

## Yvonne Badenhorst

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**Sent:** Wednesday, 20 September 2023 16:30  
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**Subject:** RE: Opposed Motion Roll and Directive before Judge CJ van der Westhuizen for Monday 2 October 2023 at 10:00  
**Attachments:** Opposed Motion Roll before Vd Westhuizen J - 02 October 2023.docx; Allocated - OPPOSED ROLL 02 OCTOBER 2023.doc  
**Importance:** High

Dear All,

Attached, please find the Opposed Motion Roll and Directive on page 1 of the roll before Judge van der Westhuizen for 2 October 2023.

I also attach the full opposed motion roll as received from the Registrar with the Judges whom the matters have been allocated to indicated next to each matter.

Each Judge will allocate their own matters and send their directives and specific rolls to the parties.

Kind Regards.

*Bokka van Zyl*  
Secretary to Judge van der Westhuizen  
Palace of Justice  
2<sup>nd</sup> Floor  
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**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION, PRETORIA**

**OPPOSED MOTION COURT ROLL BEFORE JUDGE VAN DER WESTHUIZEN**

**ROLL CALL ON MONDAY 02 OCTOBER 2023 AT 10:00**

**COURT VENUE: (To be allocated by Registrar)**

**Opposed Motion Court Directive for matters on the roll before Judge van der Westhuizen:**

1. All matters will be heard in open court, the court venue to be allocated by the Registrar on the day roll;
2. Roll call will be held to ascertain whether the matter is to remain on the roll, the duration of argument and to allocate the matter accordingly;
3. All the parties must be ready to proceed with their matter on Monday, 2 October 2023, although some matters may be allocated to later in the week;
4. Matters will not stand down for settlement purposes;
5. All documents should have already been uploaded onto caselines. Please do not e-mail any documents.
6. One copy of the Order/Draft order, where applicable, should be handed up in court. If the parties need a signed by the Judge only order, two copies must be handed up in court;
7. The order made in court, stamped and signed by the Registrar, will be uploaded onto caselines within 3 days after the order was made;
8. Please inform our office as soon as possible if a matter is to be removed or has settled.
8. It is not necessary for counsel to introduce themselves to the Judge in chambers. They may do so in court when their matter is called.

**\* IF YOU ARE NOT AT ROLL CALL YOUR MATTER WILL BE STRUCK FROM THE ROLL**

**Secretary to Judge van der Westhuizen:  
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Tel no:  
E-mail:**

**Ms Bokka van Zyl  
2<sup>nd</sup> Floor Palace, Chamber 23  
012 314 9004/082 838 2575  
bvzyl@judiciary.org.za**

3.	CHANGING TIDES  VS  A KRAWCZYK	50853/21
4.	V AMORETTI  VS  BURGERBRUG BELLEGGINGS	28880/21
15	PHAHLANA HUNADI SURVEYORS  VS  INDEPENDENT TRUST + OTHERS	048858/22
20	AKT INVESTMENTS  VS  JHB INSTITUTE OF ENGINEERING	034521/22
23	FNB  VS  C HLATSHWAYO	27859/15
24	FNB  VS  A BLIGNAUT	23779/19

28	THE COMMISSIONER OF SARS  VS  M PHAKATI	2406/21
29	O TONKEN  VS  D LOMBARD	2220/19
31	MJ MALEFENE  VS  BMW FINANCIAL SERVICES	7075/18
33	TIGER FOODS BRANDS  VS  AL BAZ BEVERAGE	20140/22
36	FNB  VS  MASTER OF HIGH COURT JHB	25636/21
37	NEDBANK  VS  NP ZIMEMA	46179/14



**OFFICE OF THE CHIEF JUSTICE  
REPUBLIC OF SOUTH AFRICA**

Office of the Registrar of the High Court Of South Africa, Gauteng Division, Pretoria  
Private Bag/Privaatsak X67, Pretoria, 0001  
Tel No: (012) 315 7614 Fax No: 012 3151995

