



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

**PRETORIA THIS 18<sup>TH</sup> DAY OF OCTOBER 2013**

**FRIDAY**

**CRIMINAL TRIALS**

**IN COURT GA AT 10:00**

BEFORE THE HONOURABLE JUSTICE MSIMEKI

**IN COURT GB AT 10:00**

BEFORE THE HONOURABLE JUSTICE TEFFO

**IN COURT GC AT 10:00**

BEFORE THE HONOURABLE JUSTICE MAUMELA

**IN COURT GD AT 10:00 BOEREMAG**

BEFORE THE HONOURABLE JUSTICE JORDAAN

**URGENT COURT**

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

BEFORE THE HONOURABLE JUSTICE SPILG

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

BEFORE THE HONOURABLE JUSTICE MNGQIBISA -THUSI

## **CRIMINAL APPEALS**

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

BEFORE THE HONOURABLE JUSTICE AA LOUW  
BEFORE THE HONOURABLE JUSTICE FRANCES

Name of Advocate for the state : Mnisi

| No. | Case no. | Name of appellant | Jail/Bail |
|-----|----------|-------------------|-----------|
| 1.  | A359/13  | M Lubuzo          | Jail      |
| 2.  | A284/12  | D H Grobblers     | Fined     |
| 3.  | A504/13  | S Motobatsi       | Jail      |
| 4.  | A598/13  | H Baloyi          | Jail      |

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

BEFORE THE HONOURABLE JUSTICE NICHOLLS  
BEFORE THE HONOURABLE JUSTICE HASSIM AJ

S L MAVALELA v THE STATE A781/13

P K GASU v THE STATE A11510

**BIGAIL H. MALAMBE**

## **LAW SOCIETY MATTERS**

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

BEFORE THE HONOURABLE JUSTICE NICHOLLS  
BEFORE THE HONOURABLE JUSTICE DEWRENCE

LAW SOCIETY VS JACOB NTSHELETSENG MOGASHOA  
LAW SOCIETY VS ANDRIES STEFANUS VAN DEN BERG

77905/2009  
48554/2012

## **ADMISSIONS**

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

BEFORE THE HONOURABLE JUSTICE HEATON NICHOLLS

BEFORE THE HONOURABLE JUSTICE DEWRANCE

|                 |     |           |
|-----------------|-----|-----------|
| 1. MSIZA M S    | ADV | 53030/13  |
| 2. SAOSA L G    | ADV | 53031/13  |
| 3. SIMELANE T P | ATT | 53080/13  |
| 4. HUGHES H A   | ATT | 49374A/13 |
| 5. COOPER T J   | NOT | 53077/13  |

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

BEFORE THE HONOURABLE JUSTICE AA LOUW

BEFORE THE HONOURABLE JUSTICE FRANCES

|                  |     |          |
|------------------|-----|----------|
| 1. KHUMALO M S E | ADV | 53032/13 |
| 2. ADAMS M A M   | ADV | 53033/13 |
| 3. TONKI L       | ATT | 55722/13 |
| 4. VAN DYK L     | CON | 53019/13 |

## **UNOPPOSED MOTIONS**

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

BEFORE THE HONOURABLE JUSTICE BERTELSMANN

Date 18 October 2013

Case Number:30180/13

1. Parties: Johannes Lodewiekus Van Der Merwe

Vs

Money Box Investment 117 (Pty) Ltd

2. Clarissa Botha  
Case Number: 63123/13
3. Wilhelm Frederic Piater  
Vs  
Angelique Catherine Piater  
Case Number: 49747/13
4. Michelle Van Heerden  
Case Number: 50709/13
5. NedBank Ltd  
Vs  
M.Le Roux +5  
Case Number 26161/13
6. Sam Johnny Maree+1  
Vs  
Elizabeth Rosalia Abrahams+3 Others  
Case Number: 20224/13
7. Absa Bank  
Vs  
H. Barnard

