

## Etienne Cilliers

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**From:** Sonja Gillissen <SGillissen@judiciary.org.za>  
**Sent:** Wednesday, 14 December 2022 09:22  
**To:** PTA Bar; jhbbar@law.co.za; jhbadmin@law.co.za; hes1@law.co.za; Sandra Botes; ppv; motions pretoria; sgillissen90@gmail.com  
**Subject:** Unopposed Motions 21 Dec 2022 before Judge Swanepoel  
**Attachments:** 21 Dec 2022 - Unopposed Motions before Swanepoel J.docx; 21 Dec 2022 - Notice with regard to Unopposed Motions before Judge Swanepoel.doc; UNOPPOSED 21 DECEMBER 2022 JUDGE FRANCIS-SUBBIAH J+JUDGE SWANEPOEL J.rtf  
  
**Importance:** High

Good day,

Attached the Unopposed Motion roll and Directive for motions before **Judge Swanepoel** on **Wednesday 21 December 2022**.

Please note that matters will be dealt with **VIRTUALLY** and a link will be provided.

Kindly circulate and publish.

Regards  
Sonya Gillissen

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## **21 DECEMBER 2022: UNOPPOSED MOTIONS**

### **BEFORE THE HONOURABLE JUSTICE SWANEPOEL on MS TEAMS**

**Secretary:**

**Sonya Gillissen**

**Tel.: 012 – 492 6766 / 079 400 1963**

**Email: [sgillissen90@gmail.com](mailto:sgillissen90@gmail.com) (for correspondence only)  
[sgillissen@judiciary.org.za](mailto:sgillissen@judiciary.org.za) (for caselines invites)**

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22.	J W SIMNETT	V	SN TSENGWA	63831/21
23.	NEDBANK LTD	VS	P PLAATYI+1	38051/22
24.	NEUNET PROPERTIES	VS	RAF	8086/22
25.	V MADIBA	VS	G MADIBA	71911/18
26.	ABSA BANK LTD	VS	R THLAGALE	23145/21
27.	A G MOLEMA	VS	S M MOLEMA	24697/22
28.	M A LEBELO	VS	COMMISSIONER SAPS+1	28504/19
29.	E O HUME	VS	D L HUME	38594/22
30.	F A POTGIETER	VS	RAF	35876/16
31.	WILLOW ACRES ESTATE	VS	CITY OF TSHWANE	53875/13
32.	HERITAGE MANOR ASS	VS	AFRO PULSE LTD	33086/22

33.	S MODISANE+3	VS	MIN OF POLICE	54596/20
34.	E H JORDAAN	VS	M JORDAAN	55371/20
35.	M PILLAY 66964/17	VS	RAF	
36.	TRUSTEES INDEPENDENT+1	VS	PUBLIC PROTECTOR+1	8711/19
37.	FNB BANK LTD	VS	S M MXOLI	50557/20
38.	ABS BANK LTD	VS	M J MOKUBUNG	63428/21
39.	F V BUDELI	VS	RAF	32794/21
40.	L S RANCHEBE	VS	RAF	61994/20
41.	EX PARTE: L RATSHITANGA			32630/22
42.	EX PARTE: S BALOYI			026035/22



**REPUBLIC OF SOUTH-AFRICA**

HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION  
PRETORIA

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**NOTICE REGARDING IMPLEMENTATION OF THE JUDGE PRESIDENT'S  
DIRECTIVES FOR THE UNOPPOSED MOTION COURT BEFORE JUDGE  
SWANEPOEL ON 21 December 2022 .**

**Secretary: Sonya Gillissen**

**Tel.: 012 – 492 6772 / 079 400 1963**

**Email: [sgillissen@judiciary.org.za](mailto:sgillissen@judiciary.org.za) / [sgillissen90@gmail.com](mailto:sgillissen90@gmail.com)**

1. The proceedings will be conducted virtually starting at 10:00am.
2. A complete Practice Note, stating the nature of the application for the date on which the application is on the roll, should be filed on Caselines setting out at least the following:
  - 2.1 Was the matter previously postponed? If so, what was the reason for the postponement?
  - 2.2 If the papers consist of more than just the application concerned, (for instance, previous applications or pleadings not relevant to the application) the application must be properly identified by reference to the section and page number to avoid a search for it;
  - 2.3 The return of service and set down relevant to the date of hearing must be identified by reference to the section and page number;
  - 2.4 If personal service is necessary, (for instance in sequestration or rule 46 A applications) it must be stated and if this requirement was not complied with, reasons must be provided;