**Opposed Motions Roll**  
**02 OCTOBER 2023**

**Before the Honourable VAN DER WESTHUIZEN J et**  
**NYATHI J et LENYAI J et LE GRANGE AJ**

1.	THE COMMISSIONER OF SARS VS DENEL VEHICLE SYSTEM	57600/17  Nyathi J
2.	K HLONGWANE VS CITY OF TSHWANE	66521/20  Lenyai J
3.	CHANGING TIDES VS A KRAWCZYK	50853/21  Vd Westhuizen J
4.	V AMORETTI VS BURGERBRUG BELLEGGINGS	28880/21  Vd Westhuizen J
5.	SB GUARANTEE VS P TSHAVUNGWE	36951/20  Le Grange AJ
6.	NETCARE VS COUNCIL FOR MEDICAL	006058/23  Nyathi J

7.	B/C OF UNISON SCHEME VS TA MBONGE	012072/22  Lenyai J
8.	MENAR CAPITAL VS MINISTER OF MINERAL RESOURCES +4	33318/22  Nyathi J
9.	FNB VS HANMAR BELEGGINGS	044099/23  Le Grange AJ
10.	TIKBOX LEAGUE VS FJ DU TOIT	B1342/23  Le Grange AJ
11.	W SCHIMMEL VS S SMITS	064582/23  Lenyai J
12.	M MOTAUNG VS GEPF	B39013/22  Le Grange AJ
13.	B MALOKA VS GEPF	B39012/22  Le Grange AJ
14.	KING PRICE INSURANCE VS INTERGRITAS RISK SOLUTIONS	037834/22  Nyathi J
15.	PHAHLANA HUNADI SURVEYORS VS INDEPENDENT TRUST + OTHERS	048858/22  Vd Westhuizen J
16.	F SIBANDA VS DEPARTMENT OF HOME AFFAIRS +2	55189/21  Lenyai J
17.	T HILL VS DENEYS SWISS DAIRY	59095/21  Nyathi J
18.	S MALEBANA VS P JORDAAN +1	15515/17  Le Grange AJ

19.	B GCABASHE VS MTN SA	53/19  Nyathi J
20.	AKT INVESTMENTS VS JHB INSTITUTE OF ENGINEERING	034521/22  Vd Westhuizen J
21.	L MAGAKWE VS MASTER OF HIGH COURT	034137/22  Lenyai J
22.	M MNGUNI VS MASTER OF HIGH COURT	015206/22 (2 HRS) Lenyai J
23.	FNB VS C HLATSHWAYO	27859/15  Vd Westhuizen J
24.	FNB VS A BLIGNAUT	23779/19  Vd Westhuizen J
25.	SB GUARANTEE VS D RIKHOTSO	18808/20  Le Grange AJ
26.	DCYSIVE FINANCE VS LED CAPITAL INVESTMENTS	31354/22  Nyathi J
27.	LIBERTY GROUP VS SURTEE DISTRIBUTION	30945/22  Lenyai J
28.	THE COMMISSIONER OF SARS VS M PHAKATI	2406/21  Vd Westhuizen J
29.	O TONKEN VS D LOMBARD	2220/19  Vd Westhuizen J
30.	B SAVVAS VS MINISTER OF HOME AFFAIRS +3	065931/23  Lenyai J



31.	MJ MALEFENE VS BMW FINANCIAL SERVICES	7075/18  Vd Westhuizen J
32.	ECENTER TRADING VS FNB	28904/22  Nyathi J
33.	TIGER FOODS BRANDS VS AL BAZ BEVERAGE	20140/22  Vd Westhuizen J
34.	GOLDEN GENETICS VS ABSA BANK	17715/22  Le Grange AJ
35.	G MALEMA VS FNB	19805/21  Lenyai J
36.	FNB VS MASTER OF HIGH COURT JHB	25636/21  Vd Westhuizen J
37.	NEDBANK VS NP ZIMEMA	46179/14  Vd Westhuizen J
38.	M MOLEFE VS MASTER OF H/COURT ESTATE LATE NA GALELA	35046/20  Lenyai J