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

BEFORE THE HONOURABLE JUSTICE PHATUDI

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

BEFORE THE HONOURABLE JUSTICE KHUMALO

**OPPOSED MOTIONS**

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

BEFORE THE HONOURABLE JUSTICE MABUSE

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

BEFORE THE HONOURABLE JUSTICE BAQWA

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

BEFORE THE HONOURABLE JUSTICE VORSTER

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

BEFORE THE HONOURABLE JUSTICE JANSEN AJ

## **JUDGMENTS**

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

BEFORE THE HONOURABLE JUSTICE RANCHOD

1. Somali Association and others  
Vs  
Limpopo Dept of Economic Development and others  
Case no: 16541/13
2. Yale  
Vs  
Central Firearms Registry and others  
Case no: A152/12
3. Maresa Projects  
Vs  
Member of EXECUTIVE COUNCIL  
Case no: 15590/08

### **IN COURT GA AT 10:00**

BEFORE THE HONOURABLE JUSTICE WEBSTER

THE STATE

V

EVANS M MPANYANE

SAAK NOMMER: CC75/2012

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

BEFORE THE HONOURABLE JUSTICE NICHOLLS

Case nr: A106/2013

City of Tshwane Metropolitan Municipality vs Johan Schutte Coetzee

## **JUDGMENT**

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

BEFORE THE HONOURABLE JUSTICE HIEMSTRA

- |    |                                     |    |                       |          |
|----|-------------------------------------|----|-----------------------|----------|
| 1. | L. S. SWART o. b. o. A. D.          | vs | RAF                   | A167/13  |
| 2. | THESA AIRCRAFT COMPANY<br>(PTY) LTD | vs | SHARIF PAKDAMAN BIJAN | 16374/10 |

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

BEFORE THE HONOURABLE JUSTICE MASIPA

Case No. 59805/09

MANTLANENG DAVID  
VELAPHI

And  
ROAD ACCIDENT FUND

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Case No. A780/10

JOHANNES JONAS TWALA  
JAN FOREST SEGISA MONARENG  
And  
THE STATE

## **LEAVE TO APPEALS**

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

BEFORE THE HONOURABLE JUSTICE KOLLAPEN

1. GALLAGHER GROUP LIMITED & ANOTHER v I O TECH MANUFACTURING (PTY) LTD & OTHERS (96/9799).

### **IN COURT 6C AT 9-30**

BEFORE THE HONOURABLE JUSTICE POTTERILL  
BEFORE THE HONOURABLE JUSTICE BAM AJ

Case Number: A127/13

Case Name: Edwin Risimate Maringa and another v The State

**IN COURT 8G AT 9:30**

BEFORE THE HONOURABLE JUSTICE NICHOLLS

MCG INDUSTRIES v CHESPAK LT      17527/10

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

BEFORE THE HONOURABLE JUSTICE TOLMAY

BEFORE THE HONOURABLE JUSTICE THLAPI

Case no. A479/12

Joseph Domela v The State

**APPLICATION FOR VARIATION**

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

BEFORE THE HONOURABLE JUSTICE TOLMAY

BEFORE THE HONOURABLE JUSTICE THLAPI

CASE NAME:                      GANI OSMAN v A BRITS

CASE NUMBER:                A1063/2010

**SPECIAL CIVIL TRIALS**

**IN COURT 4E AT 10:00 UNTILL 25/10/13**

BEFORE THE HONOURABLE JUSTICE MOTHLE

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

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

BEFORE THE HONOURABLE JUSTICE MASIPA

Case No. 59805/09

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

BEFORE THE HONOURABLE JUSTICE KGANYAGO AJ

**CIVIL TRIALS DRAFT ROLL**

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

BEFORE THE HONOURABLE JUSTICE LEDWABA DJ P

|   |                 |    |     |                      |
|---|-----------------|----|-----|----------------------|
| A | CRONJE P C      | VS | RAF | 20027/12             |
| B | LEHABE W L      | VS | RAF | 39331/09             |
| C | LEKGOATHI N S   | VS | RAF | 12211/12             |
| D | PIETERSE J A    | VS | RAF | 51003/11             |
| E | NGOBESE P G     | VS | RAF | 9733/12              |
| F | MTSHWENI L      | VS | RAF | 19411/12             |
| G | ADV WESTERBAAR  | VS | RAF | 2846/13              |
| H | STONE C         | VS | RAF | 39716/11             |
| I | LOOTS P J       | VS | RAF | 16312/11             |
| J | MAKHANYA P N    | VS | RAF | 26159/11             |
| K | MOFEMELE S C +1 | VS | RAF | 42017/12             |
| L | B G MADHAKASI   | VS | RAF | 34899/11             |
| M | C N MOJALE      | VS | RAF | 17795/12             |
| N | G V MKHATSHWA   | VS | RAF | 11270/12<br>11268/12 |
| O | F MPOSHI        | VS | RAF | 48651/11             |

|   |              |    |     |          |
|---|--------------|----|-----|----------|
| P | J MUYANA     | VS | RAF | 28070/11 |
| Q | L MTSHWENI   | VS | RAF | 19411/12 |
| R | S C NOFEMELE | VS | RAF | 42017/12 |
| S | D M SOLLI    | VS | RAF | 6846/12  |

