

**IN THE HIGH COURT OF SOUTH AFRICA  
(CAPE OF GOOD HOPE PROVINCIAL DIVISION)**

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**CAPE TOWN: MONDAY, 14 FEBRUARY 2005**

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**THIRD DIVISION: COURT NO. 16 at 10H00 a.m.**

	<u>RULE NISI</u> (BEVEL NISI)	
1	T Stearman & Son (sa) (Pty) Ltd t/a The City Coach Works vs T Stearman & Son (Car Hire) (Pty) Ltd – Liquidation	160/05
2	L Davids & 3 others vs M Van Straaten & 2 others - Review	901/04
3	F J Pool & 2 others – Interdict	12/05
	<u>SUMMARY JUDGMENTS</u>	
4	Caltex SA (Pty) Ltd vs Seemak Properties CC – Monies Owing	10576/04
5	Caltex SA (Pty) Ltd vs M M Isaacs – Bond	10577/04
	<u>APPLICATIONS</u>	
6	E F Joubert t/a West Coast Transport vs Henbase 2655 BK - Liquidation (Likwidasie)	858/05
7	D M B Retief vs J A Retief - Custody	3132/03
8	T N Scarr – Curator ad Litem	7942/03
9	J Klopper & 1 other – Notarial Contract	280/05
10	H A Goosen – Condonation	202/05
11	Western Cape Housing Development Board & 1 other vs Deryck Uys & Associates & 1 other – Request for Trial Particulars	1690/01
12	Law Society of the Cape of Good Hope vs G H Findlay - Interdict	483/05
13	CY-Camraig Properties (Pty) Ltd – Declaratory Order	889/05
	<u>DIVORCES</u>	
14	J L vs W Gerber	228/05
15	T D vs D P N Inskip	3764/04
16	H S vs J Richter	746/05
17	L vs W A A Thorpe	8861/04
18	J R S vs S Tuck	276/05
19	E vs C S P Van der Byl	9947/04
20	A J P vs E Vermeulen	11183/04
21	I C vs S K Woods	7788/03
	<u>RULE 43</u> (REël 43)	
22	H C vs C J Matheson	10330/04

**IN THE HIGH COURT OF SOUTH AFRICA  
(CAPE OF GOOD HOPE PROVINCIAL DIVISION)**

**CAPE TOWN: DINSDAG, 15 FEBRUARY 2005**

**THIRD DIVISION: COURT NO. 16 at 10H00 am**

<b>Rules NISI</b>		
1	The Parcel Company (Pty) Ltd – Liquidation	14/05
2	The Standard Bank of South Africa Ltd vs 111 Victoria Road CC -Liquidation	1/05
3	W van der Vyver vs M H van Niekerk & 1 other – Sequestration	10388/04
4	H G Bowen vs C M Szot – Custody	6136/04
5	The South African Bank of Athens Ltd vs Char Trade 40 C.C. & 1 other -Declaratory Order	827/05
6	D M A Evans – Declaratory Order	10692/04
<b>Provisional Sentence</b>		
8	Mondi Ltd t/a Mondipak Western Cape vs Specific Specialised Information- Gap-Solutions CC – Monies Owing	10916/04
<b>Applications</b>		
9	Mondi South Africa Ltd vs Ukulima Agencies (Pty) Ltd -Liquidation	10829/04
10	P M Haynes – Rehabilitation	825/05
11	R G Erasmus – Curator ad Litem	1140/05
12	D N Gerber – Removal of Name from Roll of Attorneys	230/05
13	N Y Geldenhuys vs G A Surtees – Contempt of Court	1246/05
14	C Rasmussen vs V Khatcherian & 1 other – Edictal Citation	1130/05
15	G Z Madikiza vs L L Somhlahlo – Guardianship	10131/04
16	G J vs M Webb – Variation of Order	8919/04
17	Oasis Group Holdings Ltd vs University Estate Residents' Association & 3 other – Interdict	1170/05
18	C R Hulme vs The State – Declaratory Order	1333/04
19	I H Jansen vs The Road Accident Fund – Declaratory Order	1042/05
20	M Mjika vs The Road Accident Fund – Declaratory Order	1041/05
<b>Divorces</b>		
21	M D vs M Annandale	346/05
22	V B vs G F Cairncross	3848/03
23	B vs L Muir	42/05
24	J W vs C H Schreuder	7358/04

<b><u>Tuesday 15 February 2005</u></b>		
<b><u>Division 1</u></b>		
<b><u>Division 2</u></b>		
<b><u>Division 3</u></b>		
<b><u>Division 4</u></b>		
<b><u>Civil Cases</u></b>		
2765/04	Spur Group (Pty) Ltd vs Multilayer Trading 132 CC	Declaratory Order
3401/03	J van der Walt vs Dr J de Beer	Damages
9562/02	E I vs W Sauerland	Monies Owing
2725/04	Ernest David James NO & 5 other vs Erf 39 Green Point: Removal of Title Deed Restrictive Condition	Declaratory Order
1989/02	David Jacobs vs The Minister of Safety & Security	Damages
1249/03	J C Crook NO vs A S Smit & 1 other	Monies Owing
2384/04	Alton Coach Africa CC vs Combi Lindi Eliphimia t/a Try Again	Interdict

