

AS ALLOCATED

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
MONDAY 26TH MAY 2025**

THE DEFAULT MODE OF HEARING OF MATTERS IS IN PHYSICAL COURT

**EVEN THOUGH THE DEFAULT MODE OF HEARINGS IS PHYSICAL, 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 VIRTUAL HEARINGS, THE LINK WILL BE CREATED BY THE SECRETARY
OF THE PRESIDING JUDGE AND CIRCULATED TO THE LITIGANTS**

OPPOSED MOTION

9C BEFORE THE HONOURABLE JUDGE MALI J

Video-link BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

9D BEFORE THE HONOURABLE JUDGE MFENYANA J

9F BEFORE THE HONOURABLE JUDGE WATT-PRINGLE AJ

8F BEFORE THE HONOURABLE JUDGE MAISELA AJ

INSOLVENCY COURT

8E BEFORE THE HONOURABLE JUDGE FISHER J

UNOPPOSED MOTION

GC BEFORE THE HONOURABLE JUDGE MABESELE J

GD BEFORE THE HONOURABLE JUDGE MILOVANOVIC-BITTER AJ

GE BEFORE THE HONOURABLE JUDGE NAIR AJ

URGENT APPLICATIONS

9A BEFORE THE HONOURABLE JUDGE TWALA J

9B BEFORE THE HONOURABLE JUDGE ALLY AJ

SPECIAL MOTION

11A BEFORE THE HONOURABLE JUDGE YACOOB J
2015/27286

INCOME TAX COURT

BEFORE THE HONOURABLE JUDGE BAM J
(IT46495; IT46040)

FAMILY COURT

11B BEFORE THE HONOURABLE JUDGE ADAMS J

11C BEFORE THE HONOURABLE JUDGE DLAMINI J

SPECIAL INTERLOCTURY COURT

GB BEFORE THE HONOURABLE JUDGE MOSTERT AJ

RAF DEFAULT JUDGMENT COURT

8A BEFORE THE HONOURABLE JUDGE PIENAAR AJ

8B BEFORE THE HONOURABLE JUDGE MARITZ AJ

8C BEFORE THE HONOURABLE JUDGE NTHAMBELENI AJ

FULL COURT APPEAL: CRIMINAL

4C BEFORE THE HONOURABLE JUDGE STRYDOM J
AND BEFORE THE HONOURABLE JUDGE MKHABELA J
AND BEFORE THE HONOURABLE JUDGE BOKAKO AJ
A95/2024

COMMERCIAL COURT

11E BEFORE THE HONOURABLE JUDGE SENYATSI J
2022/620

Video-link BEFORE THE HONOURABLE JUDGE MANOIM J
2024-043921

GENERAL CIVIL TRIALS

8D BEFORE THE HONOURABLE JUDGE MIA J

6A BEFORE THE HONOURABLE JUDGE COWEN J

6B BEFORE THE HONOURABLE JUDGE WILSON J

BEFORE THE HONOURABLE JUDGE NOKO J

1A BEFORE THE HONOURABLE JUDGE MOTHA J

BEFORE THE HONOURABLE JUDGE WANLESS J

6F BEFORE THE HONOURABLE JUDGE MAHOSI J

BEFORE THE HONOURABLE JUDGE REID J

6E BEFORE THE HONOURABLE JUDGE VAN ASWEGEN AJ

6C BEFORE THE HONOURABLE JUDGE RAUBENHEIMER AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP.

THERE SHALL BE NO PHYSICAL TRIAL ROLL CALL.

PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 19 OF THE REVISED CONSOLIDATED PRACTICE DIRECTIVE 01 OF 2024 (With effect from 26 February 2024 and amended on 12 June 2024)

Regarding Practice Notes:

1. *What is envisaged is a practice note filed **shortly before the trial** after a last check on whether a trial is necessary at all, and if so, how expeditiously can it be conducted. Axiomatically this assessment can only be made shortly before trial.*
2. *In several instances, a practice note is filed months before the trial date. This is of **no value** in declaring the status quo on the eve of trial. When matters are struck off because no recent practice note was filed, parties are understandably disappointed. The **recent** practice note is critical to the optimal utilisation of court time, and it must therefore be so that it must indeed be recent.*
3. *Litigants' attention is drawn to paragraphs 19.3, 19.4 and 19.5 of Practice Directive 01 of 2024 which came*

