

**IN DIE HOË HOF VAN SUID-AFRIKA
(WES-KAAP HOË HOF, KAAPSTAD)**

KAAPSTAD: DONDERDAG, die 29STE DAG VAN APRIL 2010

DERDE AFDELING: HOF NO. 16 OM 10H00 V.M.

VOOR HAAR EDELE REGTER BAARTMAN

BEVELE NISI (RULES NISI)

1	C F Bester N.O & 1 ander vs J Levey & 1 ander – Sekwestrasie (Sequestration)	3973/10
2	Nedbank Limited in re D L Wilson vs A E Wilson – Sekwestrasie (Sequestration)	10850/09
3	Homebound Investments 2 (Pty) Ltd – Likwidasie (Liquidation)	4471/10
4	Absa Bank Limited vs African Routes Conferencing and Events Management (Pty) Ltd t/a African Routes Sports Café – Verband (Bond)	5371/10
5	Absa Bank Limited vs Red Dot Concrete CC – Perfektering (Perfection)	2726/10
6	Southern Spirit Properties 145 (Pty) Ltd & 3 ander in re Erf 2351 Cape Town at Hout Bay – Deed of Sale	20613/08
7	C Alexander & 1 ander vs M Weir & 1 ander – Behoud van primêre versorging (Retain Primary Care)	24561/09
8	A W Du Plooy & 2 ander vs S Steyn – Sorg en Kontak (Care and Contact)	10485/09
8A	A Hendricks vs Valentina Valentine & 6 ander – Tersydestelling van Hofbevel (Setting aside of Court Order)	16603/09
9	A J Harris vs C Day – Mede-Ouerlike Regte (Co-Parental Rights)	25317/09

VOORLOPIGE VONNIS (PROVISIONAL SENTENCE)

10	Procter & Gamble Manufacturing (Pty) Ltd vs Ayanda Stanley Jack & 1 ander – Geld Verskuldig (Monies Owing)	15063/09
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VERSTEK VONNISSE (REËL 31) (DEFAULT JUDGMENTS (RULE 31))

11	CMH Car Hire (Pty) Ltd vs Z Mateyisi – Ooreenkoms (Agreement)	18380/09
12	Alstom Siyakha (a division of Alstom Electrical Industries (Pty) Ltd vs Hyflex Enterprises & Development CC t/a Central Dealers Electrical & 2 ander – Ooreenkoms (Agreement)	18905/09

SUMMIERE VONNISSE (REËL 32) (SUMMARY JUDGMENTS (RULE 32))

13	Atlanta Building and Paving CC vs S E Smith -	4134/10
14	Andrew Brand t/a Oumagrootjie Produkte vs Oliver Adams t/a Route 66 Management Solutions – Geld Verskuldig (Monies Owing)	2307/10
15	Firststrand Bank Ltd t/a McCarthy Finance a division of Wesbank vs A S Moses – Kansellasië van Ooreenkoms (Cancellation of Agreement)	22477/09
16	Emerald Technology Outsourcing (Pty) Ltd vs Metalgrapho (Pty) Ltd - Ooreenkoms (Agreement)	4472/10
17	Firststrand Bank Ltd vs D E Healey – Verband (Bond)	5189/10
18	First National Bank vs N Mooi – Ooreenkoms (Agreement)	4786/10
19	Industrial Development Corporation of South Africa Limited vs Holdenstedt Agricultural Production (Pty) Ltd & 3 ander – Leningsooreenkoms (Loan Agreement)	18172/09
20	Nitro Securitisation 2 (Pty) Ltd vs R L Pietersen – Ooreenkoms (Agreement)	2806/10
21	J P O’Reilly vs Hans-Jorg Gottschalk – Ooreenkoms (Agreement)	2659/10
22	Old Mutual Life Assurance Company (South Africa) Limited vs Fitchen Restaurants CC & 1 ander – Geld Verskuldig (Monies Owing)	5669/10
23	Primid Construction Close Corporation vs Harmonious Pools Close Corporation – Ooreenkoms (Agreement)	4574/10
24	G J Pool vs J Zietsman Ing. & 1 ander – Ooreenkoms (Agreement)	2856/10
25	The Standard Bank of South Africa Limited vs S H Cilliers & 1 ander - Verband (Bond)	24631/09
26	The Standard Bank of South Africa Limited vs Roseberry Lodge CC & 9 ander – Verband (Bond)	2205/10
27	Vincemus Investments (Pty) Ltd t/a Kempston Bridging Finance vs A J Titus & 1 ander – Geld Verskuldig (Monies Owing)	24807/09
28	Wesbank, a division of Firststrand Bank Limited vs F W Williams - Ooreenkoms (Agreement)	3440/10
29	GMSA Financial Services a Division of Wesbank a Division of Firststrand Bank Ltd vs T Bagus – Ooreenkoms (Agreement)	4181/10

