

IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)

3/11/2014
CASE: 20254/2012

In the matter between:

HERMINA ELIZABETH JANSEN VAN VUUREN

and

AUDREY SULLIVAN

RESPONDENT

NOTICE OF MOTION IS NOT APPLICABLE	
JUDGES: YES/NO.	
APPLICANT	
3/11/2014	<i>Thapi</i>
DATE	SIGNATURE

JUDGEMENT

(APPLICATION FOR LEAVE TO APPEAL)

TLHAPI J

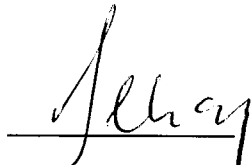
[1] This is an application for leave to appeal against the whole of my judgment of 13 June 2014. I shall not restate the grounds of appeal.

[2] It was trite that an application for leave to appeal should succeed if there was a reasonable prospect on the facts or on both fact and law that another court may arrive at a different conclusion. In this application I am therefore called upon to objectively consider the facts upon which my decision was based. This entails another exercise to objectively revisit the facts as a whole and to consider them in the light of the grounds of appeal. Having considered the submissions and argument of counsel for the applicant and respondent I am

not persuaded that there are reasonable prospects of another court coming to a different conclusion. The application must therefore fail.

[3] The following order is given:

The application for leave to appeal is dismissed with costs.


TLHAPI V V

(JUDGE OF THE HIGH COURT)

ATTORNEYS FOR THE APPLICANT: VAN HEERDEN & KRUGEL ATTORNYES

ATTORNEYS FOR THE DEFENDANT: STEVE BESTER ATTORNEYS