



**IN THE HIGH COURT OF SOUTH AFRICA**  
**(TRANSVAAL PROVINCIAL DIVISION)**

**PRETORIA THIS 2<sup>rd</sup> DAY OF SEPTEMBER 2013**

**MONDAY**

**CRIMINAL TRIALS**

**IN COURT GA AT 10:00**

BEFORE THE HONOURABLE JUSTICE WEBSTER

**IN COURT GB AT 10:00**

BEFORE THE HONOURABLE JUSTICE MOLOPA

**IN COURT 8E AT 10:00**

BEFORE THE HONOURABLE JUSTICE ISMAIL

**IN COURT GC AT 10:00**

BEFORE THE HONOURABLE JUSTICE J W LOUW

**IN COURT GD AT 10:00**

BEFORE THE HONOURABLE JUSTICE JORDAAN

**URGENT COURT**

**IN COURT 4A AT 10:00**

BEFORE THE HONOURABLE JUSTICE KGOMO

**IN COURT 4B AT 10:00**

BEFORE THE HONOURABLE JUSTICE MASHILE

## **CRIMINAL APPEALS**

### **IN COURT 4B AT 10:00**

BEFORE THE HONOURABLE JUSTICE POTTERILL  
BEFORE THE HONOURABLE JUSTICE PILLAY

Name of Advocate for the state: Ntuli

| No. | Case no. | Name of appellant | Jail/Bail |
|-----|----------|-------------------|-----------|
| 1.  | A92/12   | J Baloyi + 1      | Jail      |
| 2.  | A933/11  | V Khumalo         | Jail      |
| 3.  | A546/12  | DR. A. Kok        | Bail      |
| 4.  | A823/12  | J. M Tau          | Jail      |
|     |          |                   |           |

### **IN COURT 4D AT 10:00**

BEFORE THE HONOURABLE JUSTICE MAUMELA  
BEFORE THE HONOURABLE JUSTICE SIDLOVA

Name of Advocate for the state: Chetty

| No. | Case no. | Name of appellant    | Jail/Bail |
|-----|----------|----------------------|-----------|
| 1.  | A696/12  | B. Radebe            | Jail      |
| 2.  | A162/13  | B J Mashiane + other | Bail      |
| 3.  | A307/13  | S. C Mthembu         | Jail      |
| 4.  | A305/13  | S. G Mhlongo         | Jail      |

### **IN COURT 4C AT 10:00**

BEFORE THE HONOURABLE JUSTICE KUBUSHI  
BEFORE THE HONOURABLE JUSTICE NKOSI

Name of Advocate for the state: Nethononda

| No. | Case no. | Name of appellant | Jail/Bail |
|-----|----------|-------------------|-----------|
| 1.  | A485/11  | K Moilwa          | Jail      |
| 2.  | A791/12  | L G Ditire        | Unknown   |
| 3.  | A253/12  | P Nungu           | Bail      |
| 4.  | A419/12  | M Mdluli          | Jail      |

## **ADMISSIONS**

### **IN COURT 4B AT 10:00**

BEFORE THE HONOURABLE JUSTICE POTTERILL  
BEFORE THE HONOURABLE JUSTICE PILLAY

|                      |     |          |
|----------------------|-----|----------|
| 1. MAHLANGU G S      | ADV | 33404/13 |
| 2. HEISI K L         | ADV | 40728/13 |
| 3. SCHOUTEN H W      | ATT | 40104/13 |
| 4. MADZIVHANDILA T C | ATT | 39759/13 |

### **IN COURT 4C AT 10:00**

BEFORE THE HONOURABLE JUSTICE KUBUSHI  
BEFORE THE HONOURABLE JUSTICE NKOSI

|                  |     |          |
|------------------|-----|----------|
| 1. BEKKER E R    | ATT | 12068/13 |
| 2. MAPHALALE T N | ATT | 40743/13 |
| 3. MOODLEY V S   | ATT | 40740/13 |

### **IN COURT 4D AT 10:00**

BEFORE THE HONOURABLE JUSTICE MAUMELA  
BEFORE THE HONOURABLE JUSTICE SIDLOVA

|                |     |           |
|----------------|-----|-----------|
| 1. RAMBAU      | ATT | 45419/13  |
| 2. KENNEDY A J | ATT | 40730A/13 |
| 3. PHAKULA M   | ATT | 41567/13  |

