

**IN DIE HOË HOF VAN SUID-AFRIKA**

**(WES-KAAP HOË HOF, KAAPSTAD)**

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**KAAPSTAD: DONDERDAG op die 6de dag van JUNIE 2013**

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

**VOOR SY EDELE WAARNEMENDE REGTER WRAGGE**

**BEVELE NISI (RULES NISI)**

- |   |   |         |
|---|---|---------|
| 1 | B Carnegie vs P P O Dos Santos & 2 ander – Sekwestrasie (Sequestration)       | 5936/13 |
| 2 | J R Thorne vs The Jam Warehouse Software (Pty) Ltd – Likwidasie (Liquidation) | 6282/13 |
| 3 | R A Dadarker & 1 ander vs W Ebrahim & 3 ander – Interdik (Interdict)          | 5009/13 |

**VERSTEK VONNISSE (DEFAULT JUDGMENTS)**

- |    |   |          |
|----|---|----------|
| 4  | Absa Bank Ltd vs M Sibanda & 1 ander – Verband (Bond)                                 | 4247/13  |
| 5  | Absa Bank Ltd vs P J D Van der Walt & 1 ander – Verband (Bond)                        | 4017/13  |
| 6  | Absa Bank Ltd vs C P Witbooi & 1 ander – Verband (Bond)                               | 2443/13  |
| 7  | Absa Bank Ltd vs C S Farmer – Verband (Bond)  | 6035/13  |
| 8  | Absa Bank Ltd vs F J Geduldt & 1 ander – Verband (Bond)                               | 5960/13  |
| 9  | Absa Bank Ltd vs J J A Van Zyl – Verband (Bond)                                       | 3893/13  |
| 10 | Changing Tides 17 (Pty) Ltd N.O. vs T J Roycroft – Verband (Bond)                     | 1712/13  |
| 11 | Firststrand Bank Ltd vs W Klaaen & 1 ander – Verband (Bond)                           | 3239/13  |
| 12 | Firststrand Bank Ltd vs M J Eliasov & 1 ander – Verband (Bond)                        | 8077/13  |
| 13 | Sanlam Home Loans Guarantee Company (Pty) Ltd vs V R Smith & 1 ander – Verband (Bond) | 3884/13  |
| 14 | Standard Bank of S.A. Ltd vs S G Kennedy & 1 ander – Verband (Bond)                   | 16810/12 |
| 15 | Standard Bank of S.A. Ltd vs R N Pick & 2 ander – Verband (Bond)                      | 16054/12 |

16	Standard Bank of S.A. Ltd vs M R Cummings N.O. & 4 ander - Verband (Bond)	18841/12
17	Standard Bank of S.A. Ltd vs M I Kamaldien & 1 ander - Verband (Bond)	6765/12
18	Standard Bank of S.A. Ltd vs Y K Moegamat & 1 ander - Verband (Bond)	6961/13
19	Standard Bank of S.A. Ltd vs L Adams & 1 ander – Verband (Bond)	6587/13

SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

20	Absa Bank Ltd vs Rowmoor Investments 488 CC & 2 ander - Verband (Bond)	5551/13
21	Absa Bank Ltd vs H L Nieuwoudt & 2 ander – Verband (Bond)	5237/13
22	Absa Bank Ltd vs C L Beck & 1 ander – Verband (Bond)	4171/13
23	Absa Bank Ltd vs N Jack & 1 ander – Verband (Bond)	5962/13
24	Absa Bank Ltd vs M S Chilwan – Verband (Bond)	1701/13
25	Changing Tides 17 (pty) Ltd N.O. vs R W Hernderson – Verband (Bond)	5894/13
26	Firststrand Bank Ltd vs D H Terry – Verband (Bond)	5633/13
27	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd vs L J Naidoo & 1 ander - Ooreenkoms (Agreement)	4886/13
28	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs G Abrahams – Verband (Bond)	4983/13
29	Investec Bank Ltd vs E Ten Oever & 4 ander – Ooreenkoms (Agreement)	15101/12
30	Standard Bank of S.A. Ltd vs X and B Trading Enterprise CC & 1 ander - Geld Verskuldig (Monies Owing)	4128/13
31	Standard Bank of S.A. Ltd vs Ezelinadle Namanzi Management CC - Geld Verskuldig (Monies Owing)	6191/13
32	Trustees for the time being of the Stuart Chait Investment Trust & 2 ander vs Blue Panther Polyurethane Technologies & 2 ander – Leningsooreenkoms (Loan Agreement)	5330/13
32A	Standard Bank Ltd of S.A. vs S P A De Long – Kansellasië van ooreenkoms (Cancellation of Agreement)	5727/13

