

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

KAAPSTAD: DONDERDAG, die 22ste dag van AUGUSTUS 2013

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

VOOR HAAR EDELE WAARNEMENDE REGTER SALIE-SAMUELS

BEVELE NISI (RULES NISI)

1	P J vs Y T van Heerden – Terugbesorging van Minderjarige (Return of Minor)	11439/13
2	M P Machin vs Absa Bank Ltd & 1 ander – Interdik (Interdict)	11973/13
3	M P Machin vs Greenhouse Funding (Pty) Ltd & 1 ander – Interdik (Interdict)	11972/13
4	Up-Front Investments 56 (Pty) Ltd & 1 ander vs Widgetrade 205 (Pty) Ltd & 6 ander – Interdik (Interdict)	7323/13
4A	C Owen & 1 ander vs Techmed (Pty) Ltd & 2 ander – Interdik (Interdict)	3818/13

VERSTEK VONNISSE (DEFAULT JUDGMENTS)

5	Absa Bank Ltd vs J van Antwerpen – Verband (Bond)	21907/12
6	Absa Bank Ltd vs I Engelbrecht – Verband (Bond)	7123/13
7	Absa Bank Ltd vs J J Saal – Verband (Bond)	9784/13
8	Absa Bank Ltd vs W L du Plessis & 1 ander – Verband (Bond)	8091/13
9	Absa Bank Ltd vs A H Krotz & 1 ander – Verband (Bond)	9185/13
10	Absa Bank Ltd vs P J Badenhorst – Verband (Bond)	9503/13
11	Absa Bank Ltd vs W van Schalkwyk & 1 ander – Leningsooreenkoms (Loan Agreement)	5780/13
12	Absa Bank Ltd vs C B Nicholls & 1 ander – Verband (Bond)	8964/13
13	Absa Bank Ltd vs P Burghart & 1 ander – Verband (Bond)	8120/13
13A	Changing Tides 17 (Pty) Ltd N.O. vs B L Harrison & 1 ander - Ooreenkoms (Agreement)	7616/12
13B	Absa Bank Ltd vs Perl Zips CC & 2 ander – Ooreenkoms (Agreement)	11551/12
14	Firststrand Bank Ltd vs G Bisbikos – Verband (Bond)	21422/12
15	Firststrand Bank Ltd vs M Sauls – Verband (Bond)	8925/12

16	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs A C Le Roux & 1 ander – Verband (Bond)	2338/09
17	Firststrand Bank Ltd vs Z Giwu – Geld Verskuldig (Monies Owing)	4863/12
18	Nedbank Ltd vs T L Nicholls & 1 ander – Geld Verskuldig (Monies Owing)	202/13
19	Nedbank Ltd vs P E Severs N.O. & 1 ander – Verband (Bond)	9266/13
20	Nedbank Ltd vs W Jacobs – Verband (Bond)	8400/13
21	Nedbank Ltd vs G Page & 1 ander – Verband (Bond)	8401/13
22	Nedbank Ltd vs C Cornelson & 1 ander – Verband (Bond)	7984/13
23	The Standard Bank of South Africa Ltd vs E Cloete – Verband (Bond)	7701/13
24	The Standard Bank of South Africa Ltd vs S Snyders & 3 ander - Verband (Bond)	10746/13
25	The Standard Bank of South Africa Ltd vs M Debbes & 1 ander - Verband (Bond)	5157/13

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

26	Absa Bank Ltd vs S D Kieswetter – Termination Agreement	11523/13
27	Absa Bank Ltd vs C A May & 1 ander – Verband (Bond)	7849/13
28	Absa Bank Ltd vs V W Kenned – Verband (Bond)	9723/13
29	Absa Bank Ltd vs W Hendricks – Termination Agreement	10422/13
30	Blue Financial Services (South Africa)(Pty) Ltd vs X M Ntaba - Geld Verskuldig (Monies Owing)	9728/13
31	Mercedes-Benz Financial Services South Africa vs J S D Cloete - Termination Agreement	10010/13
32	Nedbank Ltd vs T A Bam – Verband (Bond)	9901/13
33	Nostic Private Equity 001 (Pty) Ltd vs Zero Plus Trading 155 (Pty) Ltd - Verband (Bond)	8751/13
34	The Standard Bank of South Africa Ltd vs Kayex Global Import and Export CC & 2 ander – Verband (Bond)	7698/13
35	The Standard Bank of South Africa Ltd vs R J C Topping – Verband (Bond)	10617/13
36	Sulnisa Development Company (Pty) Ltd vs Sasol Oil (Pty) Ltd - Skadevergoeding (Damages)	9730/13