AANSOEKE (APPLICATIONS)

30	R & R Braak – Vrywillige Boedeloorgawe (Voluntary Surrender)	8163/10
31	G J Rossouw – Vrywillige Boedeloorgawe (Voluntary Surrender)	8162/10
32	J G Adriaanse vs P D De Villiers & 1 ander – Sekwestrasie (Sequestration)	8112/10
33	C H De Villiers vs Z De Villiers & 1 ander – Sekwestrasie (Sequestration)	8114/10
34	Dreamteam Trading 317 CC t/a Blue Diamond Construction vs Johan Louw t/a JLP Projects & 1 ander – Sekwestrasie (Sequestration)	7629/10
35	Enslins Suid-Kaap Ingelyf vs J J Boshoff – Sekwestrasie (Sequestration)	7292/10
36	G J F Ehlers vs A J M Ehlers & 1 ander – Sekwestrasie (Sequestration)	6446/10
37	CVM Fleet Services (Pty) Ltd – Vrywillige Boedeloorgawe (Voluntary Surrender)	8149/10
38	Cummins South Africa (Pty) Ltd vs Anwar Vlotman t/a Anwar's Transport Sole Property – Likwidasië (Liquidation)	26863/09
39	Golden Mile Financial Solutions Bk vs Amagen Development (Emds) Bpk – Likwidasië (Liquidation)	7874/10
40	R P Lane vs RL Construction CC – Likwidasië (Liquidation)	7993/10
41	Readyvest Six CC vs AMN Transport (Pty) Ltd – Likwidasië (Liquidation)	7245/10
42	Verfin (Pty) Ltd vs Love South Africa Marketing CC – Likwidasië (Liquidation)	7858/10
43	V Skota vs A Siphentati & 1 ander – Kurator Ad Litem (Curator Ad Litem)	8279/10
44	W Rotherford Locke – Kurator Bonis (Curator Bonis)	6470/10
45	N S Nkopho – Kurator Bonis (Curator Bonis)	10943/07
46	C A Rowley – Kurator Bonis (Curator Bonis)	5544/10
47	N M Toba – Kurator Bonis (Curator Bonis)	19762/09
48	L Willemse – Kurator Bonis (Curator Bonis)	7783/07
49	M B Hall – Notariële Kontrak (Notarial Contract)	5887/10
50	A G Kriel – Registrasie van HVK (Registration of ANC)	7102/10
51	S M vs J R A Furley – Ediktale Sitasie (Edictal Citation)	8206/10
52	N Ebrahim & 5 ander vs R Opperman & 1 ander – Geld Verskuldig (Monies Owing)	5802/10

53	L M Ferreira vs Absa Bank Limited – (Removal of Bar)	6264/10
54	J A L Ferreira N.O & 1 ander vs N J A N Ferreira & 5 ander - Minagting van Hof (Contempt of Court)	7224/09
55	L G Mohan vs Investec Bank (Mauritius) Limited & 1 ander -	6713/10
56	Erinvale Golf Club vs B J P McLoughlin – Arbitrasie Toekenning (Arbitration Award)	4124/10
57	N J Dehahn vs Road Accident Fund – Hofbevel (Order of Court)	7222/10
58	The Standard Bank of South Africa Limited vs N Antonio & 1 ander - Geld Verskuldig (Monies Owing)	6209/10
59	Unitary Airconditioning Distributors (Pty) Limited vs C D Ras & 1 ander – Geld Verskuldig (Monies Owing)	5733/10
60	G Hoffe t/a Hoffe Construction vs R E Tyler & 1 ander – Opheffing van Hofbevel (Rescission of Court Order)	12304/05
61	Absa Bank Limited vs XCD Props (Pty) Ltd – Skrapping van Applikant se eis (Striking of Applicant’s claim)	25253/09
62	A M J F Eksteen vs The executor of the estate of the late J H Pepler & 4 ander – Beslissing van eis (Determination of action)	25575/09
63	S Durandt vs O Mitchel – Herplasing van minderjarige kind (Relocation of minor child)	23880/09
64	C Jirah CC 7 1 ander vs Hyprop Investments Ltd & 2 ander - Onreëlmatige Verrigtinge (Irregular Proceedings)	2414/10
65	S & R Projects CC vs Autohaus Angel & 3 ander – Koste (Costs)	14027/07
66	Yongama Doda & 2 ander vs T Nkosi & 1 ander – Toesig (Custody)	282/10
67	J Comerford vs J M Woodborne & 1 ander – Blootlegging (Discovery)	14172/07
68	G M Ward vs Drakenstein Municipality – Blootlegging (Discovery)	8039/09
69	F Nell vs K A Greenaway – Interdik (Interdict)	6143/10
70	D L Nicholson in re Presumption of Death of Charles Fermor Nicholson – Vermoede van dood (Presumption of death)	8184/10

