

***IN THE HIGH COURT OF SOUTH AFRICA***

***(GAUTENG DIVISION, PRETORIA)***

***PRETORIA THIS 20TH DAY OF AUGUST 2019***

***TUESDAY***

***CRIMINAL TRIALS***

***IN COURT GA AT 10:00***

BEFORE THE HONOURABLE JUSTICE DE VOS

***IN COURT GB AT 10:00***

BEFORE THE HONOURABLE JUSTICE BAM

***IN COURT GC AT 10:00***

BEFORE THE HONOURABLE JUSTICE MOSOPA

***IN COURT GD AT 10:00***

BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF

## URGENT COURT

***IN COURT 4D AT 10:00***

**BEFORE THE HONOURABLE JUSTICE FABRICIUS**

***IN COURT 4B AT 10:00***

**BEFORE THE HONOURABLE JUSTICE BAQWA**

***CRIMINAL APPEALS***

***IN COURT 4A AT 10:00***

BEFORE THE HONOURABLE JUSTICE KUBUSHI

BEFORE THE HONOURABLE JUSTICE MAKHUBELE

**Date : 20 August 2019 (Tuesday)**

Before the Honourable Judge : Kubushi J

Before the Honourable Judge : Makhuvele AJ

Name of Advocate for the state : J van der Westhuizen

|  |  |  |
| --- | --- | --- |
| **No.** | **Case no.** | **Name of appellant** |
| 1. | A202/18 | P E Matsie |
| 2. | A422/18 | M T Mashita |
| 3. | A423/18 | M Monyane |
| 4. | A440/18 | O H Moshwana |
|  |  |  |

***CIVIL APPEALS***

***IN COURT 4C AT 10:00***

BEFORE THE HONOURABLE JUSTICE MOLOPA

BEFORE THE HONOURABLE JUSTICE SNYMAN AJ

**RULE 50 (4)**

**TENGIZAK CC VS NATIONAL CREDIT REGULATOR A369/18**

**MICHAEL PASHUT VS JOHANNES CHRISTIAN KLOPPER A391/18**

***APPLICATION FOR REVIEW***

***IN COURT 6E  AT 10:00***

BEFORE THE HONOURABLE JUSTICE KUBUSHI

BEFORE THE HONOURABLE JUSTICE DS FOURIE

BEFORE THE HONOURABLE JUSTICE JANSE VAN NIEUWENHUIZEN

The Law Society of the Northern Province         vs                               Wet Mothuloe

***ADMISSIONS***

***IN COURT 4A AT 10:00***

BEFORE THE HONOURABLE JUSTICE KUBUSHI

BEFORE THE HONOURABLE JUSTICE MAKHUVELE

1. **Z. N HLONGWANE LP 41089/19**
2. **D. DE ABRIEU LP 41564/19**
3. **A. K KRONNBERG LP 41565/19**
4. **M. SIBAMBO LP 41563/19**

***ADMISSIONS***

***IN COURT 4C AT 10:00***

BEFORE THE HONOURABLE JUSTICE MOLOPA

BEFORE THE HONOURABLE JUSTICE SNYMAN AJ

1. **N. J MALUPE LP 41561/19**
2. **M.T THOKWANE LP 79065/19**
3. **B. SCHOEMAN LP 41524/19**
4. **M. M POTGIETER LP 41562/19**