AANSOEKE (APPLICATIONS)

33	M D Slabber vs W R Shuttes & 1 ander – Sekwestrasie (Sequestration)	8419/13
34	A E Van Zyl vs Eagle Creek Investments 246 (Edms) Bpk - Likwidasie (Liquidation)	7394/13
35	S H Lesar – Kurator ad Litem (Curator ad Litem)	7981/13
36	E R Swanepoel – Kurator Bonis (Curator Bonis)	17255/12
37	A J Davids & 1 ander – HVK (ANC)	8512/13
38	NDPP vs X O Yi – Section 38	2401/13
39	Sun International Management Ltd & 3 ander vs Hunta Entertainment CC & 1 ander – Geld Verskuldig (Monies Owing)	7367/13
40	Transnet Soc Ltd t/a Transnet Freight Rail vs The City of Cape Town & ander – Uitsetting (Eviction)	6847/13
41	Nedbank Ltd vs A Israel & 3 ander – Uitsetting (Eviction)	1487/13
42	Nedbank Ltd vs The Unlawful Occupants of Unit 12 Green Point Mews Plennterberg Bay & 1 ander – Uitsetting (Eviction)	4544/13
43	S W Van Rooi N.O. & 1 ander vs Y L Hess & 3 ander - Uitsetting (Eviction)	8617/13
44	H Marrow vs K Bharath & 2 ander – Uitsetting (Eviction)	7860/13
45	M Arnot vs Mercedes-Benz Financial Services South Africa (Pty) Ltd - Ooreenkoms (Agreement)	22387/10
46	S R Mahadeo vs L Mahadeo – Toesig (Custody)	4524/11
47	A F Venter N.O. & 4 ander vs S B Mjongile – Skrapping van verweer (Striking of defence)	6435/07
48	A F Venter N.O. & 4 ander vs Fikza Investment Holding Ltd -	6434/07
48A	City of Cape Town vs G R Van der Schyff & 1 ander – Interdik (Interdict)	8472/13
48B	A H Noble vs C D H Scheepers & 1 ander – Interdik (Interdict)	23071/12
49	Impinda Investments 30 CC t/a We 3 Construction vs Solidaire Construction (Pty) Ltd – Afdwing om te antwoord (Compell to reply)	17814/11

50	Firststrand Bank Ltd vs S M Sheldon – Verklarende Bevel (Declaratory Order)	7296/12
51	Standard Bank of S.A. Ltd vs B Schouw & 1 ander – Verklarende Bevel (Declaratory Order)	16537/12
52	Classic Processed Products (Pty) Ltd vs Fish & Bait Marketing CC & 2 ander – Verklarende Bevel (Declaratory order)	4558/11
53	N Nkata vs Firststrand Bank Ltd & 3 ander – Verklarende Bevel (Declaratory order)	14272/10
54	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs N N Somdaka & 1 ander – Verklarende Bevel (Declaratory Order)	3843/12
55	Firststrand Bank Ltd f/k/a First National Bank of S.A. Ltd vs J W Van Rensburg & 1 ander – Verklarende Bevel (Declaratory Order)	21023/12
56	Firststrand Bank Ltd f/k/a First National Bank of Southern Africa Ltd Vs V A S Phipps & 1 ander – Verklarende Bevel (Declaratory Order)	1165/12
57	J De La Querra & 1 ander vs E Petersen – Verklarende Bevel (Declaratory Order)	8413/13
58	Kathea Communication Solutions (Pty) Ltd vs V Smith & 1 ander - Verklarende Bevel (Declaratory Order)	8525/13
58A	N B S Harris vs Stonehurst Development (Pty) Ltd & 1 ander - Spesiale Pleit (Special Plea)	10081/10

