

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



Case number: 26933/2014

Date: 4 September 2015

DELETE WHICHEVER IS NOT APPLICABLE

(1) REPORTABLE: YES/NO

(2) OF INTEREST TO OTHERS JUDGES: YES/NO

(3) REVISED

4/9/2015 *Pretorius*
DATE SIGNATURE

In the matter between:

MOOIKLOOF ESTATES (PTY) LTD

APPLICANT

And

O J VAN DER WALT

1ST RESPONDENT


MITHRO CONSTRUCTION MANAGEMENT CC

2ND RESPONDENT

JUDGMENT
(APPLICATION FOR LEAVE TO APPEAL)

PRETORIUS J.

- [1] After hearing counsel's argument and considering the reasons set out in the application for leave to appeal I am of the opinion that it is possible that another court may reach a different conclusion on the facts before the court.
- [2] Therefor I make the following order:
1. Leave to appeal is granted to the Full Bench of the High Court, Gauteng Division, Pretoria.
 2. Costs of the application for leave to appeal will be costs in the appeal.



Judge C Pretorius

Case number : 26933/2014

Application for leave to appeal

heard on : 26 August 2015

For the Applicant : Adv. GC Pretorius SC

Instructed by : Hendrik Malan Prokureurs

For the Respondent : Adv. P Ellis SC

Instructed by : Weavind & Weavind Attorneys

Date of Judgment : 4 September 2015