EGSKEIDINGS (DIVORCES)

71	M R Abadeen vs K Ebrahim	7824/10
72	B J vs M Currie	81/10
73	C C vs J M De Necker	6635/10
74	M C vs A B Kirkman	4286/10
75	M P vs C B Uys	11025/05
76	J vs S Van Niekerk	6513/07
77	A vs N Van der Westhuizen	3529/10
78	E vs W A Walters	2931/09

RULES 43 (REËLS 43)

79	S M vs E G G Kohlhöfer	1566/10
80	A vs J Mihalik	3985/10
81	B R Palmer vs L M Farquharson	5382/10
82	J F vs M R Willis	26650/09
83	C vs J Zeelie	25379/09

DONDERDAG 29 APRIL 2010**AFDELING 1****AFDELING 2****AFDELING 3****AFDELING 4****SIVIELE SAKE**

2814/2006	Mandisa Beauty Kama vs Road Accident Fund Skadevergoeding/Damages
870/2006	Allen G Webb vs Road Accident Fund Skadevergoeding/Damages
14143/2007	Mbuyiselo N Dyan vs Road Accident Fund Skadevergoeding/Damages
15288/2007	Tancred Ethan Farrow vs Road Accident Fund Skadevergoeding/Damages

15571/2007	Christelle Liebenberg vs Christiaan J Liebenberg Egskeiding/Divorce	
15614/2007	R M K Tomboer vs Road Accident Fund Skadevergoeding/Damages	
15793/2007	S Crighton obo B A Crifhton vs Road Accident Fund Skadevergoeding/Damages	
17123/2007	Mcebisi Mpaypheli vs Road Accident Fund Skadevergoeding/Damages	
17614/2007	Antonio George Arendse vs Road Accident Fund Skadevergoeding/Damages	
17287/2007	Sammy Marshall vs Road Accident Fund Skadevergoeding/Damages	
18883/2007	Willem A Odendaal vs Road Accident Fund Skadevergoeding/Damages	
9559/2007A	Christiaan F Van der Mescht vs Oudtshoorn Municipality & 2 ander Geld Verskuldig/ Monies Owing	
1693/2008	Tanya S Jeffrey vs Road Accident Fund Skadevergoeding/Damages	
19693/2008	Southern Liquor Company Limited vs SLD Manufactures Interdik/Interdict	
17891/2009	Emerald Fire Trading 224 CC vs Sugerbery Trading 305 CC & 2 ander Beslaglegging van motor/Attachment of vehicle	
7396/2006	Emma Theodora Burger vs Nicolaas Johannes Burger	
16546/2009	Ale Fruit Srl vs Onyx Global Exports (Pty) Ltd	
18873/2009	Alan George Cyril Mc Vitty vs Pierre Jacobus Phillipus Cronje	
11872/2005	Noluyvuyo Gladys Matinyana vs Road Accident Fund Skadevergoeding/Damages	
2961/2010	Erf 8 Clifton Shareblock (Pty) Ltd vs Elizabeth Ann Rabie NO	
3767/2010	Andre De Vos Strydom vs Walter Bader Interdik/Interdict	
6713/2010	Leo Gerard Mohan vs Investec Bank (Mauritius) Ltd	Interdik/Interdict

STRAFSAKE

<u>AFDELING A</u>	S vs T Matinise & 2 ander
<u>AFDELING B</u>	S vs B J Vellem & 4 ander
<u>AFDELING C</u>	S vs S Gaqa & 1 ander
<u>AFDELING D</u>	S vs D Alfonso
<u>AFDELING E</u>	S vs J T Simpu
<u>AFDELING F</u>	S vs N Beck & 2 ander
<u>AFDELING G</u>	S vs N N Gqalane & 2 ander
<u>AFDELING H</u>	S vs C A Snyders
<u>AFDELING I</u>	
<u>AFDELING J</u>	S vs V Nyambenya
<u>AFDELING K</u>	S vs M Mtakati & 9 ander
<u>AFDELING L</u>	S vs A Louw & 1 ander
<u>AFDELING M</u>	S vs E Philander & 2 ander