#### EGSKEIDINGS (DIVORCES)

59	N S Clarke vs M D V Archer	6752/13
60	S vs B M Ferguson	24787/09
61	M vs T L Mahamba	14014/12
62	C vs J H Mentoor	4547/13
63	U vs J Niemand	23162/12
64	N P vs H J Solomon <u>REël 43 (RULE 43)</u>	7144/13
65	M vs G Hodel	5392/13
66	B C vs R B Van Zyl	5911/13

DONDERDAG 6 JUNIE 2013AFDELING 1AFDELING 2AFDELING 3AFDELING 4

15113/09

SIVIELE SAKECopperzone 109 (Pty) Ltd vs Hamilton Parks  
Country Lodge (Pty) Ltd

18467/12

Malcolm William Olivier vs Kim Naude Rothwell

356/2013

Judith Anne Sole NO vs The Honourable Ms  
Tina Joemat-Petersen

23331/12

Jennifer Bands vs Aryan James Hahn

2207/12

Shane Higgins vs Lynn Joy Higgins

17258/11

Ashlin Ruth Sweatman vs Road Accident Fund

Skadevergoeding/Damages

2634/13

Absa Bank Ltd vs Ebrahim Brian Collier

19700/08

Kaa Agri Bedryf Beperk vs Frans Petrus Vlok

2124/13

Philippe Louis Sudan CC vs Raging Bull Prive Inv Club

13735/11

Firststrand Bank Ltd f/k/a First National Bank of  
Southern Africa vs Patrick Tebogo Kibe

12787/10

Siphokazi Eineth Sibbengile vs Raymond Mojanic Inc

19888/12

Jean-Pierre Jordaan N.O. vs Yatzee Investments CC

1335/13

Mercedes-Benz Financial Services SA vs  
Jan Sebastiaan Cloete

10568/09

RBC Trustees (CI) Ltd vs Mercia Marlene  
Honing & 8 ander

4762/13

Electro Inductive Industries (Pty) Ltd vs Ethekewini  
Municipality

12968/11

Xolisle Aubrey Maqagi & 1 other vs Standard  
Bank of S.A. Ltd

5490/13

Anthony Louis Mostert NO vs Matthew Paul Machion

1888/13

Nedbank Ltd vs Jacobus Janson

19432/08

Nombulelelo Athini Mlandu vs Road Accident Fund

Skadevergoeding/Damages

23596/12

NDPP vs Naaym Mooi

5425/13

Engergis Pic vs Alexander Gerhard Falk

17150/11

Elizabeth A Fraser vs Bruan G Boonzaier

24116/12

The Jean Body Corporate vs Shaiek Coe

19743/10

Brandon A Issel vs Adellethea E Issel

23993/10

Nico van Wuyk vs Akkerman Motors CC

4133/13

Peri Formwork Scaffolding Engineering vs  
Quincy Construction

8287/12

Margaretha E Venter vs Francois Venter

STRAFSAKEAFDELING AS vs A Damente & 3 anderAFDELING B S vs L Mbijana & 2 anderAFDELING C S vs G Van der Merwe & 1 anderAFDELING DS vs A Ngcukana & 1 anderAFDELING E S vs G Thomas & 18 anderAFDELING F S vs S Sangovana & 3 ander

AFDELING GS vs T A Jam-Jam & 12 ander

AFDELING HS vs M A Salie

S vs A Von Willing & 1 ander

AFDELING I

S vs A Johnson

AFDELING J

S vs S Makhakha

AFDELING KS vs M Petersen & 15 ander

AFDELING L

GEORGE RONDGANG

BEAUFORT-WES RONDGANG