

IN DIE HOË HOF VAN SUID-AFRIKA

(WES-KAAP HOË HOF, KAAPSTAD)

KAAPSTAD: DINSDAG op die 9de dag van JULIE 2013

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

VOOR SY EDELE REGTER DESAI

TOELATINGS (ADMISSIONS)

A	H Jurgens – Attorney (Prokureur)	8876/13
B	W J McGregor – Attorney (Prokureur)	8994/13

BEVELE NISI (RULES NISI)

1	A Wiffen vs M Hamman & 1 other – Sekwestrasie (Sequestration)	788/13
2	Agri Veevoer Wes-Kaap (Pty) Ltd vs S H Walters & 1 ander - Sekwestrasie (Sequestration)	12363A/12
3	Aqua Vit Close Corporation vs N Mathews – Sekwestrasie (Sequestration)	8428/13
4	Nedbank Limited (f/k/a Nedcor Bank Limited in re G A Groenewald vs B J De Jager & 1 ander – Sekwestrasie (Sequestration)	6548/13
5	M D Slabber vs W R Shuttes & 1 ander – Sekwestrasie (Sequestration)	8419/13
6	GC Olivier vs C J Labuschagne & 1 ander – Sekwestrasie (Sequestration)	5557/13
7	G G Lotz vs Servinet 110 CC t/a Slainte – Likwidasië (Liquidation)	7665/13
8	65 On Marine Body Corporate vs Bayaphambili Properties 52 (Pty) Ltd – Likwidasië (Liquidation)	8053/13
9	Absa Bank Limited vs Amagen Development (Pty) Limited - Likwidasië (Liquidation)	8375/13

10	P G Bison Limited in re P G Bison Limited vs Veneer Concepts (Pty) Ltd – Perfektering van Notariële Verband (Perfection of Notarial Bond)	8919/13
11	W L vs C H Badenhorst – Minagting (Contempt)	10496/13
12	S J V Mkuchane vs R F Minnies & 1 ander – Primêre Verblyf (Primary Residence)	25066/11
13	W M Michaels vs F Hardnick & 2 ander – Verklarende Bevel (Declaratory Order)	4606/13

VERSTEK VONNISSE (DEFAULT JUDGMENTS)

14	Absa Bank Ltd vs J E Swanepoel & 1 ander – Verband (Bond)	3112/13
15	Absa Bank Ltd vs S P Mpemnyama & 1 ander – Verband (Bond)	22032/12
16	Absa Bank Ltd vs A L Pieterse – Verband (Bond)	2521/13
17	Absa Bank Ltd vs H C Lottriet & 3 ander – Ooreenkoms (Agreement)	22372/12
18	Absa Bank Ltd vs J A Van der Westhuizen & 1 ander – Verband (Bond)	26211/10
19	Absa Bank Ltd vs Z Ebrahim – Verband (Bond)	1661/13
20	Absa Bank Ltd vs M S Madikane & 1 ander – Verband (Bond)	12356/12
21	Absa Bank Ltd vs E Jones & 2 ander – Verband (Bond)	19886/12
22	Absa Bank Ltd vs G G Van der Vindt & 1 ander – Verband (Bond)	2588/13
23	Changing Tides 17 (Pty) Ltd N.O. vs I J Heunis & 1 ander – Verband (Bond)	9081/12
24	Changing Tides 17 (Pty) Ltd N.O. vs R Jacobs & 1 ander – Verband (Bond)	22190/09
25	Firststrand Bank Ltd vs L D Napoleon & 1 ander – Verband (Bond)	12594/11
26	First Rand Bank Ltd vs L J Petersen – Verband (Bond)	4905/11
27	Firststrand Bank Ltd vs M C Sishuba – Verband (Bond)	21691/12

28	Firststrand Bank Ltd vs J Williams & 1 ander – Verband (Bond)	6845/11
29	Firststrand Bank Ltd vs S A Stander – Verband (Bond)	11850/11
30	Standard Bank of S.A. Ltd vs Trustees for the time being of the Kotie Pepler Childrens Trust & 5 ander – Geld Verskuldig (Monies Owing)	7816/13
31	Standard Bank of S.A. Ltd vs A O Africa & 1 ander – Verband (Bond)	15528/12
32	Standard Bank of S.A. Ltd vs E J November & 1 ander – Verband (Bond)	5207/13
33	Standard Bank of S.A. Ltd vs G H Lewis & 1 ander – Verband (Bond)	21106/12
34	A Van den Berg vs M Van den Berg – Beëindiging van mede-eienaarskap Van eiendom (Termination of co-ownership of property)	6684/13

