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Subject: 24 November 2022 Unopposed Motions before DS Fourie J

Attachments: UNOPPOSED 24 NOVEMBER 2022 JUDGE FOURIE J.rtf; Notice with regard to Unopposed
Motions before Judge DS Fourie 24 June 2022.doc; UNOPPOSED 24 NOVEMBER 2022
JUDGE FOURIE J + JUDGE BAM J+ KHUMALO J.rtf

Importance: High

Good day,

Attached the Notice with regard to Unopposed Motions & roll of 24 November 2022 before Judge DS Fourie.

Sonya Gillissen
Secretary to Judge DS Fourie

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IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION PRETORIA

UNOPPOSED MATTERS UPLOADED ON CASELINES

24 NOVEMBER 2022

BEFORE THE HONOURABLE JUSTICE FOURIE J IN OPEN COURT

1. FNB BANK LTD	VS	G L JARVIS	19615/20
2. G BOSHOFF	VS	M BOSHOFF	30382/22
3. V V NSALELA	VS	MIN OF POLICE+3	14863/22
4. XANADU HOME ASS	VS	O M MOLOKO	48223/21
5. B P XABA	VS	MIN OF POLICE	46145/21
6. FNB BANK LTD	VS	P G KRUGER	006249/22
7. EX PARTE: M KORTENHOEVEN			035595/22
8. E P MATJILA	VS	MEC OF EDUCATION,GAUTENG	10703/18
9. SHACKLETON CREDIT	VS	G M HLABANE+3	3407/06

10. S MBANJWA	VS	MIN OF POLICE	57076/21
11. EX PARTE: L D VARFALVI			45728/20
12. K A BEAN	VS	A J BEAN	020497/22
13. FNB BANK LTD	VS	A S WATKINS	006649/22
14. N K MWAPE	VS	CHAIRPERSON REFUGE BOARD+4	40138/20
15. N L NKOSI	VS	S M RAMOKGOPA	38203/22
16. M F CHAKATE+1	VS	MIN OF SAFETY	11904/16
17. N A MOATSHE	VS	RAF	14575/20
18. NEDBANK LTD	VS	K J NTULI	008978/22
19. MOOIKLOOF ASS	VS	LEFATSHEN TRUST	60179/20
20. STD BANK LTD	VS	B Z CHIMEDZA+1	36275/19
21. FNB BANK LTD	VS	P A REYNOLDS+1	26880/19
22. J DUDU	VS	P NKOKO	13115/20

23. EX PARTE: H S GROBLER			028719/22
24. N L DLAMINI	VS	L J NJOKWANE	1593/19
25. NEDBANK LTD	VS	S KUNENE+1	16350/19
26. FNB BANK LTD	VS	P T MUROA	30727/21
27. N M JIKEKA	VS	UNLAWFUL OCCUPANTS +1	50374/21
28. V MDLULI	VS	MIN OF POLICE	57077/21
29. EX PARTE: E ROETS			040513/22
30. ABSA BANK LTD	VS	G MOKONE	009739/22
31. ABSA BANK LTD	VS	P B SHORT	004476/22



REPUBLIC OF SOUTH AFRICA

HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION
PRETORIA

Secretary to Judge DS Fourie
Sonya Gillissen
Cell: 079 400 1963
Email: sgillissen90@gmail.com (for correspondence only)
sgillissen@judiciary.org.za (for caselines invites)

**NOTICE REGARDING IMPLEMENTATION OF THE JUDGE PRESIDENT'S
DIRECTIVES FOR THE UNOPPOSED MOTION COURT BEFORE JUDGE DS
FOURIE ON 24 June 2022**

1. The application will be adjudicated "on paper only" (i.e. without an oral hearing) unless there is a written request for an oral hearing which must then be clearly set out in the Practice Note referred to herein below.
Proceedings will be conducted on MS Teams on a time to be notified. All counsel must be available to attend an oral hearing if requested by the Court.
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 relevant to the date of hearing must be identified by reference to the page number;
 - 2.4 If service by the Sheriff was not necessary, the reason for that must be stated. The other form of service must then be identified by reference to the page number;
 - 2.5 If personal service is necessary, (for instance in sequestration applications) it must be stated and if this requirement was not complied with, reasons must be provided;
 - 2.6 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 page number(s) and par;
 - 2.7 If any Regulation (relating to Covid-19 or not) or Statute is applicable it **must be stated and compliance therewith be identified** in the papers by reference to the page number and par;
 - 2.8 If there is any problem with the application, it must be clearly **identified and disclosed**. If there is no problem **it must be stated that the papers are in order**;
 - 2.9 Name and contact details of counsel (tel nr and email address) must be stated.
3. If there is any other information (for example a request for an oral hearing) 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 off 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 off 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 9:00 on Thursday 23 June 2022, failing which the application will be struck off the roll. Filing must be done on CASELINES ONLY (and NOT by email to Me S 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 off the roll.