## **UNOPPOSED MOTIONS**

### **IN COURT 2A AT 10:00**

BEFORE THE HONOURABLE JUSTICE HUGHES

### **IN COURT 2B AT 10:00**

BEFORE THE HONOURABLE JUSTICE DE VRIES

### **IN COURT 2C AT 10:00**

BEFORE THE HONOURABLE JUSTICE GCABASHE

## **OPPOSED MOTIONS**

### **IN COURT 4G AT 10:00**

BEFORE THE HONOURABLE JUSTICE PRINSLOO

### **IN COURT C AT 10:00 PALACE**

BEFORE THE HONOURABLE JUSTICE DE VOS

### **IN COURT 4E AT 10:00**

BEFORE THE HONOURABLE JUSTICE BAQWA

### **IN COURT 8C AT 10:00**

BEFORE THE HONOURABLE JUSTICE CAMBANIS

## **JUDGMENTS**

### **IN COURT 8F AT 9:30**

BEFORE THE HONOURABLE JUSTICE PHATUDI

Saak No. A810/2012

R.M. Mathaba

vs

Minister of Home Affairs and Others

## **LEAVE TO APPEALS**

### **IN COURT 6E AT 14:00**

BEFORE THE HONOURABLE JUSTICE LEDWABA

D S Arndt / ABSA Bank LTd, case No 23594/12

### **IN COURT 4C AT 9:00**

BEFORE THE HONOURABLE JUSTICE MAKGOBA

CC121/07 GIFT ZWANE

CC92/07 LUCAS MADULULULA

### **IN COURT 6A AT 9:00**

BEFORE THE HONOURABLE JUSTICE RANCHOD

CC257/07 PHINEAS MOKGOBATHE

### **IN COURT B AT 9:30 PALACE**

BEFORE THE HONOURABLE JUSTICE BERTELSMANN

SAAK NO: CC183/06

PARTYE: A DLAMINI

VS

DIE STAAT

### **IN COURT B AT 9:30**

BEFORE THE HONOURABLE JUSTICE BERTELSMANN

Case Number: 32230/2001

1. Parties: International Law& Tax Insitute (Pty) Ltd

First Plaintiff

Barry Kuper Spitz

Second Plaintiff

Vs

First Bank Limited

Defendant

2. Parties:

Cash Crusaders Franchising (Pty) Ltd

Plaintiff

And

Luvhomba Legal Ave cc and 4 Others

Plaintiff

## **SPECIAL CIVIL TRIALS**

### **IN COURT 8D AT 10:00**

BEFORE THE HONOURABLE JUSTICE VAN OOSTEN

### **IN COURT A AT 10:00 PALACE**

BEFORE THE HONOURABLE JUSTICE PRETORIUS

### **IN COURT 8F AT 10:00**

BEFORE THE HONOURABLE JUSTICE PHATUDI

### **IN COURT 6D AT 10:00**

BEFORE THE HONOURABLE JUSTICE TUCHTEN

## **3<sup>RD</sup> COURT MOTIONS**

### **IN COURT 4D AT 10:00**

BEFORE THE HONOURABLE JUSTICE FABRICUIS

**IN COURT 6B AT 10:00**

BEFORE THE HONOURABLE JUSTICE MPHALELE

PARTIES : SLIP KNOT INVESTMENTS 777(PTY) LTD VS G GAINSFORD N.O & OTHERS  
CASE NUMBER : 264/12

**CIVIL TRIALS DRAFT ORDERS**

**IN COURT 6E AT 9 30 ROLL CALL**

BEFORE THE HONOURABLE JUSTICE LEDWABA DJ P

|   |              |    |     |          |
|---|--------------|----|-----|----------|
| A | S KHOSA      | VS | RAF | 22112/12 |
| B | M D MOSTERT  | VS | RAF | 1889/11  |
| C | JJ H HURTER  | VS | RAF | 30855/09 |
| D | MMVUNDLA     | VS | RAF | 33685/12 |
| E | J E HODGE    | VS | RAF | 49402/11 |
| F | P K MOTSWANA | VS | RAF | 275/12   |
| G | F J MASEKO   | VS | RAF | 15360/12 |
| H | B SITSHEKE   | VS | RAF | 50490/10 |
| I | T R MOHLALA  | VS | RAF | 51821/10 |
| J | MS MSEZE     | VS | RAF | 54713/11 |
| K | M F MATHYE   | VS | RAF | 14915/12 |
| L | S NGWAKO     | VS | RAF | 44425/12 |
| M | W CLOETE     | VS | RAF | 53706/08 |
| N | MA MOKOENA   | VS | RAF | 39865/10 |
| O | M LA MOKOENA | VS | RAF | 15279/10 |

|   |              |    |     |          |
|---|--------------|----|-----|----------|
| P | NE MOKOENA   | VS | RAF | 21900/10 |
| R | S M MIKATSKO | VS | RAF | 65593/11 |
| S | D J MOSEKI   | VS | RAF | 57104/11 |

