

Etienne Cilliers

From: Ellick VanDerMerwe <EVanDerMerwe@judiciary.org.za>
Sent: Wednesday, 22 February 2023 11:01
To: lerm@lawcircle.co.za; Tnethsitungulu@justice.gov.za; bee@maisels.com; wentzel.law@hotmail.com; karlienmarkram@gmail.com; hmarais@gkchambers.co.za; blee@msn.com; msharief@macrobert.co.za; belindamkatshwa@lawcircle.co.za; francois@fdekockattorneys.co.za; zjaan@webmail.co.za; rploibner@gmail.com; ross@clubadvocates.co.za; zjaan@webmail.co.za; rploibner@gmail.com; zjaan@webmail.co.za; rloibner@gmail.com; advblee@msn.com; melissa@gsabar.co.za; rploibner@gmail.com; rloibner@gmail.com; melissa@gsabar.co.za; rploibner@gmail.com; 'management@hcadvocates.co.za'; 'francis@clubadvocates.co.za'; 'sophie@clubadvocates.co.za'; 'info@churchsquarebar.co.za'; 'info@nationalbarcouncil.co.za'; 'lssa@lssa.org.za'; 'ppv@ppv.co.za'; 'Pretoria-FA@justice.gov.za'; 'reception@loftusadv.co.za'; 'StateAttorneyPretoria@justice.gov.za'; 'admin@pabasa.co.za'; 'admin@blaonline.org.za'; 'MoDikgale@justice.gov.za'; 'fazoe@nadel.co.za'; 'gcb@mweb.co.za'; 'nfa.advocates@gmail.com'; 'gautengsocadv@gmail.com'; 'tracy.nothnagel@gcbsa.co.za'; 'ramatics@gmail.com'; 'Nicolle Oosthuizen'; 'MAGDALENE@lpc.org.za'; 'ndweleni@rstauattorneys.co.za'; 'mbmaliwa@gmail.com'; 'Nadine@fsh.co.za'; 'lidas@savage.co.za'; 'motions@slerouxprok.co.za'; 'rosaha@mweb.co.za'; 'NokuphiwaN@legal-aid.co.za'; 'admin@csadvocates.co.za'; 'u@lekgotlalaw.co.za'; 'Henk Schouten'; 'stephan@puys.co.za'; 'karlien@puys.co.za'; 'fergusonr@virtualchambers.co.za'; 'advocatemarema@gmail.com'; 'memorys@nadel.co.za'; 'Tamaryn Melville'
Cc: Salome Malatji; Olebogeng Rapoo; Avela Mbelani; Tumi Motswasele; Michael Morema; Mbali Mahlangu; PublicEmailPTA; PublicEmailPTA2; Hantie H. Havenga; Mbali Mahlangu; Fhatuwani Mukona; Tryphina Legodi; Zanele Manyathi; 'faith.manyathi@gmail.com'; Allen-Jane AVanDerWalt; Eva Malesela; Michele Campbell; Rector Kganedi; Karabo Munene; Zanele Manyathi; Gcobisa Mahluthshana; Silas Maluleke; Mashala Abram (DoJ&CD Contact); Zanele Manyathi; Katlego Mehlape
Subject: OUTCOMES - UNOPPOSED 22 FEBRUARY 2023 JUDGE KHUMALO J - Final
Attachments: OUTCOMES - UNOPPOSED 22 FEBRUARY 2023 JUDGE KHUMALO J - Final.pdf

Dear all,

Please find attached for your attention.

Regards,

Mr Ellick van der Merwe
Judge's Registrar
Cell: 083 644 3211 (SMS/WhatsApp)



HIGH COURT GAUTENG DIVISION PRETORIA

c/o Paul Kruger and Madiba Streets, Pretoria, 0002
Private Bag X67, Pretoria, 0001
Switchboard: 012 315 7711 or 012 492 6667 / 9
Email: evandermerwe@judiciary.org.za
Website: www.judiciary.org.za
Facebook: <https://www.facebook.com/TheSouthAfricanJudiciary>

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IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION PRETORIA)

(UNOPPOSED MATTERS UPLOADED ON CASELINES)

22 FEBRUARY 2023

BEFORE THE HONOURABLE JUSTICE KHUMALO J

1. **B MOYO** **VS** **MIN OF HOME AFFAIRS+1** **18771/20**

Notes: Application – Notice to oppose filed on 10/02/2023 - Answering Affidavit filed on 21/02/2023