## **CIVIL TRIALS**

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

**BEFORE THE HONOURABLE JUSTICE VAN DER MERWE DJ P**

|           |                        |           |            |                 |                        |
|-----------|------------------------|-----------|------------|-----------------|------------------------|
| <b>1A</b> | <b>I BOTES</b>         | <b>VS</b> | <b>RAF</b> | <b>PREFDATE</b> | <b>73853/10</b>        |
|           |                        |           |            | <b>REMOVED</b>  |                        |
|           | <b><u>69869/11</u></b> |           |            |                 |                        |
|           |                        |           |            |                 | <b><u>69453/11</u></b> |

|    |                      |    |     |         |                 |
|----|----------------------|----|-----|---------|-----------------|
| 1. | <u>Q RABINDRAGHT</u> | VS | RAF |         | <u>8744/12</u>  |
| 2. | <u>A RABINDRAGHT</u> | VS | RAF | CONCOL  | <u>36859/12</u> |
| 2. | NKE KR               | VS | RAF |         | <u>37318/12</u> |
| 3. | NDLOVU B M           | VS | RAF |         | <u>67361/10</u> |
| 4. | MAENETJA T           | VS | RAF | REMOVED | <u>46768/12</u> |
| 5. | MNYAMANA K           | VS | RAF | REMOVED | <u>32556/12</u> |
| 6. | RMMATHEBULA          | VS | RAF |         | <u>74507/10</u> |
| 7. | BEKKER L             | VS | POF |         | <u>15360/12</u> |
| 8. | VAN WYK R            | VS | RAF |         | <u>32422/12</u> |
| 9. | MOKOENA BS           | VS | RAF |         | <u>65882/11</u> |

|            |                      |    |     |         |                 |
|------------|----------------------|----|-----|---------|-----------------|
| <u>10.</u> | MASIAKWALA C         | VS | RAF |         | <u>67115/11</u> |
| <u>11.</u> | NYAKANE H            | VS | RAF |         | <u>3992/10</u>  |
| <u>12.</u> | NDLOVU TM            | VS | POF |         | <u>6492/10</u>  |
| <u>13.</u> | NAGEL FJ             | VS | RAF |         | <u>66311/11</u> |
| <u>14.</u> | MATSHABA TC          | VS | RAF |         | <u>32140/12</u> |
| <u>15.</u> | MAHLANGU T A         | VS | RAF |         | <u>29631/09</u> |
| <u>16.</u> | SEBOPELA G           | VS | RAF |         | <u>32893/12</u> |
| <u>17.</u> | MENSAH NN Obo MS     | VS | RAF |         | <u>38897/12</u> |
| <u>18.</u> | BONGER ZM Obo AE     | VS | RAF |         | <u>28950/12</u> |
| <u>19.</u> | RUST HL              | VS | RAF |         | <u>4842/12</u>  |
| <u>20.</u> | SITHOLE HN           | VS | RAF | REMOVED | <u>19098/12</u> |
| <u>21.</u> | BLOM MF              | VS | RAF |         | <u>47338/11</u> |
| <u>22.</u> | VAN NIEKERK SE Obo S | VS | RAF |         | <u>37682/12</u> |
| <u>23.</u> | AJAM FB Obo F & Y    | VS | RAF |         | <u>39407/11</u> |
| <u>24.</u> | V BLAUW              | VS | RAF |         | <u>27887/10</u> |
| <u>25.</u> | E I BRIERLEY         | VS | RAF |         | <u>4478/12</u>  |
| <u>26.</u> | STRAUSS KP           | VS | RAF |         | <u>10909/11</u> |
| <u>27.</u> | VAN NIEKERK SE       | VS | RAF |         | <u>16040/12</u> |
| <u>28.</u> | RAMUNENYIWA NV       | VS | RAF |         | <u>37509/12</u> |