- 2.5 Where certain practice or legal requirements have to be complied with (for instance in Rule 46A applications) compliance with all those requirements must be clearly stated and then also identified in the papers by reference to the section, page number(s) and paragraph;
  - 2.6 If there is any problem with the application, it must be clearly identified and disclosed. If there is no problem, it must be submitted that the papers are in order;
  - 2.7 Name and contact details of counsel and the attorney (tel. no. and email address) must be stated.
- 3. If there is any other information to be conveyed, it must also be stated in the practice note.
  - 4. Failure to file a practice note in compliance with this Notice, dealing with each of the par referred to above separately and completely (i.e. par. by par. individually), to assist the court in considering the application properly, may result in the application be struck from the roll. If a particular par. is not applicable, then it must be so indicated and not merely be ignored or omitted. The filing of heads of argument will not replace the duty to file a practice note in terms of this Directive. This requirement will be strictly applied.
  - 5. In all applications where heads of argument must be filed, a failure to do so will also result in the application being struck from the roll.
  - 6. A proper and complete Draft Order, indicating the date and particulars of the Judge, (using MS Word enabling variation thereof) must be filed on Caselines for the court to consider.
  - 7. The Practice Note, Draft order and/or heads of argument (if applicable) must be filed by no later than 9:00am on the last court day before the hearing, failing which the application will be struck from the roll. Filing must be done on CASELINES ONLY (and NOT by email to Me Gillissen).

8. It is the responsibility of the applicant's attorney to ensure that the matter is TIMEOUSLY, PROPERLY AND FULLY uploaded onto Caselines and that the Judge and his clerk will have access to the matter at the latest at 9:00 on the day before the date of hearing to enable the Judge to read the papers. Late filing or updates will not be accepted.
9. In divorce matters the plaintiff must file an affidavit on the merits and the attorney an affidavit on the authenticity of the marriage certificate.
10. **A failure to comply fully with this notice may result in the matter be struck from the roll.**

**J Swanepoel**

**JUDGE OF THE HIGH COURT**

**PRETORIA**

**IN THE HIGH COURT OF SOUTH AFRICA**

**(GAUTENG DIVISION PRETORIA)**

**(UNOPPOSED MATTERS UPLOADED ON CASELINES)**

**21 DECEMBER 2022**

**BEFORE THE HONOURABLE JUSTICE FRANCIS-SUBBIAH J**

1. J H RABIE	VS	RAF	8982/22
2. B M MABASO	VS	B W MABASO	90350/18
3. B B CRISP	VS	RAF	2259/19
4. ABSA BANK LTD	VS	S T RADEBE	84778/19
5. AS STEGMANN	VS	D STEGMANN	6667/21
6. M MVAKALI	VS	B/C OF RIVIERA CLOSE	22705/21
7. K VAN DER WESTHUIZEN+1	VS	KUMKARAN ATTORNEYS+1	44589/21
8. A MATHIE+1	VS	L I LOURENS+1	015450/22

9. BMW FINANCIAL	VS	A C PAPADOPULO	5486/22
10. EX PARTE: E TLHOIWA+1			041719/22
11. V MATHEBULA	VS	C MATHEBULA	22244/21
12. P MOHADITSWE+1	VS	J L MAGWELE+1	38470/22
13. J H RABIE	VS	RAF	28712/22
14. S C HLENGANI	VS	RAF	8084/22
15. EX PARTE: S CARRACK			36320/21
16. ABSA BANK LTD	VS	L M SNYMAN+1	23143/21
17. NEDBANK LTD	VS	P P BUSAKWE	9109/22
18. N S NEMATATANI	VS	N RAGADZA	013706/22
19. J H RABIE	VS	RAF	33668/22
20. M LUDIK	VS	J M LIDIK	B39967/22



21. EX PARTE: J N VAN DIJK

036316/22

## **21 DECEMBER 2022**

### **BEFORE THE HONOURABLE JUSTICE SWANEPOEL J**

22. J W SIMNETT	V	SN TSENGWA	63831/21
23. NEDBANK LTD	VS	P PLAATYI+1	38051/22
24. NEWNET PROPERTIES	VS	RAF	8086/22
25. V MADIBA	VS	G MADIBA	71911/18
26. ABSA BANK LTD	VS	R THLAGALE	23145/21
27. A G MOLEMA	VS	S M MOLEMA	24697/22
28. M A LEBELO	VS	COMMISSIONER SAPS+1	28504/19
29. E O HUME	VS	D L HUME	38594/22
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40. L S RANCHEBE	VS	RAF	61994/20
41. EX PARTE: L RATSHITANGA			32630/22
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