Outcome: Matter is removed from the roll to be enrolled in the Opposed Motion

Adv Lerm lerm@lawcircle.co.za Tnethsitungulu@justice.gov.za

2. **STD BANK LTD** **VS** **B BARRY** **20832/20**

Notes: Default Judgment and Rule 46A Application -

Outcome: Suspended to 10h30 - The Draft Order on case line J-00- 1 -J-6 with reserve price of R500 000 to be considered

Adv Bhabha bee@maisels.com

3. **D SAMPSON** **VS** **MIN OF JUSTICE** **21407/20**

Notes: Application filed on heads of argument the Applicant prays for an order that: Failure to file heads of argument (instead of an order compelling the Respondent to comply - Difficult to understand the papers – Can oppose the Application for Condonation of late filing Apply for

Outcome: Matter removed from the roll for a proper Notice of Motion to be served and filed

Mr Sampson In person

4. **EX PARTE: S NKOSI**

042290/22

Notes:

Outcome: under consideration

5. **T C NWAEME**

VS MIN OF HOME AFFAIRS

B40255/22

Notes: Draft & Practice note by email- Rule nisi. Notice to oppose filed- to be removed and rule nisi extended

Outcome: The Draft Order marked X is hereby made an order of court

Adv J H lerm@lawcircle.co.za

6. **M APIO**

VS MIN OF HOME AFFAIRS

74885/19

Notes: Review - Application for permanent residence - According to applicant the VFS

Global office refused to pass the permanent residency application on to 1st and 2nd

Respondent (para 52 of his Affidavit) who are accused of failure to finalise their decision –

There is also no proof that the Application as per attorneys reached the right office at the 1st or 2nd Respondent – nothing in acknowledgment attached.

Outcome: There is no basis for the Order sought yet, matter postponed sine die

Adv Lerm lerm@lawcircle.co.za

7. **EX PARTE: NDPP**

8714/22

Notes: Application for a preservation order

Outcome: The Draft Order on case line 03-1-03-2 is hereby made an order of court

Adv J Wilson

8. **R T MOSHAPALO**

VS RAF

30806/12

Notes: Application to compel s 17 (4) Undertaking

Outcome: under consideration

Adv

9. EX PARTE: L COLLINS

042083/22

Notes: Voluntary Surrender Application-

Outcome: The Draft Order on case line 11-1 is hereby made an order of court

Adv Venter wentzel.law@hotmail.com

10. GOSCOR FINANCE

VS TIVANANI TRADING

009322/22

Notes: Confirmation of Rule Nisi- service of the order by affixing at the gate – **Defendant in person**

Outcome: Suspended until 10h30 – **awaiting a draft order by agreement**

Adv W P Steyn wpstein@vodamail.co.za

11. BUSINESS PARTNESS

VS GPA ELITE LTD

25876/22

Notes: Summary Judgment Application –Answering Affidavit filed on 21 February 2023

Outcome: Matter removed from the roll as now opposed

Adv Jooste karlienmarkram@gmail.com

12. EX PARTE: S GRIMBEEK

042085/22

Notes: Voluntary Surrender

Outcome: The Draft Order on case line 11-1 is hereby made an order of court.

Adv Venter wentzel.law@hotmail.com

13. EX PARTE: J D MOSTERT

041270/22

Notes: Voluntary Surrender- Valuator's Affidavit does not refer to the valuation or valuation report he has issued. The valuation should be under oath or confirmed under oath.

Outcome: Application is to be postponed to a date to be obtained from the Registrar for compliance

Adv Venter wentzel.law@hotmail.com

14. **F HADJEE** VS **M DADABHAY+OTHERS** **59954/20**

Notes: Consolidation Application – Consent as per pre- trial conference minutes-
unopposed

Outcome: The draft order on case line 015-1-015-3 is hereby made an order of court

Adv Mrais hmarais@gkchambers.co.za

15. **EX PARTE: H P DRIESELMAN** **025979/22**

Notes: To be postponed as per Notice of Postponement on case line 00-1

Outcome: Matter postponed to a date to be obtained from the Registrar

Adv B Lee blee@msn.com

16. **N A MAHLATJI** VS **M P MAHLATJI** **037424/22**

Notes: Divorce – Minor Children - Amended Settlement Agreement endorsed- The
Affidavit of originals is to be filed by an attorney who is an officer of the court (a candidate
attorney has no right of appearance in the High Court)