|     |                   |    |     |                 |
|-----|-------------------|----|-----|-----------------|
| 29. | NTOAPE SS         | VS | RAF | <u>6525/11</u>  |
| 30. | BOSHOFF HC        | VS | RAF | <u>10839/10</u> |
| 31. | MOTSOENENG E      | VS | RAF | <u>13368/10</u> |
| 32. | MALOPE NS         | VS | RAF | <u>47384/09</u> |
| 33. | MOTHOMI TK        | VS | RAF | <u>17627/12</u> |
| 34. | BEKKER B          | VS | RAF | <u>28273/12</u> |
| 35. | SCHOEMAN SJ       | VS | RAF | <u>1335/12</u>  |
| 36. | JOUBERT SC        | VS | RAF | <u>3560/06</u>  |
| 37. | MTONGANA A        | VS | RAF | <u>75564/09</u> |
| 38. | VUNANI NV         | VS | RAF | <u>38690/11</u> |
| 39. | NKWE EL           | VS | RAF | <u>6699/12</u>  |
| 40. | KOEKEMOER FC      | VS | RAF | <u>11857/12</u> |
| 41. | MOFOKENG E Obo PM | VS | RAF | <u>30368/11</u> |
| 42. | KOBENI MD         | VS | RAF | <u>34735/12</u> |
| 43. | BOSHIELO B        | VS | RAF | <u>57039/12</u> |
| 44. | FAKU N L          | VS | POF | <u>19808/10</u> |
| 45. | TONJE O B         | VS | RAF | <u>25658/12</u> |

|     |                          |    |                            |         |                 |
|-----|--------------------------|----|----------------------------|---------|-----------------|
| 46. | MAHLANGU NJ Obo Minors   | VS | RAF                        |         | <u>33457/12</u> |
| 47. | MAGAGA LL                | VS | POF                        |         | <u>36104/12</u> |
| 48. | J M OOSTHUIZEN           | VS | MIN OF SAFETY AND SECURITY | NO FILE | <u>126/11</u>   |
| 49. | CRONJE C                 | VS | POF                        |         | <u>30895/10</u> |
| 50. | TEASEDALE KR             | VS | POF                        |         | <u>23246/11</u> |
| 51. | FITZGERALD NP            | VS | RAF                        |         | <u>29423/12</u> |
| 52. | HLATSHWAYO DC Obo PW     | VS | RAF                        |         | <u>9415/11</u>  |
| 53. | DLADLA NJ Obo T          | VS | RAF                        |         | <u>72650/10</u> |
| 54. | NGOAILE SR Obo PP        | VS | RAF                        |         | <u>22719/12</u> |
| 55. | NSK RAKOMA               | VS | RAF                        |         | <u>17742/12</u> |
| 56. | HLOKWA P R               | VS | RAF                        |         | <u>37021/12</u> |
| 57. | MBATHANE M               | VS | RAF                        |         | <u>28906/10</u> |
| 58. | LOATE MC Obo O           | VS | RAF                        | NO FILE | <u>57066/11</u> |
| 59. | MAKHINANA DW             | VS | RAF                        |         | <u>12165/05</u> |
| 60. | SEJAPHALA SS             | VS | RAF                        |         | <u>16936/11</u> |
| 61. | BADENHORST CV Obo Minors | VS | RAF                        |         | <u>11265/11</u> |
| 62. | GERICKE D                | VS | RAF                        |         | <u>57450/11</u> |

|     |                   |    |     |                 |
|-----|-------------------|----|-----|-----------------|
| 63. | MOFOKENG K Obo OH | VS | RAF | <u>11420/11</u> |
| 64. | LAUSBERG R        | VS | RAF | <u>35025/02</u> |
| 65. | KUMALO K Obo P    | VS | RAF | <u>16775/09</u> |
| 66. | DUBE JL           | VS | RAF | <u>48171/12</u> |
| 67. | MOLALE EG         | VS | RAF | <u>21124/12</u> |
| 68. | NDABA WM          | VS | RAF | <u>16391/12</u> |
| 69. | MALULEKA E Obo J  | VS | RAF | <u>24259/12</u> |
| 70. | NYAKAANA G        | VS | RAF | <u>27495/12</u> |
| 71. | MARTIN RM         | VS | RAF | <u>27494/12</u> |
| 72. | TIRO M            | VS | RAF | <u>68688/10</u> |
| 73. | MKHATSHWA NE      | VS | RAF | <u>59687/10</u> |
| 74. | PANTHER JEM       | VS | RAF | <u>22002/12</u> |
| 75. | MIMBIRHI JM       | VS | RAF | <u>62241/11</u> |
| 76. | MAHLANGU L        | VS | RAF | <u>70588/11</u> |
| 77. | MAPONYANE MF      | VS | RAF | <u>48664/11</u> |
| 78. | MABELE SP         | VS | RAF | <u>78/12</u>    |
| 79. | VAN STADEN AM     | VS | RAF | <u>39870/10</u> |

