

Yvonne Badenhorst

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Sent: Monday, 21 November 2022 14:25
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Subject: UNOPPOSED MOTIONS ROLL AND DIRECTIVE: BEFORE KILMARTIN AJ ON 28 NOVEMBER 2022
Attachments: UNOPPOSED 28 NOVEMBER 2022 JUDGE VORSTER AJ + JUDGE CAJEE AJ+ KILMARTIN....pdf; UNOPPOSED.MOTIONS.DIRECTIVE.KILMARTIN.AJ.28.NOV.2022.TBS.PDF

Good day.

Please find attached Unopposed motion roll and directive before Acting Judge Kilmartin for 28 November 2022.

Regards 

Mr. Thabiso Sibanda



OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

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"Decide today to be a master of change rather than a victim of change!"

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IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION PRETORIA)

(UNOPPOSED MATTERS UPLOADED ON CASELINES)

28 NOVEMBER 2022

BEFORE THE HONOURABLE JUSTICE VORSTER AJ

1. STD BANK LTD	VS	N MOODLEY	31200/22
2. EX PARTE: P KARIN			022543/22
3. ABSA BANK LTD	VS	G MALEBANE	26206/22
4. G CHITTENDEN	VS	ERAY FREIGHT CC	38023/22
5. P DUARTE	VS	N DUARTE	020777/22
6. RAFT CONSTRUCTION	VS	TIGERS INVESTMENTS	63280/20
7. O IVANOVA	VS	MIN OF HOME AFFAIRS	5593/22
8. G A MTHINI	VS	N P MTHINI	51755/18
9. P D MAWILA	VS	RAF	15105/22

10. EX PARTE: H J FERREIRA+1			022442/22
11. W VAN ROOYEN	VS	M MOLO	49763/21
12. B/C OF CLIFFENDALE	VS	COMMUNITY SCHEMES OMBUD	021870/22
13. EX PARTE: S BOOYENS			B39473/22
14. G M ISLAM	VS	DG HOME AFFAIRS	016741/22
15. M MASHININI	VS	RAF	030253/22
16. ABSA BANK LTD	VS	A ABRAMJEE+1	65040/18
17. J J CUNNIGHAM	VS	E W CUNNIGHAM	017125/22
18. BLAIR ATHOLL ASS	VS	KASIMIRA TRADING	26042/22
19. J H RABIE	VS	RAF	29023/22
20. A M DA SILVA	VS	RAF	024389/22
21. EX PARTE: M MMOTALANE			020507/22

22. K S SKOSANA	VS	P JIYANI	015023/22
23. EX PARTE: J D STROH			23081/22
24. FNB BANK LTD	VS	D T JANSE VAN RENSBURG	84716/19
25. EX PARTE: P B DAU			020459/22
26. NEDBANK LTD	VS	M G MOTHAPO	53217/21
27. S JANSE VAN RENSBURG	VS	MOUNTAIN VIEW INVESTMENTS	4833/21
28. EX PARTE: L D BOTHA			35749/22
29. V DU BRUYN	VS	C DE BRUYN	62761/18
30. K G MOGOTLNE	VS	E MOTSHABI	015316/22
31. I M KARAN	VS	PELO VENTURES LTD	20016/21
32. S V ZULU	VS	RAF	3357/22
33. STD BANK LTD	VS	M W SMITH	3381/22
34. B/C O CHURCH GARDENS	VS	M MAKOANYANE	29585/22

35. B/C OF CAPITAL MANSIONS	VS	F LEBYANE	30133/22
36. N C VAN DER SPUY	VS	C A SWART	47814/21
37. ABSA TRUST LTD	VS	RAF	23205/22
38. NEDBANK LTD	VS	S BRAAK	1808/22
39. EX PARTE: D M MAKGOBATLOU			017562/22
40. RUSTENBURG P MINES	VS	COMMISSIONER SAPS	016405/22
41. SIBANYE GOLD SERVICES	VS	COMMISSIONER SAPS	016408/22
42. ABSA BANK LTD	VS	E R NARE (NO CASE FILTER	006228/22
43. APEX TRUCK	VS	DG HOME AFFAIRS (no case filter	005336/22
44. C DAVERSON	VS	BRAND&ASS (no document	006993/22
45. LIGEON INVESTMENTS	VS	CITY OF TSHWANE (no document	009367/22
46. PREVANCE CAPITAL	VS	KATLUNG PROP LTD(NO DOCUMENT	017783/22