Outcome: Matter postponed sine die for the Attorney's Affidavit

Adv Sharief msharief@macrobert.co.za

17. **ABSA BANK LTD** VS **H L ABREU** **044452/22**

Notes: Rule 31 (5) Application - The sheriff's return on the s 129 letter already indicated
that Applicant unknown at the address, but Applicant proceeded to serve both Summons
and Set Down at the same address with the Sheriff still confirming that Defendant
unknown at the address. Par 12 of the POC incorrect in stating that Applicant is not aware
of circumstances that might indicate that the Defendant had not received notification.

Outcome: Matter removed from the roll for effective service of Summons on the

Defendant Adv Mkatshwa belindamkatshwa@lawcircle.co.za

18. **H OPPERMAN** VS **J OPPERMAN** **037940/22**

Notes: Divorce – 1 minor child – Settlement Agreement endorsed -

Outcome: Draft Order on case line 11-3-11-4 is hereby made an order of court

Adv de Kock francois@fdekockattorneys.co.za

19. CENTPRET LTD VS ALI ELECTRONICS LTD 027333/22

Notes: Eviction from a Commercial Property -

Outcome: Draft Order on 07-7-07-8 is hereby made an order of court

Z Schoeman zjaan@webmail.co.za

20. CHANGING TIDES VS K E MOILA 017140/22

Notes: Notice of removal as per Counsel's shared note.

Outcome: Matter removed from the roll

Adv Minnaar

21. EX PARTE: P G ALBERTSE 056796/22

Notes: Rehabilitation Application -

Outcome: The Application is granted. The Draft Order on case line 005-3-005-4 is hereby made an order of court

Adv Loiber rploibner@gmail.com

22. B/C OF MOPALAMI VS L JIYA 035268/22

Notes: Sequestration Application -

Outcome: Draft Order on case line BB1 –BB2 amended to add publication in the GG is to be made an order of court

Adv Bowles ross@clubadvocates.co.za

23. B/C OF UNISON VS M J MOJAPELO 026064/22

Notes: Provisional Sequestration Application – Matter to be postponed as per Practice Note to 8 June 2023 for filing of Sheriff's returns of service

Outcome: The Draft Order on case line 08-1 is hereby made an order of court

Adv Schoeman zjaan@webmail.co.za

24. EX PARTE: VAN DER SCHYFF

042304/22

Notes: Rehabilitation Application

Outcome: Draft Order on case line 005-3-005-4 is hereby made an order of court

Adv Loibner rploibner@gmail.com

25. WATERLAKE FARM-HOME VS QUALILAND LTD

036554/22

Notes: Sequestration Application – Notice to Oppose filed & Answering Affidavit to be filed by 3 March 2023.

Outcome: Matter is removed from the roll, costs to be in the Application

Resp: Adv Z Schoeman zjaan@webmail.co.za **Appl:** Adv Loibner rploibner@gmail.com

26. EX PARTE: T STANDER

009539/23

Notes: Voluntary Sequestration – Confirmatory Affidavit to be filed by the specific persons who paid in the money for the sequestration. The Attorney to file an Affidavit confirming receipt from the specific persons.

Outcome: Matter to be postponed to a date to be obtained from the Registrar.

Adv B Lee advblee@msn.com

BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE

MATTERS WERE NOT DISPLAYING DOCUMENT ON CASELINE

27. P J LLOYD

VS C LLOYD

027837/22

Notes: Divorce- Settlement Agreement -

Outcome: Divorce granted. The Draft Order on case line 05-1-05-2 attaching the Settlement Agreement on case line 01-1-01-7 marked X is hereby made an order of court.

Adv Jooste melissa@gsabar.co.za

28. CHANGING TIDES

VS B L FLEMING

023052/22

29. FNB BANK LTD

VS M J MOKGEHLE

035642/22

30. EX PARTE: H J PIETERSE

041271/22

Notes: Rehabilitation Application -

Outcome: The Draft Order on case line 005-3-005-4 is hereby made an order of court

Adv R Loibner rploibner@gmail.com

31. NEDBANK LTD

VS

F KESWA

024751/22

Notes:

Outcome:

Adv Z Schoeman