111	D vs T-K Fourie	20580/11
112	D vs J F Kriel	4876/11
113	J vs A Lamprecht	18761/11
114	D S vs V L Mostert	5189/08
115	A-M vs H J Richter	13431/11
116	B vs M Steyl	17314/11
117	M J vs R Willemse	9209/11

REëLS 43 (RULES 43)

118	D vs J F Kriel	19059/11
119	M vs I Norshib	5028/10
120	L vs J M Strydom	18788/11
121	A-M vs D Victor	23602/09

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AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

SIVIELE SAKE

14965/08	Fiona Johnson vs Road Accident Fund	Skadevergoeding /Damages
2463/08	Dennis Pillay vs Road Accident Fund	Skadevergoeding /Damages
7121/06	Sakumzi Msengana vs Road Accident Fund	Skadevergoeding /Damages
4444/10	The National Director of Public Prosecutions vs Miriam Johnson	
15239/11	Chad Construction CC vs Uvuyo Trading 109 CC	
9182/11	Nedbank Ltd vs Stoffel Jaars	
1305/11	Aureol Leukes vs William John Leukes	
6510/11	Standard Bank of SA Ltd vs Johan Christiaan Brasler & 1 ander	
27332/10	Spearhead Property Holding (Pty) Ltd vs Mavis Fynn & 4 ander	
1277/08	Jacques Prinsloo vs Minister of Justice and ander	
21867/11	Ashley Ryan Hurst & 1 ander vs Dion Russell Black	
14690/07	Ango Nordic vs Haier SA (Pty) Ltd	
11310/11	Carl Human & Genote vs Gideon Jacobus Steenkamp	
24924/10	S H Botha vs Comnol Prop (Edms) Bpk	
1109/06	Vodacom Service Co (Pty) Ltd vs Daniel J Theron	
14385/11	Premier of the Western Cape vs Kristine Fielies	

STRAFSAKE

AFDELING A

S vs R M Yeyani

AFDELING B

S vs M Mtakati & 9 ander

AFDELING C

S vs L Momadi & 4 ander

AFDELING D

AFDELING E

S vs G Thomas & 18 ander

AFDELING F

S vs T S Maqubela & 1 ander

AFDELING G

S vs I Isaacs

AFDELING H

S vs S Mthayisi & 4 ander

AFDELING I

S vs T Mapeyi & 2 ander

AFDELING J

AFDELING K

S vs L Luke & 10 ander

AFDELING L

S vs D L Benjamin & 4 ander