|     |                 |    |     |                 |
|-----|-----------------|----|-----|-----------------|
| 80. | MAAKO DC +1     | VS | RAF | <u>30025/12</u> |
| 81. | CLAASSEN FJ     | VS | RAF | <u>72982/09</u> |
| 82. | BASHE NZ        | VS | RAF | <u>29980/09</u> |
| 83. | MAYISA LA       | VS | RAF | <u>25002/11</u> |
| 84. | MUNA J          | VS | RAF | <u>7687/12</u>  |
| 85. | MAGANO AP       | VS | POF | <u>29526/12</u> |
| 86. | RIKHOTSO RN     | VS | POF | <u>3520/12</u>  |
| 87. | BOTHA BV        | VS | RAF | <u>24452/12</u> |
| 88. | MASEKO PT       | VS | POF | <u>13205/12</u> |
| 89. | MOKOENA E       | VS | RAF | <u>51041/08</u> |
| 90. | ADV. GLM BOKABA | VS | RAF | <u>11397/10</u> |
| 91  | N F MADIDIMALA  | VS | RAF | <u>42236/11</u> |
| 92  | JA GULE         | VS | RAF | <u>45491/10</u> |
| 93  | S L KGASOANE    | VS | RAF | <u>22756/12</u> |
| 94  | B SEMETSING     | VS | RAF | <u>14974/11</u> |
| 95  | L TAYOB         | VS | RAF | <u>37237/11</u> |
| 96  | D MAKGOPA       | VS | RAF | <u>55448/12</u> |
| 97  | D N NDHLOVU     | VS | RAF | <u>3623/11</u>  |

|             |             |    |                   |                 |
|-------------|-------------|----|-------------------|-----------------|
| <u>98</u>   | THULARE M M | VS | RAF DO NOT REMOVE | <u>11553/10</u> |
| <u>99</u>   | LE SELEBANO | VS | RAF               | <u>66151/11</u> |
| <u>100</u>  | R R SEGAUKE | VS | RAF               | <u>22242/12</u> |
| <u>101</u>  | M MLINGO    | VS | RAF               | <u>38407/12</u> |
| <u>102.</u> | KGOTLO M M  | VS | PRASA             | <u>17839/12</u> |
| <u>103.</u> | DUBE R      | VS | RAF               | <u>3624/11</u>  |
| <u>104.</u> | PHETOE N    | VS | RAF               | <u>45895/12</u> |
| <u>105</u>  | L SEEKOEI   | VS | RAF               | <u>37516/12</u> |

## **CIVIL TRIAL JUDGES**

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

BEFORE THE HONOURABLE JUSTICE PRELLER

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

BEFORE THE HONOURABLE JUSTICE PRETORIUS

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

BEFORE THE HONOURABLE JUSTICE MAKGOBA

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

BEFORE THE HONOURABLE JUSTICE TOLMAY

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

BEFORE THE HONOURABLE JUSTICE TUCHTEN

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

BEFORE THE HONOURABLE JUSTICE KOLLAPEN

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

BEFORE THE HONOURABLE JUSTICE J W LOUW

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

BEFORE THE HONOURABLE JUSTICE FOURIE

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

BEFORE THE HONOURABLE JUSTICE HUGHES

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

BEFORE THE HONOURABLE JUSTICE JANSE VAN NIEUWENHUIZEN

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

BEFORE THE HONOURABLE JUSTICE HIEMSTRA

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

BEFORE THE HONOURABLE JUSTICE KOEVERTJIE

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

BEFORE THE HONOURABLE JUSTICE NKOSI

**COURTS AVAILABLE**