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

35	Absa Bank Ltd vs Dortyger 288 CC & 1 ander – Geld Verskuldig (Monies Owing)	7310/13
36	Absa Bank Ltd vs T G Du Toit & 3 ander – Geld Verskuldig (Monies Owing)	7311/13
37	Absa Bank Ltd vs OPN Chartered Accountants inc & 1 ander - Geld Verskuldig (Monies Owing)	6091/13
38	Absa Bank Ltd vs S Goldschmidt – Verband (Bond)	6037/13
39	Absa Bank Ltd vs A Van Biljon & 1 ander – Verband (Bond)	6164/13
40	Absa Bank Ltd vs M N Petersen & 1 ander – Verband (Bond)	5922/13
41	Absa Bank Ltd vs D Blackway & 1 ander – Verband (Bond)	7014/13
42	Absa Bank Ltd vs P F Sonnenberg – Geld Verskuldig (Monies Owing)	7477/13
43	Absa Bank Ltd vs HB Prime Properties (Pty) Ltd & 1 ander - Verband (Bond)	3047/13
44	Berry and Donaldson (Pty) Ltd vs S L Hubbard – Ooreenkoms (Agreement)	6776/13

45	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs S O Neaves & 2 ander – Verband (Bond)	7692/13
46	First Rand Bank Ltd vs E Abrahams – Verband (Bond)	5554/13
47	Firststrand Bank Ltd vs Pamish Investments No. 34 (Pty) Ltd & 3 ander - Verband (Bond)	4123/13
48	Firststrand Bank Ltd vs J F Buitendag N.O. & 2 ander – Verband (Bond)	19117/12
49	Grootbrak Trusses (Edms) Bpk t/a Grootbrak Trusses vs Thaba Development – Geld Verskuldig (Monies Owing)	6854/13
50	Indawo (Cape) (Pty) Ltd vs Hermans & Roman Property Solutions (Pty) Ltd – Geld Verskuldig (Monies Owing)	7796/13
51	Mainfin (Pty) Ltd vs S Pienaar – Ooreenkoms (Agreement)	18395/12
52	Nedbank Ltd vs Z Otto & 1 ander – Verband (Bond)	1563/13
53	Nissan Finance vs J F Buitendag – Kansellasië van ooreenkoms (Cancellation of agreement)	5588/13
54	Volvo Southern Africa (Pty) Ltd vs Greenbro CC -	7195/13
55	C Reddy N.O & 3 ander vs Zilvermijnbosch Estate Holdings(Pty) Ltd - Geld Verskuldig (Monies Owing)	7243/13
56	Wesbank vs D Neilon – Skadevergoeding (Damages)	7149/13

AANSOEKE (APPLICATIONS)

57	R Barkhuizen – Vrywillige Boedeloorgawe (Voluntary Surrender)	10201/13
58	K H Hulley vs E L M Toerien – Sekwestrasie (Sequestration)	10402/13
59	I E Nettel vs O S Boettger – Sekwestrasie (Sequestration)	9361/13
60	J Malherbe – Vrywillige Boedeloorgawe (Voluntary Surrender)	8429/13
61	B A Davids N.O & 1 ander vs D R Bouwer N.O & 2 ander - Sekwestrasie (Sequestration)	9127/13
62	S R Brown & 4 ander vs M L Ray & 1 ander – Sekwestrasie (Sequestration)	9519/13

63	D J Suter vs A Essa – Sekwestrasie (Sequestration)	6404/13
64	Vital Link Catering Sales CC vs Route 66 Management Solutions CC – Likwidasie (Liquidation)	10042/13
65	MCG Industries (Pty) Ltd t/a MCG Plastic Injection Moulding vs Hannibal Safari Equipment (Pty) Limited – Likwidasie (Liquidation)	9388/13
66	MCG Industries (Pty) Ltd t/a MCG Plastic Injection Moulding vs Deban Investments Nine (Pty) Ltd – Likwidasie (Liquidation)	9389/13
67	Peri Formwork Scaffolding Engineering (Pty) Ltd vs Constantiaberg Parking CC – Likwidasie (Liquidation)	9200/13
68	Prisma Packaging (Proprietary) Limited vs Seven Falls Trading 55 (Proprietary) Limited – Likwidasie (Liquidation)	20580/12
69	E Lawson vs LA Viue Investments (Pty) Ltd – Likwidasie (Liquidation)	10045/13
70	Investec Bank Limited vs Tidal Place (Pty) Ltd – Likwidasie (Liquidation)	10260/13
71	Time is money Finance Bk vs Zelpy 2900 (Edms) Bpk - Likwidasie (Liquidation)	9747/13
72	M W Rasenberger vs Somerset West Central Mini Market (Pty) Ltd – Likwidasie (Liquidation)	10332/13
73	F Ficoroni vs P & F Gelato (Pty) Ltd – Likwidasie (Liquidation)	9760/13
74	T Kyriotis vs Colossus Motors CC – Likwidasie (Liquidation)	9982/13
75	B A Shaw vs Black Vanilla Productions CC – Likwidasie (Liquidation)	9863/13
76	L Borges vs Wilson & Herd Electrical Wholesalers (Pty) Ltd - Likwidasie (Liquidation)	4588/13
77	H G Rotmann vs N U Rotmann – HVK (ANC)	6421/13
78	G H Edwards & 1 ander – Registrasie van Na Huwelikse Kontrak (Registration of Post Nuptial Contract)	10527/13