## **CIVIL TRIALS**

### **IN COURT 6E AT 9:30 ROLL CALL**

BEFORE THE HONOURABLE JUSTICE VAN DER MERWE DJ P

|    |                                      |    |                                 |                    |          |
|----|--------------------------------------|----|---------------------------------|--------------------|----------|
| A  | N D TALIWE                           | VS | RAF                             | PREFDATE           | 22976/05 |
| B  | SG NKABE                             | VS | RAF                             | PREFDATE           | 9876/12  |
| C  | A T BADENHORST                       | VS | RAF                             | PREFDATE           | 48013/11 |
| 1d | EDWARD BALENI PROPERTY<br>COSULTANTS | VS | FETAKGOMO LOCAL<br>MUNICIPALITY |                    | 42951    |
| 1E | MCLAREN E                            | VS | MIN OF SAFETY AND SECURITY      | PREFDATE allodated | 33693/08 |

---

|    |              |    |     |  |          |
|----|--------------|----|-----|--|----------|
| 1. | ROSENBERG BL | VS | RAF |  | 70162/09 |
|----|--------------|----|-----|--|----------|

---

|    |           |    |     |  |          |
|----|-----------|----|-----|--|----------|
| 2. | MABELA MH | VS | RAF |  | 18633/12 |
|----|-----------|----|-----|--|----------|

---

|    |           |    |     |  |          |
|----|-----------|----|-----|--|----------|
| 3. | NGWAMBA S | VS | RAF |  | 76038/09 |
|----|-----------|----|-----|--|----------|

---

|    |         |    |     |  |          |
|----|---------|----|-----|--|----------|
| 4. | GUMPO C | VS | POF |  | 69497/11 |
|----|---------|----|-----|--|----------|

---

|    |           |    |     |  |          |
|----|-----------|----|-----|--|----------|
| 5. | GOOSEN EA | VS | RAF |  | 69512/11 |
|----|-----------|----|-----|--|----------|

---

|    |           |    |     |  |          |
|----|-----------|----|-----|--|----------|
| 6. | MAKWELO B | VS | POF |  | 69530/11 |
|----|-----------|----|-----|--|----------|

|     |                         |    |     |         |                 |
|-----|-------------------------|----|-----|---------|-----------------|
| 7.  | GIZADO S                | VS | POF |         | <u>69531/11</u> |
| 8.  | BALOI JS                | VS | POF |         | <u>70414/11</u> |
| 9.  | KOTZE AP                | VS | RAF |         | <u>54819/11</u> |
| 10. | PHILLIPS DJ             | VS | RAF |         | <u>61608/09</u> |
| 11. | DUMBISA NC              | VS | RAF |         | <u>21001/11</u> |
| 12. | MALULEKE K              | VS | RAF |         | <u>63169/11</u> |
| 13. | PHENYANE NP Nms SL & AS | VS | POF |         | <u>6980/12</u>  |
| 14. | MALOB A MD              | VS | POF |         | <u>32606/12</u> |
| 15. | STEYN OT                | VS | RAF |         | <u>71488/11</u> |
| 16. | MARUMO LM               | VS | RAF |         | <u>21805/08</u> |
| 17. | KOEKEMOER JJ            | VS | POF |         | <u>68079/11</u> |
| 18. | JACOBS KG               | VS | POF |         | <u>25657/12</u> |
| 19. | MABUZA AM               | VS | RAF | NO FILE | <u>21560/04</u> |
| 20. | FREDERICK S             | VS | RAF | NO FILE | <u>21562/04</u> |
| 21. | CHUENE ME               | VS | RAF | NOFILE  | <u>27177/05</u> |
| 22. | BHIMJEE A Obo Minor     | VS | RAF |         | <u>47942/11</u> |
| 23. | MOHAKANE JM Obo BK      | VS | RAF |         | <u>72491/11</u> |
| 24. | JOCKER NR               | VS | RAF |         | <u>3799/12</u>  |