***UNOPPOSED MOTIONS***

***IN COURT 2A AT 10:00***

BEFORE THE HONOURABLE JUSTICE KHUMALO

***IN COURT 2B AT 10:00***

BEFORE THE HONOURABLE JUSTICE MOKOENA AJ

***IN COURT 2C AT 10:00***

BEFORE THE HONOURABLE JUSTICE MUNZHELELE AJ

***OPPOSED MOTIONS***

***IN COURT4F AT 10:00***

BEFORE THE HONOURABLE JUSTICE JW LOUW

***IN COURT A AT 10:00PALACE***

BEFORE THE HONOURABLE JUSTICE SARDIWALLA

***IN COURT 8B AT 10:00***

BEFORE THE HONOURABLE JUSTICE NEUKIRCHER

***IN COURT 8D AT 10:00***

BEFORE THE HONOURABLE JUSTICE FRANCIS –SUBBIAH AJ

***IN COURT 4G AT 10:00***

BEFORE THE HONOURABLE JUSTICE A LOUW AJ

## JUDGMENTS

***IN COURT 4A AT 10:00***

BEFORE THE HONOURABLE JUSTICE KUBUSHI

**1.       STELLA NADASEN & ANOTHER VS THE ROAD ACCIDENT FUND (CASE NO: 9787/2018)**

**2.       MINISTER OF POLICE VS NASSER MOKHWANA (CASE NO: 57639/2016)**

***IN COURT 4F   AT 10H00***

BEFORE THE HONOURABLE ACTING JUSTICE BAM

**1.     CASE 37830/16 JM MANGWANE AND 1 OTHER VS JANE GOMBA & 5 OTHERS**

**2.    CASE: 77535/18 DEBBIE BREEDT AND VICUS BREEDT**

## LEAVE TO APPEALS

***IN COURT A AT 09:00PALACE***

BEFORE THE HONOURABLE JUSTICE SARDIWALLA

**MERCEDES BENZ VS XILUMANI HOLDINGS CASE NO. : 28869/19**

## PART HEARD MATTERS

***IN COURT 6F AT 10:00***

BEFORE THE HONOURABLE JUSTICE MTATI AJ

**S.Mthimkhulu  v  RAF case no  50809/16**

***SPECIAL CIVIL TRIALS***

***IN COURT 8A AT 10:00***

BEFORE THE HONOURABLE JUSTICE POTTERILL

***IN COURT 8F AT 10:00***

BEFORE THE HONOURABLE JUSTICE MOKOSE

***IN COURT 6G AT 10:00***

BEFORE THE HONOURABLE JUSTICE TUCHTEN

***IN COURT 6F AT 10:00***

BEFORE THE HONOURABLE JUSTICE FOURIE

***IN COURT 6C AT 10:00***

BEFORE THE HONOURABLE JUSTICE KOLLAPEN

***IN COURT 2D AT 10:00***

BEFORE THE HONOURABLE JUSTICE MABUSE

***3RD COURT MOTIONS***

***IN COURT 4E AT 10:00***

BEFORE THE HONOURABLE JUSTICE MOTHLE

***IN COURT 6E AT 10:00***

BEFORE THE HONOURABLE JUSTICE JANSE VAN NIEWENHUIZEN

***IN COURT B AT 10:00PALACE***

BEFORE THE HONOURABLE JUSTICE TOLMAY

## TRIAL OF LONG DURATION

***IN COURT 8G AT 10:00***

BEFORE THE HONOURABLE JUSTICE BARIT AJ

**VAN DER WESTHUIZEN // TD BOTHA & GOLDENSPOT TRADING: CASE NO: 16361/12**

## CIVIL TRIALS DRAFT ORDERS ONLY

***IN COURT 8E AT 9:30 ROLL CALL***

**BEFORE THE HONOURABLE JUSTICE LEDWABA DJ P**

**A CHIRWA T V VS RAF 2782/18**

**B A M PHUMO VS RAF 14497/18**

**C SILWANA PT VS RAF 85242/18**

**D SANGWENI Z VS RAF 76940/15**

**E K MABENA VS RAF 63030/14**

**F MAREMA P VS RAF 57719/17**

**G J VAN ROOYEN VS RAF 5204/09**

**H NEKHAMBELE T VS RAF 10246/16**

**I BEKKER C J VS RAF 66084/15**

**J BOSHIELO M D VS RAF NO INDEX &PAGINATION 27563/19**

**K DIBE W D VS RAF 1086/19**

**L T CHAUKE VS RAF PLEADINGS NOT STAMPED 49405/18**

**M JL KHAN VS RAF 13259/13**

**N ANE VAN DEN BERG VS RAF 22599/19**

**O TM MAPHOSA VS RAF 61481/17**

**P ADV M VAN ROOYEN VS RAF 58051/13**

**Q J MTSWENI VS RAF