79	J Leach & 1 ander – HVK (ANC)	7351/13
80	J C Roman – Kurator Ad Litem (Curator Ad Litem)	10222/13
81	E Achilles – Kurator Ad Litem (Curator Ad Litem)	10221/13
82	A Nyaka – Kurator Ad Litem (Curator Ad Litem)	10594/13
83	F Jansen – Kurator Ad Litem (Curator Ad Litem)	10486/13
84	J N Meki – Kurator Ad Litem (Curator Ad Litem)	10608/13
85	I G Fourie – Kurator Ad Litem (Curator Ad Litem)	10586/13
86	M A Pietersen – Kurator Ad Litem (Curator Ad Litem)	16208/12
87	C Cornelius vs Road Accident Fund – Hersiening (Review)	3728/13
88	C Cornelius vs Road Accident Fund – Hersiening (Review)	9518/13
89	The National Director of Public Prosecutions vs T Phoswa - Preserveringsbevel (Preservation Order)	8288/13
90	S L Mehl vs V G Ricciardi – Minagting van die Hof (Contempt of Court)	19906/
91	Nedbank Limited vs A Israel & 3 ander – Uitsetting (Eviction)	1487/13
92	S W Van Rooi N.O & 1 ander vs Y L Hess & 3 ander - Uitsetting (Eviction)	8618/13
93	S W Van Rooi N.O & 1 ander vs Y L Hess – Uitsetting (Eviction)	8617/13
94	P Congia & 1 ander – Uitsetting (Eviction)	9731/13
95	Absa Bank Ltd vs J Salie – Geld Verskuldig (Monies Owing)	6424/13
96	Absa Bank Limited vs C L Steinhoffel & 1 ander – Geld Verskuldig (Monies Owing)	8240/13
97	Standard Bank of South Africa Limited vs M Tsygankov & 1 ander – Verband (Bond)	12546/12

98	Business Partners Limited vs P Swart & 3 ander – Leningsooreenkoms (Loan Agreement)	8049/13
99	Much Asphalt (Pty) Ltd vs Toleni Construction & 2 ander - Skikkingsakte (Settlement Agreement)	5349/13
100	Absa Bank Limited vs W M Matthews & 1 ander - Geld Verskuldig (Monies Owing)	8599/13
101	The Standard Bank of South Africa Limited vs R J Swartz & 1 ander – Ooreenkoms (Agreement)	5020/13
102	Absa Bank Limited vs R W Van Roodt – Geld Verskuldig (Monies Owing)	8846/13
103	Investec Bank Ltd vs Mista Motts Investments (Pty) Limited & 2 ander – Uitspraak (Judgment)	17863/09
104	J Steyn and Seun Bk & 2 ander vs Transnational Freightlink (Pty) Ltd & 2 ander – Uitspraak (Judgement)	10077/13
105	Redefine Properties Limited vs Midmar Liquors Limited - Kansellasië van Huur Ooreenkoms (Cancellation of Lease Agreement)	9203/13
106	Absa Bank Ltd vs G F Swanepoel -	8108/12
107	O Mushiri vs Minister of Department of Home Affairs - Finale Verwerping (Final Rejection)	9079/13
108	S Hussain vs Minister of Dept of Home Affairs – Appél teen finale Verwerping (Appeal against Final rejection)	7138/13
109	D J Kreiger vs J Katz & 3 ander – Weerhouding van uitsetting (Stay of execution)	10233/13
110	M Cronje & 1 ander – Wysiging van skikkingsooreenkoms (Amendment of Consent Paper)	10388/13
111	R M Unger vs S Otto & 2 ander – Verklarende Bevel (Declaratory Order)	6681/04
112	L E McEvoy vs L S Mcewen & 1 ander – Ouerlike regte (Parental Rights)	12727/12