47. U VAN STRIJP

VS

L T VAN STRIJP

020159/22

28 NOVEMBER 2022

BEFORE THE HONOURABLE JUSTICE CAJEE AJ

48. S N NEMAVHOLA	VS	A A NEMAVHOLA	11496/22
49. FNB BANK LTD	VS	ESTATE OF V P JAJULA	28211/22
50. NEDBANK LTD	VS	L L NEMUTUDI	53210/21
51. STD BANK LTD	VS	P NZIMANDE+1	27381/22
52. D J VAN TONDER	VS	E VAN TONDER	38021/22
53. ABSA TRUST LLTD	VS	RAF	29033/22
54. H E BARUCI	VS	DG HOME AFFAIRS	016816/22
55. NEDBANK LTD	VS	KK ROOFSHEETING CC+3	33152/22
56. NEDBANK LTD	VS	J S BUTHELEZI+1	25015/19
57. FNB BANK LTD	VS	J R MOGANE	50400/17
58. EX PARTE: S ROBERTS+1			20641/22

59. W C VENTER	VS	J D AUCAMP	024294/22
60. NEDBANK LTD	VS	E RAGIMANA	63412/20
61. L M SETSIBA	VS	T T SETSIBA	22175/22
62. EX PARTE: J KOTZE			025562/22
63. SSG SOLUTIONS	VS	ATTACLAY LTD	34360/22
64. MVULA TRUST LTD	VS	BUKA STRATEGIC PROJECTS	865/22
65. EX PARTE: P P KGOSANA			013875/22
66. M K SSEGUJJA	VS	A D SSEGUJJA	60826/21
67. J P FOURIE+1	VS	S DU PREEZ	023558/22
68. J B COETZEE	VS	MASTER OF COURT,PTA	018344/22
69. EX PARTE: M ENGELKE+1			20089/22
70. EX PARTE: R M MANAKANA			9220/22
71. SB GUARANTEE	VS	M B NGEU	22871/20

72. B/C OF EFTYHIA'S	VS	T M MHLANGA	56493/21
73. A C RAMSAMY	VS	TRUSTEES OF RAMSAMY FAMILY	013175/22
74. NEDBANK LTD	VS	C N MNGUNI	62527/12
75. EX PARTE: W LAMPRECHT+1			34561/22
76. FNB BANK LTD	VS	E PAPADAKIS	74131/19
77. BABCOCK FINANCIAL	VS	MIN OF POLICE	734/22
78. EX PARTE: J H SCHOLTZ			013086/22
79. STD BANK LTD	VS	H NIKEL+1	23956/22
80. ABSA BANK LTD	VS	S NABI	012200/22
81. FNB BANK LTD	VS	HALLOUMI KINGS CC+1	58295/20
82. E L BOTHA	VS	RAF	033199/22
83. EX PARTE: A BEZUIDENHOUT+1			019681/22

84. G T HOLTZHAUZZEN	VS	TSHAU CIVILS CC+10	025169/22
85. NDPP	VS	R N MDLULI+6	001829/22
86. M D MMAKODU	VS	DEPT OF HOME AFFAIRS+1	018552/22
87. EX PARTE: S KRIEL			026003/22
88. INVESTEC BANK LTD	VS	K S MANYAAPELO	018039/22
89. S J HYMAN	VS	COMMISSIONER SAPS	002198/22
90. T P NEMUTANZHEL	VS	M V NEMUTANZHEL	016300/22
91. EX PARTE: L DAGAN			011041/22
92. MOGALE YELLOW LTD	VS	LANCASTER GOLD MINING	010318/22
93. BRINANT SECURITY	VS	PSSPF (no case filter	009102/22
94. I SEKUKUNI	VS	LPC (no case filter	014453/22
95. INTELLIGENCE ENTERPRISE	VS	MADIBENG LOCAL (no document	006935/22

28 NOVEMBER 2022

BEFORE HONOURABLE JUSTICE KILMARTIN AJ

96. B/C OF MOUNT SHERIDAN	VS	R S MUKASA	27413/22
97. EX PARTE; W C CRONJE			26171/22
98. EX PARTE: F GERICKE			024127/22
99. D T NDHIMA	VS	V T NDHIMA	25113/21
100. MATACUBE LTD	VS	D PERUMAL	4139/21
101. M STRYDOM	VS	L P STRYDOM	15373/22
102. EX PARTE: H J BASSON+1			019518/22
103. W P PIENAAR	VS	A J PIENAAR	75697/18
104. N P MAHKATHINI	VS	RAF	49990/20
105. Y FINCK	VS	R FINCK	31660/22
106. STD BANK LTD	VS	J A IKENNA+1	27962/22

107.	R MONNYE	VS	RAF	2874/22
108.	EX PARTE: L L NORDEJEE+1			22563/22
109.	I S MASHIANE	VS	L D MAKOMANE	16782/20
110.	A VAN AARDE	VS	A S VAN AARDE	8435/17
111.	STD BANK LTD	VS	P D SESHOKA	57263/19
112.	GEMS	VS	P BOTOLO	54909/16
113.	EX PARTE: E VERSTER			35264/22
114.	FNB BANK LTD	VS	S M MANGENA	747/22
115.	D REKHOTO	VS	RAF	2673/22
116.	B M MWANGI	VS	DG HOME AFFAIRS	017646/22
117.	BMW FINANCIAL	VS	L N NDZIBA	17336/21
118.	R L RANDALL	VS	T RANDALL	55377/21