NO INDEX &PAGINATION 44553/15**

**R M A MAKHOFOLA VS MOGALAKWENA MUN 39472/10**

**S KHAN JL VS RAF 64879/15**

**T GAMEDE S D VS RAF 3784/19**

**U NDUKU M VS RAF 13045/17**

**V MATLHAKE CL VS RAF 19659/18**

**W MARIMA P A VS RAF 32874/15**

**X J R MASHEGO VS RAF 26724/19**

**Y S NGCANGA VS RAF 11861/17**

**Z ADV TI FERREIRA VS RAF 8065/15**

**Z1 M E MABELEBELE VS RAF PLEADINGS NOT STAMPED 30390/14**

## CIVIL TRIALS

***IN COURT 8E AT 9:30 ROLL CALL***

**BEFORE THE HONOURABLE JUSTICE RAULINGA**

***PRETORIA THIS DAY OF 20 AUGUST 2019***

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **1.** | **NT HLATSHWAYO** | **VS** | **RAF** | |  | **90887/16** |
| **2** | **Z MABILISA** | **VS** | **RAF** | |  | **32115/17** |
| **3** | **S MALOPE** | **VS** | **RAF** | |  | **36974/17** |
| **4** | **S KNIPE** | **VS** | **RAF** | |  | **33199/17** |
| **5** | **IE SEREMO** | **VS** | **RAF** | |  | **40238/17** |
| **6** | **BL NKOSI** | **VS** | **RAF** | |  | **39689/17** |
| **7** | **M KUPHULA** | **VS** | **RAF** | |  | **1579/17** |
| **8** | **MN MOLEFE** | **VS** | **RAF** | | **NO FILE** | **26636/17NP** |
| **9** | **PS MATHUNYANE** | **VS** | **RAF** | |  | **67250/17** |
| **10** | **S CELE** | **VS** | **RAF** | |  | **26257/17** |
| **11** | **LE COETZEE** | **VS** | **RAF** | |  | **53148/17** |
| **12** | **A HOUGH** | **VS** | **RAF** | | **NO FILE** | **64088/17NP** |
| **13** | **G LESOGA** | **VS** | **RAF** | |  | **52187/17** |
| **14** | **E KHOSA** | **VS** | **RAF** | | **NO FILE** | **45603/17NP** |
| **15** | **M MANKAYI** | **VS** | **RAF** | | **NO FILE** | **9719/16NP** |
| **16** | **Z BECKER** | **VS** | **RAF** | |  | **34656/16** |
| **17** | **L KAPA** | **VS** | **RAF** | | **NO FILE** | **5633/17NP** |
| **18** | **E MOLEBOHANG LAJA** | **VS** | **RAF** | |  | **8483/16** |
| **19** | **N NQWENISO** | **VS** | **RAF** | |  | **10871/16** |
| **20** | **TS MKHABELA** | **VS** | **RAF** | |  | **9916/16** |
| **21** | **MM TSUBANE** | **VS** | **RAF** | |  | **9915/16** |
| **22** | **SF MTHETHWA** | **VS** | **RAF** | | **NO FILE** | **18196/16NP** |
| **23** | **S SOKELA** | **VS** | **RAF** | | **NO FILE** | **39317/17NP** |
| **24** | **PR KUMALO+1** | **VS** | **RAF** | | **NO FILE** | **32053/17NP** |
| **25** | **R RAMETSE** | **VS** | **RAF** | |  | **24224/17** |
| **26** | **MA MABITSA** | **VS** | **RAF** | | **NO FILE** | **78047/15NP** |
| **27** | **ML TANKI** | **VS** | **RAF** | |  | **82815/14** |
| **28** | **KJ MASEKO** | **VS** | **RAF** | |  | **40719/14** |
| **29** | **BE NDLOVU** | **VS** | **RAF** | |  | **90283/15** |
| **30** | **JT DU PREEZE** | **VS** | **RAF** | |  | **3353/17** |
| **31** | **THOMO** | **VS** | **RAF** | |  | **28094/17** |
| **32** | **D DOS SANTOS** | **VS** | **RAF** | |  | **72618/16** |
| **33** | **T WENTLEY** | **VS** | **RAF** | |  | **5980/16** |