AANSOEKE (APPLICATIONS)

37	D G Webster – Vrywillige Boedeloorgawe (Voluntary Surrender)	13545/13
38	G F vs G J Engelbrecht – Sekwestrasie (Sequestration)	13489/13
39	A Lewis vs S P Janse van Rensburg – Sekwestrasie (Sequestration)	12609/13
40	Gouws & Ass vs P S de Klerk – Sekwestrasie (Sequestration)	12549/13
41	R Pieters N.O. & 2 ander vs A Burger N.O. & 1 ander – Sekwestrasie (Sequestration)	13346/13
42	Roldah Construction CC – Vrywillige Likwidasië (Voluntary Liquidation)	12514/13
43	N M Hobbs N.O. vs Cadema Industries (Pty) Ltd – Likwidasië (Liquidation)	13204/13
44	The Standard Bank of South Africa Ltd vs Tweederivier Landgoed Pty Ltd - Likwidasië (Liquidation)	13175/13
45	J Riley & 1 ander vs Rosmead Investment Consultants Nominees (Pty) Ltd - Likwidasië (Liquidation)	12942/13
46	Much Asphalt (Pty) Ltd vs Inter Coast Civils CC – Likwidasië (Liquidation)	13156/13
47	G C Franciscus vs Road Accident Fund – Kurator ad Litem (Curator ad Litem)	8264/12
48	N P Sontlaba vs The Road Accident Fund – Kurator Bonis (Curator Bonis)	19071/12
49	J Willemse vs The Road Accident Fund – Kurator ad Litem (Curator ad Litem)	19076/12
50	W F Bonase – Kurator Bonis (Curator Bonis)	7861/05
51	C S Johnstone vs A A Smego – Ouerverantwoordelikhede (Parental Responsibilities)	12996/13
52	Mijanker Holdings (Pty) Ltd vs Ecotherm Geysers (Pty) Ltd & 1 ander - Business Rescue	13296/13
53	H M Carstens SC N.O. vs WidgeTrade 205 (Pty) Ltd & 6 ander - Section 262 Companies Act	7324/13
54	Bravospan 231 CC vs A A Williams & 2 ander – Voorkoming – Ontwettige Uitsetting (Prevention – Illegal Eviction)	10112/13
55	Anne White Investments CC vs N A Einarsen & 2 ander – Uitsetting (Eviction)	12018/13
56	Kray Africa CC vs M R Motlekar & 2 ander – Uitsetting (Eviction)	12020/13
57	The Standard Bank of South Africa Ltd vs J W Lubbe & 1 ander - Ediktale Sitasië (Edictal Citation)	13529/13

58	Wesbank a division of Firstrand Bank Ltd vs Dr Andre Truter - Skikkingssoorenkoms (Settlement Agreement)	11026/13
59	Wesbank a division of Firstrand Bank Ltd vs Dr Andre Truter - Skikkingssoorenkoms (Settlement Agreement)	11025/13
60	H vs M Krugel – Wysiging van Skikking (Amendment of Consent)	10816/13
61	C Louw vs Firstrand Bank Ltd & 3 ander – Opheffing & Tersydestelling van Uitspraak (Rescission & Setting Aside of Judgment)	10122/13
62	Daku Calana Investment Holdings (Pty) Ltd vs S P C Terblanche - Opheffing van Hofbevel (Rescission of Court Order)	20190/12
63	M R Buffkins vs N Gallo – Tussentydse Bevel (Interim Order)	1590/13
64	Nedbank Ltd vs M J Pennacchini – Blootlegging (Discovery)	26116/10
65	Minister of Safety & Security vs B Qaku – Blootlegging (Discovery)	18788/12
66	A vs E P van Wyk – Blootlegging (Discovery)	1411/13
67	R-L Harley vs I C Okkers – Blootlegging (Discovery)	10135/09
68	Absa Bank Ltd vs Zalvest Twenty (Pty) Ltd & 1 ander – Verklarende Bevel (Declaratory Order)	4620/13
69	M Wraith N.O. & 3 ander vs W P van Vuuren t/a Wizard - Verklarende Bevel (Declaratory Order)	9347/13
70	Standard Bank SA Ltd vs P G Kolbe & 1 ander – Verklarende Bevel (Declaratory Order)	23156/12
71	A vs P du Randt – Verklarende Bevel (Declaratory Order)	13570/13
72	Absa Bank Bpk vs J Daniels – Verband (Bond)	2526/12