*into effect from 26 February 2024 and which were amended on 12 June 2024. The practice note, prepared in accordance with the practice note templates annexed to the Directive must be uploaded not earlier than **7 court** days and not later than **5 court** days before the hearing set-down. If no practice note is timeously uploaded (or uploaded after the cut-off date), the matter shall automatically be removed from the roll, and the date forfeited. If the practice note is non-compliant with the practice manual or Practice Directive 01 of 2024, the matter shall be automatically removed and similarly the date forfeited. The provision shall be strictly applied.*

4. LAST DATE TO SUBMIT PRACTICE NOTES: MONDAY, 19 MAY 2025

JUDGES, ACTING JUDGES AND LITIGANTS ARE REMINDED OF CHAPTER 6.9 OF THE PRACTICE MANUAL DATED OCTOBER 2018 WHICH DEALS WITH THE PROCEDURE TO ENROLL PART-HEARD CIVIL TRIALS

NOTE ON CIVIL TRIALS WHERE ON THE DAY IT IS CALLED THE PARTIES ANNOUNCE A DESIRE TO SETTLE

1. Judges and Acting Judges serving in the civil trial court must be circumspect when confronted by parties who seek a stand-down to settle.
2. Valuable judicial time is squandered whilst waiting on an agreement to be produced, if at all.
3. The standard procedure is that if a trial is not ready to run at 10h00 on the set down date it should be removed with no costs order. The judge is then available to take the next case.
4. In a case where the parties do settle in that week, an agreement can be brought to the judge who was presiding for it to be made an order. If settled later, the opportunity to re-enrol it on the settlement roll on one weeks' notice remains available
5. The cases awaiting a judge's attention must not be left to linger and risk being crowded out.
6. The abuse by parties is particularly prevalent in RAF cases.

NUMBER ON ROLL	CASE NO	PARTIES	DATE TRIAL DATE APPLIED FOR	DATE TRIAL DATE GRANTED	ALLOCATION/ORDER GRANTED
PART A: GENERAL CIVIL TRIALS					
	2019/19650 2020/7677	MTHOMBENI MZUNGULU ROY VS BHAWULI Kholeka AND ANOTHER			Trial of Long Duration allocated to MIA J
1.	2017/22865	NAK MOTORS CC VS NATCORP SPECIALISED LOGISTICS (PTY) LTD Plaintiff: Adv E Fasser Defendant: Unrepresented – Attorneys withdrew on 15 April 2025 Contractual action for payment of monies owed in terms of outstanding invoices for the provision of logistical services over the period January 2017 – April 2017 Pre-trial conference: 14 December 2023 Minutes filed: 14 December 2023 Estimated duration: 3 – 4 days	19/12/2023	24/01/2024	VAN ASWEGEN AJ

2.	2021/15724	<p>MERCURIA ENERGY TRADING SOUTH AFRICA AND ANOTHER VS OMANG TRADING & LOGISTICS (PTY) LTD AND OTHERS</p> <p>Plaintiff: Adv C J Bekker Defendants: Adv J L Mýburgh and Adv R van Schalkwyk</p> <p>Contractual dispute based on: The terms of the plaintiffs' agreement with the first defendant in respect of payment of the VAT refunds that the first defendant would receive in the course of the parties' transactions; Whether the first defendant is liable to pay the plaintiffs the total of a VAT refund; The terms of the parties' agreement in relation to the profit and loss of their transactions, and whether the plaintiffs are liable for payment to the defendants in this regard and the amount in which the plaintiffs are liable to the defendants; Whether the second and third defendants are liable jointly with the first defendant for payment to the plaintiffs in terms of ss 22(1), 76(3)(a) and 77(3)(b) of the Companies Act 71 of 2008 Pre-trial conference: 24 July 2023 Minutes filed: 28 November 2023</p>	28/11/2023	25/01/2024	MAHOSI J
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		Estimated duration: 4 – 5 days (the defendants record that if the plaintiffs persist with their refusal to properly account to them, the defendants estimate the trial may last between 7 -10 days (No request for a trial of long duration have been made or approved))			
3.	2019/19086	<p>TSHEGOFATSO LAZARUS SEALANYANE VS BOMBELA OPERATING COMPANY (PTY) LTD</p> <p>Defendant: Ms R Kalua</p> <p>Two Special pleas – (1) whether the plaintiff's claim is barred by s 35(1) of the Compensation for Occupational Injuries and Diseases Act 130 of 1993 (COIDA); (2) whether the plaintiff's claim is <i>res judicata</i></p> <p>Pre-trial conference: 18 September 2023</p> <p>Estimated duration: 2 hours</p>	02/10/2023	02/11/2023	COWEN J
4.	2022/24285	PATRICK JOHANNES WILLEM DU TOIT VS SUN INTERNATIONAL LIMITED	23/08/2023	02/11/2023	Matter is removed from the trial roll by notice