|     |                     |    |             |                 |
|-----|---------------------|----|-------------|-----------------|
| 25. | NGWENYA BR Obo NS   | VS | RAF         | <u>22118/12</u> |
| 26. | MAJOLA F            | VS | RAF         | <u>60974/11</u> |
| 27. | SITHOLE JV          | VS | POF         | <u>21427/08</u> |
| 28. | MPHEQEKA P          | VS | RAF         | <u>46665/09</u> |
| 29. | NAIDOO DR SV        | VS | RAF         | <u>26856/09</u> |
| 30. | TSHOMA SM           | VS | POF         | <u>989/11</u>   |
| 31. | MASHISHI MD         | VS | RAF         | <u>31437/12</u> |
| 32. | NHARMURAVATE ADV. N | VS | RAF         | <u>13894/11</u> |
| 33. | SITSHANGE S         | VS | RAF         | <u>7986/12</u>  |
| 34. | RATSIKOBO RE        | VS | RAF         | <u>12860/09</u> |
| 35. | VON WEIDTS J        | VS | RAF         | <u>31913/10</u> |
| 36. | FANTSI ET           | VS | RAF         | <u>31917/10</u> |
| 37. | M J DUNA            | VS | RAF NO FILE | <u>51770/12</u> |
| 38. | MAHLANE MC          | VS | RAF         | <u>68525/11</u> |
| 39. | SEDILE LV           | VS | RAF         | <u>58818/11</u> |
| 40. | MVUSI KM            | VS | RAF         | <u>49045/11</u> |
| 41. | HLUMGWANE FM        | VS | RAF         | <u>42122/11</u> |

|     |                |    |             |                 |
|-----|----------------|----|-------------|-----------------|
| 42. | LUBISI JW      | VS | RAF         | <u>9952/12</u>  |
| 43. | SINGO M Obo FC | VS | RAF         | <u>3621/12</u>  |
| 44. | PODILE KM      | VS | RAF         | <u>13052/11</u> |
| 45. | MTSWENI J      | VS | RAF         | <u>15765/12</u> |
| 46. | BAPELA RN      | VS | RAF NO FILE | <u>51770/09</u> |
| 47. | BALOYI TE      | VS | RAF         | <u>25156/11</u> |
| 48. | MPHELA PE      | VS | RAF         | <u>23272/11</u> |
| 49. | CHAUQUE JS     | VS | RAF         | <u>23268/11</u> |
| 50. | MNISI MW       | VS | RAF         | <u>56888/11</u> |
| 51. | SCHLECHTER CH  | VS | RAF         | <u>64894/10</u> |
| 52. | NEL CL         | VS | RAF         | <u>70507/11</u> |
| 53. | MOGASHLA MP    | VS | RAF         | <u>19813/12</u> |
| 54. | MONETHI ES     | VS | POF         | <u>11264/11</u> |
| 55. | MOTAUNG NS     | VS | RAF         | <u>18635/12</u> |
| 56. | MNCUBE SD      | VS | RAF         | <u>16827/12</u> |
| 57. | O G MATHIBE    | VS | RAF         | <u>49273/08</u> |
| 58. | MTHETHWA LN    | VS | RAF         | <u>22102/12</u> |

|     |                             |    |                               |                         |
|-----|-----------------------------|----|-------------------------------|-------------------------|
| 59. | DITSELE EM                  | VS | RAF                           | <u>22306/12</u>         |
| 60. | VAN ROOI AJ                 | VS | RAF                           | <u>46947/11</u>         |
| 61. | MERCEDES BENZ               | VS | CMW BOTES                     | <u>57152/11</u>         |
| 62. | REMOVED                     |    |                               |                         |
| 63. | PRIDE MILLING COMPANY       | VS | ESKOM HOLDINGS                | REMOVED <u>15297/11</u> |
| 64. | NATIONAL LOTTERIES BOARD    | VS | JAZZ FOUNDATION SA            | <u>12643/12</u>         |
| 65. | STANDARD BANK OF SA         | VS | INEXPENSIVE CARS              | <u>76064/09</u>         |
| 66. | ERCON ELECTRICAL & EARTHING | VS | CABAC ENGINEERING             | <u>4205/12</u>          |
| 67. | VALE EXCAVATORS CC          | VS | WARNE AVIATION                | <u>41718/10</u>         |
| 68. | EJ MOSEAMEDI                | VS | RAF                           | <u>64878/11</u>         |
| 69. | VAN DER MERWE CS            | VS | MINISTER OF DEFENCE           | <u>1548/11</u>          |
| 70. | ERASMUS CF +1               | VS | MINISTER SAFETY & SECURITY +2 | <u>30551/10</u>         |
| 71. | D W SMALL                   | VS | RAF                           | <u>27070/11</u>         |
| 72. | AUDREY TOWNHOUSE SPECIALIST | VS | BUTLER S                      | <u>48403/11</u>         |
| 73. | MOTOR FINANCE CORP          | VS | MAENETJA ATTORNEYS            | removed <u>664/09</u>   |
| 74. | ABSA BANK                   | VS | DE KOCK SD +1                 | <u>76588/10</u>         |
| 75. | AFGRI BEDRYFS               | VS | VAN ZYL AH                    | <u>22361/11</u>         |
| 76. | C P MAREE                   | VS | RAF                           | <u>4477/12</u>          |