EGSKEIDINGS (DIVORCES)

73	T B vs M Scheffler	12221/13
74	H vs L-A Stoop	13124/13
75	S vs F Tikayo	5739/13

REëLS 43 (RULES 43)

76	C L vs J Coetzee	3354/12
77	D vs J Mans	9228/13
78	M R vs D Rademan	10841/13 + 8384/13

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23933/12	Hugh Glenister vs President of the Republic of SA
5173/11	Control Room Trading 57 CC vs Auto Parts Distributors (Edms) Bpk
17339/08	Mandisa Virginia Ngubela vs The City of Cape Town
11399/09	Vangate Development Company (Pty) Ltd vs Aziz Bholat Trading CC t/a MY Diners
14323/09	Alwyn Johannes Burger Snr vs Derick Uys
24275/10	Maria Fatima Fernandes vs Trovao Fernandes
3452A/10	Mbulelo Gladstone Qolohle vs The Minister of Correctional Services
10996/12	NDPP vs Seth G Collett
19649/11	Ingrid Veronica Ourson vs Giant Sweets & Chocolates CC
21546/12	Pieter Andre Burger vs L & P Designer Invention CC
21709/12	Frank Albert Rurser vs Unassigned
12969/11	Freddie Daniels vs Paul Beresford
22947/12	Martina Florence Brown vs Unassigned
3848/13	The Ad Hoc Central Authority for the Republic of South Africa vs Nadya Brand
2480/13	Peter Emil Meyer vs The Christo Dreyer Trust
7533/13	Oasis Crescent Property Fund Managers vs Alpine Trading
23930/10	Enver D October vs Strata Civils
7234/13	Gold Port Estates (Pty) Ltd & 1 other vs Copperzone 108 (Pty) Ltd & 1 ander
9800/13	CSM Consulting Services vs Jacobus Paulus Lessing & ander
5624/13	Frances De Vos vs Jacob De Vos
8243/13	Basfour 2295 (Pty) Ltd vs Theodore Bernard Woolf & 1 ander
8456/09	Sumari Wiese vs Road Accident Fund Skadevergoeding/Damages
17622/08	Firststrand Bank Finance Company Limited vs Peter Jacque Wagner
12787/10	Siphokazi Eineth Sibhengile vs Raymond Mojanic Inc.

STRAFSAKE

<u>AFDELING A</u>	S vs F W Coetzer & 3 ander
<u>AFDELING B</u>	S vs S Mbebe & 2 ander
<u>AFDELING C</u>	S vs L Mbijana & 2 ander
<u>AFDELING D</u>	S vs A Damente & 3 ander
<u>AFDELING E</u>	S vs G Thomas & 18 ander S vs Fabianus Heelu Phillipus
<u>AFDELING F</u>	S vs Gary Peters & 1 ander
<u>AFDELING G</u>	S vs T A Jam-Jam & 12 ander
<u>AFDELING H</u>	S vs T S Maqubela & 1 ander
<u>AFDELING I</u>	S vs A Johnson
<u>AFDELING J</u>	S vs Mziwabantu Madiba Mncwengi & 6 ander
<u>AFDELING K</u>	S vs M Petersen & 15 ander
<u>AFDELING L</u>	