DS FOURIE

JUDGE OF THE HIGH COURT

PRETORIA

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION PRETORIA

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22. J DUDU	VS	P NKOKO	13115/20

23. EX PARTE: H S GROBLER			028719/22
24. N L DLAMINI	VS	L J NJOKWANE	1593/19
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31. ABSA BANK LTD	VS	P B SHORT	004476/22

24 NOVEMBER 2022

BEFORE THE HONOURABLE JUSTICE BAM J

32. L RACHEKU	VS	RAF	77781/18
33. C MUTALE	VS	MIN OF JUSTICE+3	56490/21
34. INVESTEC BANK LTD	VS	M H VAN DER MERWE	69688/18
35. L BLOM	VS	MEC OF HEALTH,GAUTENG	32701/19
36. P D MOTSETA	VS	D M MOTSETA	32894/20
37. ABSA BANK LTD	VS	VOLTRON ENGINEERING	44614/21
38. ORTHON INVESTMENTS	VS	UNLAWFUL OCCUPIERS	11336/22
39. EX PARTE: W J ROSSOUW+1			030544/22
40. J SCHEEPERS	VS	W J SCHEEPERS	61217/21
41. L STRAUSS	VS	D W STRAUSS	29968/22
42. ABSA BANK LTD	VS	S MUHUMMAD	49930/19

43. NEDBANK LTD	VS	G SEWAPA	39018/21
44. M SEFOLOSHE	VS	MIN OF POLICE	26512/22
45. M S MATLHWANE	VS	T A MABECE	18896/22
46. A FERREIRA	VS	EQUISEM LTD+2	87835/19
47. M A NKOSI	VS	RAF	97868/15
48. P M SENWELO	VS	S D SENWELO	28030/22
49. T K THANKGA	VS	RAF	37739/21
50. SB GUARANTEE	VS	W HERRMANNSEN	16609/22
51. A MASUKU	VS	MIN OF POLICE	26519/22
52. NEDBANK LTD	VS	A J DU PLESSIS	8718/22
53. ABSA TRUST LTD	VS	RAF	56587/21
54. ABSA TRUST LTD	VS	RAF	56877/21
55. N SINGH	VS	DG HOME AFFAIRS+1	42343/21

56. EX PARTE: M M MAKGAHLELE			53162/21
57. SB GUARANTEE	VS	S MTYA	23763/22
58. EX PARTE; S NAIR+1			042055/22
59. NEDBANK LTD	VS	K L LESO	26370/22
60. NEDBANK LTD	VS	M J MALEKA	3316/22
61. FNB BANK LTD	VS	E SMAL (no document	005931/22
62. D J PHAROAH	VS	C PHAROAH	022189/22

24 NOVEMBER 2022

BEFORE HONOURABLE JUSTICE KUMALO J

63. EX PARTE: D C MURDOCH+1			020372/22
64. Z KUNENE	VS	RAF	43010/20
65. J H THERON	VS	S THERON	9582/18
66. ABSA BANK LTD	VS	T G NTSHIQA	38827/21
67. EX PARTE: SESFIKILE CLEANING SERVICES CC			36125/20
68. FNB BANK LTD	VS	T MOJI+1	015785/22
69. S TSHIVENGA	VS	M TSHIVENGA	33768/22
70. EX PARTE: G L RICHARDS			020411/22
71. A MUNIEN	VS	S MUNIEN	7830/21
72. T DUBE	VS	MIN OF POLICE	26525/22
73. CHANGING TIDES	VS	J J JOOSTE	54324/18

74. EX PARTE: F J ENGELBRECHT			038618/22
75. L H DE BRUYN	VS	RAF	73435/15
76. EX PARTE: T GROVE+1			020511/22
77. J H RABIE	VS	RAF	6292/22
78. S S THABETHE	VS	MIN OF POLICE	51347/15
79. A COETZEE	VS	A C COETZEE	25637/22
80. STD BANK LTD	VS	G D MKHWANAZI	006442/22
81. NEDBANK LTD	VS	J M MOTSEPE+1	35877/18
82. T W GABELA	VS	RAF	43009/20
83. EX PARTE: J S HOLTZHAUSEN			036249/22
84. EX PARTE: J MULLER			040795/22
85. M J GEBUZA	VS	MIN OF EDUCATION	67655/15

86. D B MAGAGULA	VS	F N MAGAGULA	17032/18
87. T MOSALA	VS	MIN OF POLICE	46941/21
88. J H RABIE	VS	RAF	29021/22
89. NEDBANK LTD	VS	J HENNIG	2521/22
90. J H RABIE	VS	RAF	37319/21
91. SB GUARANTEE	VS	M R NKWANA	26122/22
92. NEDBANK LTD	VS	R M UYS	18414/22
93. EX PARTE: M A HUBBARD			020418/22
94. CHANGING TIDES	VS	O M MANYISA	19667/21