119.	T D NORRIS	VS	RAF	19604/19
120.	EX PARTE: M Z TSHWILI+1			9221/22
121.	M R MADONSELA	VS	RAF	030227/22
122.	P N HLOPHE	VS	RAF	015789/22
123.	B/C OF ORANJE	VS	O M SKOSANA	15640/22
124.	FNB BANK LTD	VS	J P DE BRUIN	29596/20
125.	NDBANK LTD	VS	I NDLOVU	12567/21
126.	EX PARTE: K I MOOANA			20271/22
127.	STD BANK LTD	VS	T M MOTAUNG+1	12346/22
128.	NEDBANK LTD	VS	S EKGANANE	25964/20
129.	L L DAVIDS	VS	R N DAVIDS	59666/21
130.	K VAN SCHALKWYK	VS	RAF	24213/17
131.	EX PARTE: P M KGAPHOLE			29782/22

132.	K MOGOMOTSI	VS	RAF	15460/20
133.	EX PARTE: T MASEMOLA			018977/22
134.	E PARTE: D N TSHABALALA			008360/22
135.	YELLOW STAR	VS	TABGHA HOLDINGS	016028/22
136.	TIESPRO 230 LTD	VS	COTY OF TSHWANE	019693/22
137.	EX PARTE: H COETZEE			25981/22
138.	ELECTRIC POWERHOUSE	VS	S J ESTERHUIZEN	017838/22
139.	S BALOYI (NO CASE FILTER			026035/22
140.	PROGRESSIVE PLANT HIRE	VS	M L BOLHUIS (no case filter	007915/22
141.	M M MATJILA	VS	DG HOME AFFAIRS (no document	008108/22
142.	EX PARTE: S S NGWENYA (NO DOCUMENT			013849/22
143.	F F VAN DEVENTER	VS	C VAN DEVENTER(NO DOCUMENT	006951/22

REPUBLIC OF SOUTH AFRICA



IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

TO: ALL LEGAL PRACTITIONERS
UNOPPOSED MOTIONS DIRECTIVE FOR MONDAY, 28 NOVEMBER
2022, WEDNESDAY, 30 NOVEMBER 2022, AND FRIDAY, 2
DECEMBER 2022
BEFORE KILMARTIN AJ

1. Kindly note that all applications will be heard in open court before Kilmartin AJ on **28 November 2022, 30 November 2022 and 2 December 2022** and all counsel are to appear unless their matters are settled, removed or postponed timeously in terms of subparagraph 2.5 below.
2. Please note the following:
 - 2.1. To assist the Judge in deliberation of the matters on her roll and to prevent matters from being struck from the roll, parties should ensure compliance with the relevant practice directives pertaining to unopposed motions. Matters where counsel fail to appear will be struck from the roll at the end of the roll.
 - 2.2. Counsel must ensure that, *inter alia*, the following aspects are addressed in their practice notes (which must be uploaded by close of business on Thursday, 24 November 2022, in respect of matters

enrolled for hearing on Monday, 28 November 2022; close of business on Monday, 28 November 2022, in respect of matters enrolled for hearing on Wednesday, 30 November 2022; and close of business on Wednesday, 30 November 2022, in respect of matters enrolled for hearing on Friday, 2 December 2022):

- (i) the nature of the matter and the relief sought;
- (ii) where pleadings and various applications are uploaded, an indication of which sections must be read;
- (iii) whether the matter was previously postponed and, if so, what the reason was;
- (iv) service, with reference to where the relevant proof of service can be found. If personal service was required and could not be effected, this must be stated; and
- (v) where requirements of a specific Rule or statutory provision must be met, such requirements must be listed and confirmation of where such requirements are dealt with and where proof that they have been complied can be found must be set out.

2.3. Save for matters disposed of in terms of subparagraph 2.5 hereof, **parties must hand up the proposed draft orders on the day that a particular matter is to be heard.** Draft orders should indicate: (i) the number of the matter on the roll; (ii) when the matter will be heard; (iii) the Judge's name (i.e. Kilmartin AJ) and the manner in which the matter will be heard (i.e. in open court); and (iv) at the end of the draft order the names and details of all counsel/practitioners and instructing attorneys should be included. Draft orders must also be uploaded onto CaseLines and be emailed in Word format to TSibanda@judiciary.org.za.

- 2.4. Notices confirming that matters are to be removed, postponed or have been settled, must be emailed to TSibanda@judiciary.org.za and uploaded on CaseLines. If this is done **by close of business the day before the hearing**, counsel will be excused from court.
3. Other than the notices referred to in paragraph 2.3, **no documents may be uploaded on CaseLines after the roll has closed.**

I trust that you find the above in order.

T SIBANDA

Registrar to Acting Justice Kilmartin

Office 6.13

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