OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

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Opposed Motions Roll
26 FEBRUARY 2024

Before the Honourable Justice POTTERILL J

1.	BONDEV (PTY) LTD (Adv. NJ Horn – heads filed) VS C VAN BLERK +2 (Attorney filed heads for first respondent) Application for re-transfer of property Counter-application for cancellation of deed of transfer	909/14 (3-4 HRS) JUDGE'S ESTIMATION: 2 HOURS	LOUW AJ
2.	PROEARTH (PTY) LTD (Adv. H.F. Oosthuizen SC – heads filed) VS AKANI PROPERTIES (PTY) LTD (Adv. JPV McNally SC – heads filed) Monetary judgment	11210/22 (3 HRS) JUDGE'S ESTIMATION: 2 HOURS	HGA SNYMAN AJ (27 February 2024 only)
3.	N L MALULEKA (No heads filed by applicant) VS D MAWELELA (Adv. A.M. Raymond – heads filed) Division of immovable property co-owned by	40014/21 (1 HOUR) JUDGE' ESTIMATION: 30 MIN	LOUW AJ

	applicant and respondent		
4.	BODY CORPORATE OF SANTA MARIA (No heads filed) VS HK TSELANYANE (No heads filed) Intervening creditor: Firstrand Bank Ltd – Mrs. R. Theron filed heads Sequestration	012067/22 (1 HOUR) JUDGE'S ESTIMATION: 15 MIN	LOUW AJ
5.	TIKKA TIKKA PROJECTS (PTY) LTD (No heads filed by the applicant) VS K CARRIM HOLDINGS (Adv. CGVO Sevenster – heads filed) Exception (**BY THE TIME THIS ROLL WAS FINALISED, THIS COURT ONLINE MATTER WAS NOT DISPLAYING DOCUMENTS ON CASELINE**)	046271/22 (1 HOUR)	LESO AJ
6.	ML KGOELE (Adv. MM Mello – heads filed) VS KEY RESULTS PROPERTIES (PTY) LTD + 1 (Adv. D. Prinsloo – heads filed) Rescission application Cancellation of deed	94127/16/ 64481/17 (2 HRS)	LESO AJ
7.	THE BODY CORPORATE OF SABIE MANSIONS (Adv. Z Schoeman – heads filed) VS NK MODIKOE (No heads filed by respondent – attorney of record withdrew) Sequestration	36798/22 (1 HOUR 30 MIN) JUDGE'S ESTIMATION: 15 MIN	LOUW AJ
8.	H A VISSER (Adv. M van Vuren – heads filed) VS J VISSER	48581/20 (1 HOUR)	STRIJDOM J

	(Adv. E. de Lange – heads filed) Rescission		
9.	RAF (Mr. F.J. Mostert – heads filed) VS NEWNET PROPERTIES (PTY) LTD (Adv. M. van Rooyen – heads filed) Rescission	10661/22 (2 HRS)	POTTERILL J
10.	E KASONGO (Adv. M. Mpya – heads filed) VS REFUGEE STATUS DETERMINATION OFFICER : L PITSE +3 (Adv SBW Nhantsi – heads filed Review	34826/22 (2 HRS)	LESO AJ
11.	C S S MLAMBO (Adv. S. Niemann – heads filed) VS MINISTER OF HOME AFFAIRS +1 (Adv. Modisane Ta) Review	94266/19 (1 HOUR)	LESO AJ
12.	ENDEMIC DEVELOPMENTS (PTY) LTD (Adv. MC Maritz SC and Adv JS Griessel – heads filed) VS MVELA PHANDA CONSTRUCTION (PTY) LTD (No heads filed by the respondent) Application for order to strike out respondent's defence	23801/18 (40 MIN) JUDGE'S ESTIMATION: 30 MIN	POTTERILL J
13.	MM MBALI (Adv. W.J. Roos – heads filed) VS UNISA (Heads filed by attorney) Review	090041/23 (1 HOUR)	STRIJDOM J
14.	SEC AVIS NO	041644/23	POTTERILL J

	(KJ van Huyssteen – heads filed) VS MASTER OF PRETORIA HIGH COURT +1 (Heads filed by attorneys for first respondent R Warner) Application to declare immovable property registered in Netherlands not an asset of trust; to terminate trust; to remove first respondent as trustee	(2-3 HRS)	
15.	E SLABBERT +1 (Adv. FJ Labuschagne – heads filed) VS J MOODIE +2 (Adv. CPJ Strydom – heads filed) Dissolution of partnership and appointment of a liquidator	009688/23 (2-3 HRS)	MICHAU AJ (27 February 2024 only)
16.	M THITHI OBO MINORS (No heads filed) VS GEPF +4 (No heads filed) Return date of rule *nisi*	B1906/23 No duration JUDGE'S ESTIMATION: 15 MIN	`POTTERILL J
17.	FIRSTRAND BANK LIMITED (Adv. NG Louw – heads filed) VS CK TLALE +3 (First and second respondents – no heads filed) Monetary judgment and to declare immovable specially executable	020848/23 (1.5 HRS) JUDGE'S ESTIMATION: 15 MIN	STRIJDOM J
18.	GRACELANDS ENERGY (PTY) LTD (Adv. H.P. Wessels – heads filed) VS AJ FOURIE (No heads filed) Sequestration	059005/23 (1 HOUR) JUDGE'S ESTIMATION: 30 MIN	STRIJDOM J
19.	GRACELANDS ENERGY (PTY) LTD	000185/23	LOUW AJ