| **34** | **LS ORIE** | **VS** | **RAF** | | **NO FILE** | **10298/16NP** |
| **35** | **T KENTE** | **VS** | **RAF** | | **NO FILE** | **8065/15NP** |
| **36** | **MB DYOFILE** | **VS** | **RAF** | |  | **73187/16** |
| **37** | **MOMENTUM** | **VS** | **RAF** | | **REMOVED** | **30629/17** |
| **38** | **BS APRIL** | **VS** | **RAF** | |  | **34835/17** |
| **39** | **SM NYAMATHI** | **VS** | **RAF** | | **NO FILE REMOVED** | **82138/15NP** |
| **40** | **SN ZULU** | **VS** | **RAF** | |  | **64453/17** |
| **41** | **D IBRAHIM** | **VS** | **RAF** | |  | **62765/17** |
| **42** | **RA NKUNYE** | **VS** | **RAF** | |  | **42810/17** |
| **43** | **GROBLER J** | **VS** | **RAF** | |  | **84475/16** |
| **44** | **M VAN DYKE** | **VS** | **RAF** | |  | **78548/16** |
| **45** | **T PASIPAMIRE** | **VS** | **RAF** | |  | **20496/15** |
| **46** | **BS MAHLANGU** | **VS** | **RAF** | |  | **93375/15** |
| **47** | **NM MOKOENA** | **VS** | **RAF** | |  | **42677/17** |
| **48** | **ZE NEMAUHOLA** | **VS** | **RAF** | |  | **28670/14** |
| **49** | **A RAMTHERATH** | **VS** | **RAF** | |  | **87853/14** |
| **50** | **EM LERM** | **VS** | **RAF** | |  | **93038/16** |
| **51** | **P A MAKOFANE** | **VS** | **RAF** | |  | **78763/18** |
| **52** | **TE SEDIBANA** | **VS** | **RAF** | | **NO FILE** | **12922/08NP** |
| **53** | **ND SMITH** | **VS** | **RAF** | |  | **418/16** |
| **54** | **R DELPORT** | **VS** | **RAF** | |  | **36573/16** |
| **55** | **E VAN STADEN** | **VS** | **RAF** | |  | **44625/15** |
| **56** | **CC MAKALANI** | **VS** | **RAF** | |  | **73724/16** |
| **57** | **ME MALATJIE** | **VS** | **RAF** | |  | **31219/17** |
| **58** | **KL MAHASHA** | **VS** | **RAF** | |  | **12740/17** |
| **59** | **AM MYNYARDT** | **VS** | **RAF** | |  | **61968/16** |
| **60** | **MM KEKANA** | **VS** | **RAF** | |  | **7852/16** |
| **61** | **V LEDIMO** | **VS** | **RAF** | |  | **33510/15** |
| **62** | **EP SEBOTHOMA** | **VS** | **RAF** | |  | **73781/14** |
| **63** | **J CROSSIER** | **VS** | **RAF** | | **NO FILE** | **80075/16NP** |
| **64** | **MN ZONDI** | **VS** | **RAF** | |  | **74856/16** |
| **65** | **M V NGIDI** | **VS** | **RAF** | |  | **30634/17** |
| **66** | **Z VAN GREUMAN** | **VS** | **RAF** | | **NO FILE** | **94870/15NP** |
| **67** | **SN NENE** | **VS** | **RAF** | | **REMOVED** | **88521/18** |
| **68** | **HE BALOYI** | **VS** | **RAF** | | **NO FILE** | **71505/11NP** |
| **69** | **NS TSHIBAMBO** | **VS** | **RAF** | |  | **2011/16** |
| **70** | **M CASSIEM** | **VS** | **RAF** | |  | **83986/16** |
| **71** | **TSAI HSUAN HSIEH** | **VS** | **RAF** | |  | **14291/15** |
| **72** | **S M SEOKETSE** | **VS** | **RAF** | | **NO FILE** | **60308/17NP** |
| **73** | **S J MASHAIMAITE** | **VS** | **RAF** | | **PRACTICE NOTE STAPLED** | **55160/14** |
| **74** | **K G TLHAPANE** | **VS** | **RAF** | | **PRACTICE NOTE NOT STAPLED** | **40039/13** |