5.	2015/18062	IMPERIAL GROUP LIMETED VS CABASU GARDENS PROPRIETARY LIMITED AND OTHER	26/10/2023	07/11/2023	The plaintiff withdrew the action against the defendants – matter is settled
6.	2020/11564	RCL FOODS LIMITED AND OTHER VS GUARDRISK INSURANCE COMPANY LIMITED	23/10/2023	07/11/2023	The plaintiff withdrew the action against the defendant as matter became settled. Matter is removed from the trial roll by notice

7.	2021/40772	<p>PENSAR (TPY) LTD VS WIFIBRE (PTY) LTD AND 2 OTHERS</p> <p>Adv T Crookes</p> <p>Defendant: Attorney withdrew on 14 May 2025, Defendant in person</p> <p>Plaintiff claims payment of arrears on an agreement of lease of moveable property. Defendant alleges that the lease is a sham, and a disguised loan to the second defendant.</p> <p>It has come to the attention of the plaintiff that the first defendant has been finally deregistered. If this remains the position when the trial commences, the plaintiff will seek a postponement sine die of the action against the first defendant. The trial against the sureties is not affected by such a postponement</p> <p>Pre-trial conference: 23 November 2022</p> <p>Minutes filed: 24 January 2023</p> <p>Estimated duration: 2 – 3 days</p> <p>Plaintiff's legal representatives are travelling from Cape Town</p>	04/09/2023	07/11/2023	RAUBENHEIMER AJ
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8.	2022-026912 Court online	<p>CALASCA TRADING 114(PTY) LTD AND OTHERS VS RONDO INDUSTRIAL (PTY) LTD AND OTHER</p> <p>Plaintiff: Adv M M Antonie SC Defendant: Adv M D Silver</p> <p>An action in terms of which the plaintiffs claim:</p> <p>A declarator that the first defendant, alternatively the second defendant, is indebted to the first plaintiff, alternatively the second plaintiff, in respect of 50% of the amount received by Cardona Investments (Pty) Ltd (Cardona)</p> <p>A declarator that the defendants are obliged to account to the plaintiffs in respect of the payment received from Cardona</p> <p>An order that the defendants are to furnish the plaintiffs the full details of the information and documents reflected in prayer iii of the particulars of claim</p> <p>Payment of 50% of the amount received by the first defendant, alternatively, the second defendant</p> <p>Pre-trial conference: 18 July 2023 Minutes filed: 06 November 2023 Estimated duration: 2 – 3 days</p>	04/09/2023	06/11/2023	WILSON J
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9.	2021/38396	LINDA ANNA VAN ZYL VS PARK MOTORS VANDERBIJLPARK (PTY) LTD	26/10/2023	31/10/2023	Matter is removed from the trial roll by notice – matter is settled
10.	2021/29139	CAPRI DEVELOPMENTS CC VS SELVAN MOODLEY	06/09/2023	24/01/2024	Matter is removed from the trial roll by notice
PART B: ROAD ACCIDENT FUND					
MATTERS REMOVED FROM THE ROLL BY NOTICE					
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 nine (09) 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 approximately five (05) court days before the trial date, 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 <u>by no later than five (05) court days before the trial date</u> . For that purpose, kindly approach the registrar, Ms N Mvumbi (NMvumbi@judiciary.org.za / 010 494 8399) 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.				