	(Adv. H.P. Wessels – heads filed) VS CGB CAPITAL (PTY) LTD (No heads filed) Winding-up	(1 HOUR) JUDGE'S ESTIMATION: 30 MIN	
20.	KJ BHIMA (Adv. SG Maritz – heads filed) VS P KOOVERJIE (No heads filed) Application to strike out joinder application	33094/20 (1-2 HRS) JUDGE'S ESTIMATION: 1 HOUR	STRIJDOM J
21.	EM SYMES NO + 2 (Adv. CLH Harms – heads filed) VS TOP T CERAMICS (PTY) LTD (Adv. P. Ellis SC) Repayment of monies belonging to insolvent estate	46078/21 (30 MIN)	STRIJDOM J
22.	A K BEAMISH (No heads filed) VS B STRYDOM (Adv. K Plaatjies – heads filed) Interlocutory application for security of costs	53341/20 (30 MIN)	STRIJDOM J
23.	M VAN ACHTERBERGH (Adv L Louw – heads filed) VS J VAN ACHTERBERGH +3 (Adv E Liebenberg – 1st respondent's heads filed) Application for delivery of documents	033675/23 (1 HOUR)	STRIJDOM J
24.	PREVANCE CAPITAL (PTY) LTD (No heads filed) VS MASTER OF NORTH GAUTENG HIGH COURT + 2 (Adv. SJ van Rensburg SC – 2nd and 3rd Respondents heads filed)	37074/22 (30 MIN)	POTTERILL J

	Review of liquidation and distribution account		
25.	STANDARD BANK (Adv. M. Rakgoale – heads filed) VS BM JACOBS +1 (2nd defendant – Ms. L. Jacobs in person – heads filed) Monetary judgment and application to declare immovable property specially executable	37572/21 (1 HOUR)	LESO AJ
26.	STANDARD BANK (Adv. P.J. Daniell – heads filed) VS MC NYUSWA +1 (Heads filed by respondents) Summary judgment	38659/19 (1 HOUR)	STRIJDOM J
27.	RS MAFUYEKA +2 (S Mafuyeka – heads filed) VS M NETSHITOMBONI +1 (Heads filed by attorney of respondents) Application for security for costs	24398/22 (3 HRS) JUDGE'S ESTIMATION: 1 HOUR 30 MIN	LESO AJ
28.	D PRINSLOO (Adv. P. van Niekerk – heads filed) VS I LUNDALL (Adv. B. Bergenthuin – heads filed) Declaratory order that respondent is in contempt of court order Variation application by respondent	028233/23 (1-2 HOURS)	POTTERILL J
29.	ZWARTKOP HOME OWNERS ASSOCATION (Adv. J.C. Klopper – heads filed) VS IT MOGOLANE +1 (Adv. P.W. Springveldt – 1st respondent's heads filed) Sequestration	13890/21 (1-2 HOURS)	LOUW AJ

30.	JR 209 INVESTMENTS (PTY) LTD + 1 (Adv. M. Bronkhorst – heads filed) VS MJ MALULEKE (Adv. T.M. Malatji – heads filed) Rescission of judgment	60330/21 (1 HOUR)	POTTERILL J
31.	D NDARANGWA (Adv. M. M. Sono – heads filed) VS MARIVATE ATTORNEYS' INC (Mr. N. Mboweni – heads filed) Exception Rule 30 Application to strike out the respondent's defence	61033/21 (1 HOUR)	LOUW AJ
32.	KEMPSTER SEDGEWICK (PTY) LTD t/a CMH RANDBURG (Heads filed by attorney) VS DAWSON & DAWSON (PTY) LTD +7 (Adv. C. Rip – heads filed by first respondent) Confirmation of rule *nisi* previously granted	045274/23 (1 HOUR)	POTTERILL J
33.	HORSEBACK AFRICA CC +1 (Adv. A. Vorster – heads filed by 1st and 2nd excipients) VS A VAN DE KRAATS (Adv. K. Naidoo – heads filed) Exception	2072/18 (2 HRS)	STRIJDOM J
34.	DIPUCOM (PTY) LTD (Adv. G.J. Scheepers – heads filed) VS BLACK BASE SURFACING CC (No heads filed) Final winding-up	25213/22 (2 HRS)	LESO AJ
35.	THUSANYO INVESTMENTS (PTY) LTD (Mr. M.N. Hattingh – heads filed)	32410/22 (2 HRS)	LOUW AJ

	VS NG NATIONAL CABLING SYSTEMS TELECOMS (PTY) LTD (Mr. G. Coetzee – heads filed Liquidation		

Judges allocated for the week:

Potterill J – Judge's secretary: Joanna Hefer: JHefer@judiciary.org.za; (012) 315-7582

Strijdom J – Judge's secretary: Belinda Harris: BHarris@judiciary.org.za; (012) 314-9070

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Louw AJ – Judge's secretary: Xoliswa Vilakazi: XVilakazi@judiciary.org.za; (012) 315-7466

Judges for 27 February 2024 only:

HGA Snyman AJ – Judge's secretary: Ashley Ndzukula: ANdzukula@judiciary.org.za; (012) 492-6725

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