| **75** | **L S THABANE** | **VS** | **RAF** | |  | **74444/17** |
| **76** | **N J LUNDA** | **VS** | **RAF** | |  | **91434/15** |
| **77** | **S DEVULALA** | **VS** | **RAF** | |  | **71902/15** |
| **78** | **L A VAN JAARSVELD** | **P** | **RAF** | |  | **84668/17** |
| **79** | **S VALLEE** | **VS** | **RAF** | |  | **43055/08** |
| **80** | **C MOKUPI** | **VS** | **RAF** | |  | **29633/17** |
| **81** | **SA RETAIL PROP** | **VS** | **ELEPHANY & FRIENDS+3** | |  | **11144/17NP** |
| **82** | **E KWINDA** | **VS** | **MIN OF SAFETY AND SEC** | | **NO FILE** | **50359/11NP** |
| **83** | **MW SOTT** | **VS** | **JHI PROP +1** | | **NO FILE** | **16765/17NP** |
| **84** | **E MALEMA** | **VS** | **MIN OF POLICE** | | **NO FILE** | **47625/16NP** |
| **85** | **RR TLOMATSANA** | **VS** | **RAF** | |  | **19814/17** |
| **86** | **JM PLAATJIE** | **VS** | **MIN OF POLICE** | |  | **26196/16** |
| **87** | **P SENAWANE** | **VS** | **MEC FOR HEALTH GA** | |  | **60422/17** |
| **88** | **REBAONE M** | **VS** | **RAF** | |  | **87563/16** |
| **89** | **N LEBITSE** | **VS** | **RAF** | | **NO FILE** | **2336/18NP** |
| **90** | **DR MAHLANYA** | **VS** | **RAF** | |  | **23074/17** |
| **91** | **HC VISSER** | **VS** | **WG VISSER** | | **NO FILE** | **99030/15NP** |
| **92** | **A MUCHUNI** | **VS** | **MINISTER POLICE** | | **NO FILE** | **77996/14NP** |
| **93** | **P A MAINE** | **VS** | **RAF** | |  | **51225/16** |
| **94** | **J MOLOISANE** | **VS** | **THLATHLA ATT** | | **NO FILE** | **76715/14NP** |
| **95** | **UN MANUNGA** | **VS** | **MIN OF POLICE** | |  | **51024/12** |
| **96** | **MJM LABUSCHAGNE** | **VS** | | **MIN OF POLICE +1** |  | **33196/16** |
| **97** | **CV MALOPE** | **VS** | | **MEC PUBLIC WORKS** | **CIVIL** | **4781/15** |
| **98** | **K J TSHABALALA** | **VS** | | **RAF** | **CERT** | **47481/15** |
| **99** | **SM GREEN** | **VS** | | **RAF** | **NO FILE** | **32862/12NP** |
| **100** | **F MAEBELA** | **VS** | | **RAF** |  | **2553/15** |
| **101** | **DE COSSA** | **VS** | | **RAF** |  | **79510/14** |
| **102** | **SS NDZIMANDE** | **VS** | | **RAF** |  | **9077/17** |
| **103** | **RAPAKGADI B T** | **VS** | | **RAF** | **NO FILE** | **77513/17NP** |
| **104** | **B M MAVUSO** | **VS** | | **RAF** | **NO FILE REMOVED** | **30664/17NP** |
| **105** | **X K NTSHANGASE** | **VS** | | **RAF** | **CERT** | **42992/16** |
| **106** | **MATJILA E** | **VS** | | **RAF** | **CERT** | **19183/15** |
| **107** | **MESO MALESELA** | **VS** | | **RAF** | **CERT** | **15128/15** |
| **108** | **S T SABUKA** | **VS** | | **RAF** |  | **61689/16** |
| **109** | **A BALOYI** | **VS** | | **RAF** |  | **41775/10** |
| **110** | **G K MANAKEDI** | **VS** | | **RA** |  | **1124/12** |
| **111** | **J O THOBANE** | **VS** | | **RAF** |  | **54253/16** |
| **112** | **N HLATSWAYO** | **VS** | | **RAF** |  | **86938/16** |
| **113** | **E I TSHILOANE** | **VS** | | **RAF** |  | **27116/18** |