113	A G A E Kouwenhoven & 2 ander – Ouerlike ooreenkoms (Parental Agreement)	10387/13
114	Creditsmith Capital Partners (Pty) Ltd vs P F Sonnenberg & 2 ander - Konsolidasie van sake (Consolidation of matters)	14013/08+ 14014/08+ 14015/08+ 14016/08
115	Investec Bank Ltd vs Easy Hire (Pty) Ltd & 5 ander – Verhoorbesonderhede (Trial particulars)	26384/09
116	N A Sansom N.O. vs Dennis Randall Property Group (Pty) Ltd & 3 ander – Verhoorbesonderhede (Trial Particulars)	4284/09
117	City of Cape Town vs Bellandia Ltd & 1 ander – Verhoorbesonderhede (Trial Particulars)	7531/10
118	Nedbank Ltd vs Control Room Trading 43 CC & 1 ander – Nadere Besonderhede (Further Particulars)	5223/09
119	M F Chetty vs S Chetty – Blootlegging (Discovery)	4879/12
120	J S De Villiers vs P M Moses – Blootlegging (Discovery)	10168/12
121	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs Fynbosland 347 CC & 1 ander – Afdwing (Compel)	2874/10
122	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs Fynbosland 347 CC & 5 ander – Blootlegging (Discovery)	1365/12
123	F J Bobbert vs P F Sonnenberg & 1 ander – Blootlegging (Discovery)	20009/08
124	I Rawat vs G Fairlamb t/a Stereo Musicality – Blootlegging (Discovery)	18179/11
125	N P Ras vs C J H Swanepoel & 1 ander – Blootlegging (Discovery)	27066/10
126	C G Magaldi vs N J Magaldi – Interdik (Interdict)	16683/08
127	Risk Benefit Solutions (Pty) Ltd vs D Percy & 1 ander - Interdik (Interdict)	2106/13

128	Nedbank Ltd vs P N Gumbi – Verklarende Bevel (Declaratory order)	18290/12
129	Nedbank Ltd vs A Cozett & 1 ander – Verklarende Bevel (Declaratory Order)	21122/12
130	L P Pittaway vs B A Benvick – Verklarende Bevel (Declaratory Order)	10407/13
131	Nedbank Ltd vs D J Bell & 1 ander – Verband (Bond)	23438/12
132	Pedal Power Association vs Cycling South Africa – Verklarende Bevel (Declaratory Order)	8546/13
133	Firststrand Bank Ltd vs Y Hartley – Verklarende Bevel (Declaratory Order)	21581/12
134	Moosa Wagley & Petersen Inc & 1 ander vs Nedbank Ltd - Verklarende Bevel (Declaratory Order)	9799/13
135	Firststrand Bank Ltd vs W D Botman & 1 ander – Ooreenkoms (Agreement)	14055/12
136	Nedbank Ltd vs C L Petersen – Verklarende Bevel (Declaratory Order)	2350/13
137	H L Esau N.O. & 5 ander vs H Solomons & 7 ander – Verklarende Bevel (Declaratory Order)	9750/13
138	Firststrand Bank Ltd vs R R Plaatjies & 1 ander – Verklarende Bevel (Declaratory order)	16176/12
139	Standard Bank of S.A. Ltd vs D Smit – Verklarende Bevel (Declaratory Order)	1937/12
140	H Hendricks vs M J Hendricks & 1 ander – Verklarende Bevel (Declaratory order)	9140/13
141	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs J J Veldsman & 1 ander – Verklarende Bevel (Declaratory Order)	4078/13
142	T Matthews vs Director General: Home Affairs & 1 ander - Verklarende Bevel (Declaratory Order)	7585/13
143	Firststrand Bank Ltd vs J C Williams – Verklarende Bevel (Declaratory order)	11178/12

- 144 Firstrand Bank Ltd vs G C Grobler & 1 ander – Verklarende Bevel (Declaratory Order) 21512/12
- 145 J B Bray vs Director General: Home Affairs & 1 ander – Verklarende Bevel 7682/13 (Declaratory Order)
- 146 R T Mhungu vs Director General: Home Affairs & 1 ander - Verklarende Bevel (Declaratory Order) 8425/13
- 147 T Naude vs J A Naude & 1 ander – Verklarende Bevel (Declaratory Order) 10601/13
- 148 Shoprite Checkers (Pty) Ltd t/a Rainbow Finance vs Du Plessis & Partners 10472/13 Verklarende Bevel (Declaratory order)
- 149 Polypak (Pty) Ltd vs IQ Foods CC & 5 ander – Verklarende Bevel (Declaratory Order) 9372/13
- 150 Changing Tides 17 (Pty) Ltd N.O. vs S Kruger N.O. & 1 ander - Verklarende Bevel (Declaratory order) 20512/11
- 151 E G Woodman vs S B Woodman & 1 ander – Verklarende Bevel (Declaratory Order) 2945/13
- 152 Dept of Rural Development & Land Reform & 1 ander vs The Occupiers of certain of the constructed on or near Rutgier, Pontac Stuckeris, Aspeling and New Hanover (Keizergracht) Streets, Zonnebloem & 3 ander – Interdik (Interdict) 9399/13

