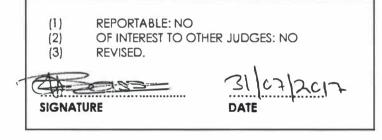
REPUBLIC OF SOUTH AFRICA



IN THE HIGH COURT OF SOUTH AFRICA

GAUTENG DIVISION, PRETORIA

CASE NO: 47219/2007



MOTHABELA KGOLO EPHRAIM MAKGATO

THIZWILONDI SHARON MAKGATO

(Applicant in the application for leave to appeal)

and

ABSA BANK LIMITED

SHAMMY LUVENGO

(Respondents in the application for leave to appeal)

1st Applicant

2nd Applicant

1st Respondent

2nd Respondent

JUDGMENT: Application for leave to appeal

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AC BASSON, J

Having considered the papers and the submissions the following order is made:

The application for leave to appeal to a Full Bench of this Division is granted. Costs to be costs in the appeal.

AC BASSON JUDGE OF THE HIGH COURT

Appearances:

On behalf of the applicant Adv CA da Silva SC Instructed by: Van Zyl'z Inc

On behalf of the first respondent Adv JG Bergentuin SC Instructed by: Van Zyl Le Roux Inc