**114 M S MADITSI VS RAF 29554/18**

**115 FECILITY B VS RAF CERT 266850/16**

**116 P I MAJA VS RAF LOS 31261/17**

**117 D N SARINA VS RAF 36212/16**

**118 M J SHONGWE VS RAF NO FILE 553327/16NP**

**119 S MAGORO VS RAF 21011/17**

**120 L S SELWANE VS RAF 9891/16**

**121 SS SIBANDE VS RAF 67477/14**

**122 A CHAKA VS RAF 83859/17**

**123 S G SIBIYA VS RAF 91966/16**

**124 VIA TRANSCC VS P MUNRO TRANSPORT CC 17991/16**

**125 MM MAMABOLO VS RAF 33925/18**

**126 MASHIFANA ,J VS RAF 30100/16**

**127 LEDWABA E VS RAF NO FILE 3337/17NP**

**128 MM MOUKAGOE VS RAF 48677/18**

**129 K S THUPAE VS RAF 88581/14**

**130 NP MTHETHWA VS RAF 18870/18**

**131 D MAREDI VS MIN OF POLICE 4010/16**

**132 B N MABUNDA VS RAF 25824/18**

**133 I MUHAMMAD VS RAF 33088/16**

**134 E SMITH VS RAF 52718/17**

**135 Z MANAMELA VS RAF NO FILE REMOVED 46785/17NP**

**136 V J LODINA VS RAF 37992/16**

**137 K G SEJAKE VS RAF CERT 79289/14**

**138` LEBEA SJ VS RAF 16100/15**

**139 M O MOKOLO VS RAF NO FILE 52555/12NP**

**140 N L MAVUSO VS RAF 63892/16**

**141 P ROOS VS RAF 5682/15**

**142 B A HAVENGA VS C HAVENGA 53447/17**

**143 NE MASEKO VS RAF NO FILE 26901/10NP**

**144 T E MOKGOTLHWA VS RAF 41402/18**

**145 Y MATABOGE VS RAF 24709/18**

**146 R E TSHABANGU VS RAF NO FILE 67000/17NP**

**147 SHAKOANE VS RAF 20306/16**

**148 MOHALE NM VS MOHALE LRM 59397/12**

**149 A M NKOSI VS RAF 40963/16**

**150 THABITHA F NKOSI VS MKHABELA INC NO FILE 67155/12NP**

**151 DITLE B VS RAF 17669/16**

**152 LEPAKU A VS RAF STAMPED 19/08/2019 31342/18**

**153 AVELA TLOU VS BJ TLOU 35412/18**

**154 NXUMALO NB VS RAF 62809/18**

**155 LITEBOHO BK VS RAF 67589/17**

**156 ST MASEMOLA VS RAF 11647/17**

## CIVIL COURT JUDGES

***IN COURT 6B AT 10:00***

BEFORE THE HONOURABLE JUSTICE MAVUNDLA

***IN COURT C AT 10:00PALACE***

BEFORE THE HONOURABLE JUSTICE RAULINGA

***IN COURT 6A AT 10:00***

BEFORE THE HONOURABLE JUSTICE BASSON

***IN COURT 6D AT 10:00***

BEFORE THE HONOURABLE JUSTICE DAVIS

***IN COURT 8C AT 10:00***

BEFORE THE HONOURABLE JUSTICE NOBANDA AJ

***IN COURT AT 10:00 NO COURT***

BEFORE THE HONOURABLE JUSTICE MTATI AJ

***IN COURT AT 10:00 NO COURT***

BEFORE THE HONOURABLE JUSTICE BAM AJ

***IN COURT AT 10:00 NO COURT***

BEFORE THE HONOURABLE JUSTICE MKHAWANE AJ

## COURTS AVAILABLE