# IN THE HIGH COURT OF SOUTH AFRICA GAUTENG LOCAL DIVISION, JOHANNESBURG WEDNESDAY 25<sup>TH</sup> JANUARY 2023

EVEN THOUGH COURTROOMS ARE ALLOCATED TO JUDGES, JUDGES MAY ELECT TO PROCEED VIRTUALLY LITIGANTS ARE TO CONFIRM THE MANNER IN WHICH THE HEARING WILL BE CONDUCTED WITH THE SECRETARY OF THE PRESIDING JUDGE IN THE EVENT OF VIRTUAL HEARINGS, THE LINK WILL BE CREATED BY THE SECRETARY OF THE PRESIDING JUDGE AND CIRCULATED TO THE LITIGANTS

# **OPPOSED MOTION**

- 9A BEFORE THE HONOURABLE JUDGE KEIGHTLEY J
- 9C BEFORE THE HONOURABLE JUDGE DIPPENAAR J
- 9D BEFORE THE HONOURABLE JUDGE WILSON J
- 8F BEFORE THE HONOURABLE JUDGE MOORCROFT AJ
- 9B BEFORE THE HONOURABLE JUDGE MALUNGANA AJ

# **UNOPPOSED MOTION**

Video-link BEFORE THE HONOURABLE JUGDE VALLY J

Video-link BEFORE THE HONOURABLE JUDGE MDALANA-MAYISELA J

Video-link BEFORE THE HONOURABLE JUDGE MOULTRIE AJ

# **URGENT APPLICATIONS**

Video-link BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

9F BEFORE THE HONOURABLE JUDGE J STRIJDOM AJ

# **SPECIAL MOTION**

6F BEFORE THE HONOURABLE JUDGE WINDELL J (2020/32777)

# **INCOME TAX COURT**

BEFORE THE HONOURABLE JUDGE SENYATSI J (2022/40)

#### **FAMILY COURT**

- 11B BEFORE THE HONOURABLE JUDGE MAKUME J
- 11C BEFORE THE HONOURABLE JUDGE MITCHELL AJ

#### SPECIAL INTERLOCUTORY COURT

GB BEFORE THE HONOURABLE JUDGE MIA J

# **SETTLEMENT COURT**

1A BEFORE THE HONOURABLE JUDGE MUDAU J

# **FULL COURT APPEALS – CIVIL**

11A BEFORE THE HONOURABLE JUDGE MOLAHLEHI J AND BEFORE THE HONOURABLE JUDGE FISHER J AND BEFORE THE HONOURABLE JUDGE FARBER AJ A5079/2021 A5049/2021

# **CIVIL TRIALS (TRIALS OF LONG DURATION)**

- 8C BEFORE THE HONOURABLE JUDGE MAHALELO J 2019/43279
- 8A BEFORE THE HONOURABLE JUDGE DLAMINI J 2015/32422
- 8B BEFORE THE HONOURABLE JUDGE FORD AJ 2017/9252
- 8D BEFORE THE HONOURABLE JUDGE OOSTHUIZEN-SENEKAL AJ 2014/32504

#### **GENERAL CIVIL TRIALS**

Offsite facility BEFORE THE HONOURABLE JUDGE WEPENER J

- 6A BEFORE THE HONOURABLE JUDGE OPPERMAN J
- 11F BEFORE THE HONOURABLE JUDGE R STRYDOM J
- 6B BEFORE THE HONOURABLE JUDGE MAIER FRAWLEY J
- 6C BEFORE THE HONOURABLE JUDGE JORDAAN AJ
- GA BEFORE THE HONOURABLE JUDGE JOSEPH AJ
- 11D BEFORE THE HONOURABLE JUDGE Z KHAN AJ
- 11E BEFORE THE HONOURABLE JUDGE MKHABELA AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP. IN TERMS OF PARAGRAPH 37 OF THE JUDGE PRESIDENT'S CONSOLIDATED DIRECTIVE OF 11 JUNE 2021. THERE SHALL BE NO PHYSICAL TRIAL ROLL CALL. PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 37 TO 40 OF THE DIRECTIVE. PARTIES SHALL BE NOTIFIED OF ALLOCATIONS BY EMAIL.

WHENEVER JUDGES ARE ALLOCATED MORE THAN ONE CASE THE JUDGE SHALL DIRECT IN WHICH ORDER THE MATTERS ARE TO BE HEARD.

IN A MATTER WHERE A SETTLEMENT IS IMMINENT IT MUST BE REMOVED FROM THIS ROLL AND ENROLLED ON THE SETTLEMENTS COURT ROLL. THERE SHOULD BE NO EXPECTATION THAT THE MATTER WILL BE ENTERTAINED ON THIS ROLL OR THAT TRIAL COSTS SHALL BE AWARDED FOR AN APPEARANCE.

LITIGANTS ARE REMINDED OF THE PRACTICE DIRECTIVE 02 OF 2022 WHICH SETS OUT THE ARRANGEMENTS REGARDING THE MODE OF HEARING. PLEASE LIAISE WITH THE JUDGE'S SECRETARY TO WHOM THE MATTER IS ALLOCATED