|      |               |    |                          |          |
|------|---------------|----|--------------------------|----------|
| 77.  | ABSA BANK     | VS | STUART VAN DER MERWE INC | 57224/11 |
| 78.  | KNOUWDS EC    | VS | ABSA BANK +4             | 38294/10 |
| 79.  | INVESTEC BANK | VS | ROODT TB +3 NO FILE      | 18792/12 |
| 80   | M O RACHASHI  | VS | RAF                      | 58875/11 |
| 81.  | ZWARTS T      | VS | ZWARTS CP                | 56969/07 |
| 82.  | MAKGOPA MM    | VS | MAKGOPA MS               | 2754/10  |
| 83.  | KEKANA ME     | VS | KEKANA LJ                | 20013/12 |
| 84.  | CHAKA ML      | VS | CHAKA KA                 | 55742/11 |
| 85.  | MULDER D      | VS | MULDER ME                | 14724/12 |
| 86.  | MERCEDES BENZ | VS | CMW BOTES                | 57153/11 |
| 87.  | MEYER SJ      | VS | MEYER EJ                 | 55537/11 |
| 88.  | FOURIE HL     | VS | HEATH S                  | 24141/12 |
| 89.  | GOOSEN I      | VS | GOOSEN AC                | 10997/12 |
| 90.. | SIYALE HF     | VS | SIYALE CZ REMOVED        | 18982/11 |
| 91   | H W PIENAAR   | VS | RAF                      | 9554/11  |
| 92   | S SUKAZI      | VS | RAF                      | 31320/10 |
| 93   | V NDALA       | VS | RAF NO FILE              | 35412/11 |
| 94   | M KGANAKGA    | VS | RAF                      | 55333/12 |
| 95   | R TSHILIDZI   | VS | RAF                      | 63283/12 |

|    |             |    |     |                  |
|----|-------------|----|-----|------------------|
| 96 | J ZENGENI   | VS | RAF | 43812/12         |
| 97 | RS GAMA     | VS | RAF | 36533/11         |
| 98 | C B MAKHASA | VS | RAF | NO FILE 60802/12 |
| 99 | C P MAREE   | VS | RAF | NO FILE 4477/12  |

## **CIVIL TRIAL JUDGES**

### **IN COURT 6F AT 10:00**

BEFORE THE HONOURABLE JUSTICE LEGODI

### **IN COURT 4C AT 10:00**

BEFORE THE HONOURABLE JUSTICE MAKGOBA

### **IN COURT 6A AT 10:00**

BEFORE THE HONOURABLE JUSTICE VAN NIEKERK

### **IN COURT 6C AT 10:00**

BEFORE THE HONOURABLE JUSTICE MAKHAFOLA

### **IN COURT B AT 10:00 PALACE**

BEFORE THE HONOURABLE JUSTICE TOLMAY

### **IN COURT 2D AT 10:00 PALACE**

BEFORE THE HONOURABLE JUSTICE VALLY

### **IN COURT 4F AT 10:00**

BEFORE THE HONOURABLE JUSTICE D FOURIE

### **IN COURT 6G AT 10:00**

BEFORE THE HONOURABLE JUSTICE MOLEFE

**IN COURT 8G AT 10:00**

BEFORE THE HONOURABLE JUSTICE JANSE VA NIEWENHUIZEN

**IN COURT 8B AT 10:00**

BEFORE THE HONOURABLE JUSTICE C P FOURIE

**IN COURT 8A AT 10:00**

BEFORE THE HONOURABLE JUSTICE EBERSOHN

**IN COURT AT 10:00**

BEFORE THE HONOURABLE JUSTICE HIEMSTRA

**COURTS AVAILABLE**