THE DEFAULT MODE OF HEARING OF CIVIL TRIALS IS IN PHYSICAL COURT

# CLOSING DATE TO SUBMIT PRACTICE NOTES: WEDNESDAY, 18 JANUARY 2023

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED		
PART A: GENERAL CIVIL TRIALS					
PART B: ROAD ACCIDENT FUND					

1.	2016/38846	NDLOVU O. ALSINA obo ZITHA NDLOVU VS ROAD ACCIDENT FUND Plaintiff: Adv J Vilakazi Quantum (loss of earnings) Default judgment Estimated duration: 1 hour	Z KHAN AJ Secretary: Mr T Senoko E-mail: TSenoko@judiciary.org.za
2.	2021/17899	UYS JORDAAN obo BUDAZA LONWABO AND OTHERS VS ROAD ACCIDENT FUND	Matter is removed from the trial roll by notice
3.	2021/48905	MOSES P SELOWA VS ROAD ACCIDENT FUND Plaintiff: T Khumalo (Attorney) Merits and quantum (future medical expenses; general damages; past and future loss of earnings) Estimated duration: 1 – 2 hours (if argued); 1 – 2 days (if evidence led)	Z KHAN AJ Secretary: Mr T Senoko E-mail: TSenoko@judiciary.org.za
4.	2014/29772	A P DEN HARTOG N.O obo NHLANHLA THAPELO MABUZA Plaintiff: Adv J C Prinsloo Quantum (loss of earnings) Default judgment Defendant's defence struck out Estimated duration: 1 – 2 hours Counsel for the plaintiff practices from Limpopo	Z KHAN AJ Secretary: Mr T Senoko E-mail: TSenoko@judiciary.org.za
5.	2019/6517	KUMALO XOLILE VS ROAD ACCIDENT FUND Plaintiff: Adv V J Chabane Merits and quantum (loss of earnings; general damages) Default judgment Estimated duration: 1 day	FORD AJ Secretary: Ms N Pholo E-mail: NiPholo@judiciary.org.za
6.	2021/24030	SIBONGILE ALINAH NTSOLO VS ROAD ACCIDENT FUND	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
7.	2021/22319	DORCAS MADZIVHANANA AND MINORS VS ROAD ACCIDENT FUND Plaintiff: Adv Ramukhesa Merits and quantum (past and future loss of support; general damages; loss of earnings) Estimated duration: 1 – 2 days	MKHABELA AJ Secretary: Ms N Dludla / Ms T Ndau E-mail: NDludla@judiciary.org.za / TNdau@judiciary.org.za

8.	2019/42337	MAELA GWENDOLINE VS ROAD ACCIDENT FUND Plaintiff: Adv D J Combrink Merits and quantum Defendant's defence struck out Estimated duration: 1 – 2 hours (if argued); 1 – 2 days (if evidence led)	MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS
9.	2019/16810	LOPES MANUEL ALBERTO GASPAR VS ROAD ACCIDENT FUND Plaintiff: Adv G J Strydom SC Defendant's defence struck out Merits and quantum (past medical expenses; future medical expenses; loss of earnings; general damages) Estimated duration: 1 hour Default judgment	JORDAAN AJ Secretary: Mr S Moloi E-mail: SMoloi@judiciary.org.za
10.	2020/35995	CAMP MARY NICOLETTE VS ROAD ACCIDENT FUND Plaintiff: Adv A Viljoen Default judgment Estimated duration: 1 – 2 days Merits and quantum (past and future medical expenses; loss of earnings; general damages)	JOSEPH AJ Secretary: Mr P Nkhumishe E-mail: PNkhumishe@judiciary.org.za
11.	2018/33694	NTHATISI SHESHA VS ROAD ACCIDENT FUND	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
12.	2021/35796	SIBANDA EMMANUEL VS ROAD ACCIDENT FUND Plaintiff: Mr H S Coetzee Estimated duration: 2 – 3 days Default judgment Quantum (general damages; future medical expenses; past and future loss of earnings)	MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS
13.	2021/58086	GADIFELE ANNA MOKWAI VS ROAD ACCIDENT FUND	Matter is removed from the trial roll by notice

14.	2017/44456	VISSER ANNE-MARIE VS ROAD ACCIDENT FUND Plaintiff: Adv R Kay Estimated duration: 1 – 2 days Defendant's defence struck out Default judgment Quantum (past medical expenses; past loss of earnings; future loss of earnings)	R STRYDOM J Secretary: Mr T Fakude E-mail: TFakude@judiciary.org.za	
15.	2020/42351	KHUMALO SHEPARD VS ROAD ACCIDENT FUND	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll. However, the parties filed a notice of removal subsequent to the striking off of the matter as the matter became settled	
16.	2021/26094	MAZWAYI PATRICK PHATHIXOLO VS ROAD ACCIDENT FUND Plaintiff: Adv L Mfazi Quantum (loss of earnings; earning capacity; general damages) Default judgment Estimated duration: 5 hours (if argued); 3 days (if evidence led)	Z KHAN AJ Secretary: Mr T Senoko E-mail: TSenoko@judiciary.org.za	
17.	2020/15314	XABA FRANS MTHANDAZO VS ROAD ACCIDENT FUND Plaintiff: Adv V Rikhotso Default judgment Estimated duration: 2 – 3 hours Merits and quantum	Z KHAN AJ Secretary: Mr T Senoko E-mail: TSenoko@judiciary.org.za	
MATTERS REMOVED FROM THE ROLL BY NOTICE				
MATTERA	NOT ON THE	ROLL. COURT FILES ARI	F NOT WITH DOLL	

# MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE

- 1. The civil trial roll is submitted to the Office of the Deputy Judge President by the Registrar approximately 9 court days before the trial date and was correct when it reached the Secretary of the Deputy Judge President.
- 2. The roll received from the registrar's office is then posted on the website of the Johannesburg Society of Advocates, where litigants may inspect the roll.
- 3. The failure of the registrar to include matters on the roll must be taken up with the Registrar. For that purpose, kindly approach the registrar, Ms T. Khumalo (TKhumalo@judiciary.org.za / 010 494 8397) timeously to enquire about the enrolment.
- 4. If the **registrar** approves the enrolment, the matter may be enrolled and dealt with. If the registrar declines the enrolment, the parties may apply for a new trial date in terms of the existing Practice Directives.
- 5. Last-minute enquiries will not be accommodated.