+ 2927/04	Coach Services	
3607/04	A J Verwey vs Billmont NO 104 CC & 1 other	Interdict
7782/04	Christopher Sven Petersen vs Erms Biofarms (Pty) Ltd	Liquidation
8025/04	Solutions for Labour BK vs Coppoolse Finlayson International BK-	Sequestration
7259/04	Shadley Rustin vs Debra Rosleyn Holtman	Agreement
<b>Opposed Motion</b>		
530/04	Dudley Andrew Claude Forbes vs The Minister of Justice & 3 other	Declaratory Order

<b>Criminal Cases</b>		
<u>DIVISION A</u>	S vs C Jacobs & 2 other	
<u>DIVISION B</u>	S vs S Khobo	
<u>DIVISION C</u>	S vs J Storm	
<u>DIVISION D</u>	S vs M Muhlthaler & 1 other	
<u>DIVISION E</u>	S vs B Pienaar	
<u>DIVISION F</u>	S vs L A Bowman	
<u>DIVISION G</u>	S vs L Witbooi & 7 other	
<u>DIVISION H</u>	S vs L Maarman & 1 other	
<u>DIVISION I</u>	S vs M Japhta & 3 other	
<u>DIVISION J</u>		
<u>DIVISION K</u>	S vs Z M Mbusi	
	S vs N Jacobs & 1 other	
	S vs N Eppit & 1 other	
<u>DIVISION L</u>	S vs J Hartogh	
	S vs M Ntongolo	
	S vs B Webber	
<u>DIVISION M</u>	S vs B Mooi & 1 other	
	S vs C Dwangu	
	S vs M Tora	

**IN THE HIGH COURT OF SOUTH AFRICA  
(CAPE OF GOOD HOPE PROVINCIAL DIVISION)  
CAPE TOWN: WEDNESDAY, 16 FEBRUARY 2005  
THIRD DIVISION: COURT NO. 16 at 10h00 a.m.**

<b>Rule NISI</b>		
1	<u>Mallinicks Inc. vs M L Goldberg &amp; 4 others – Declaratory Order</u>	492/05
	<u>Summary Judgments</u>	
2	Berry & Donaldson (Pty) Ltd vs A Thomas - Monies Owing	10291/04
3	Imperial Bank Ltd vs Oprah Marine (Pty) Ltd & 1 other – Bond	10965/04
4	D A Kruger vs P A Heroldt N.O. & 2 others - Monies Owing	10321/04
5	Ellis Brown Properties (Pty) Ltd vs OK Bazaars Properties (Cape Town) Ltd – Monies Owing	10292/04
<b>Applications</b>		
6	Cape Empowerment Trust Ltd vs Lendlease Nominees (Pty) Ltd – Liquidation	1226/05
7	Nor Stationery Wholesalers (Pty) Ltd vs Environmental Lazer (Pty) Ltd – Liquidation	1230/05
8	C Scharrighuisen – Rehabilitation	10034/04
9	L E Petersen – Curator ad Litem	995/05
10	S M Vollmer & 1 other vs S D Chaimowitz & 1 other - Dissolution of Partnership	894/05
11	Protea Hardware BK h/a Village Dock Hardware & 2 others vs Van Riebeeckshof Investments (Edms) Bpk – Ejectment	9942/04
12	A G vs A S Gillis – Variation of the Consent Paper	761/05
13	J S Maneville vs The Road Accident Fund – Damages	870/05
14	V vs L C Japhta – Request for Trial Particulars	1076/05 + 228/04
15	Total Manpower Solutions (Pty) Ltd & 1 other vs Estivar (Pty) Ltd & 1 other – Discovery	3596/02
16	N P vs M J van der Meulen – Discovery	6300/04
17	The Law Society of The Cape of Good Hope vs N Vlok – Interdict	482/05
18	The Law Society of The Cape of Good Hope vs O R ‘Oliveira – Interdict	485/05
19	The Law Society of The Cape of Good Hope vs J M Zittlau – Interdict	897/05
20	The Law Society of The Cape of Good Hope vs R O Geduld – Interdict	898/05
21	The Law Society of The Cape of Good Hope vs T M Kleinveldt – Interdict	899/05
23	E M Fey N.O. vs J van der Westhuizen & 6 others - Declaratory Order	6303/01
22		
<b>Divorces</b>		
24	L vs D A Allam	7138/04
25	J J vs M W Bekker	762/05
26	W E vs G M Hill	8416/04
27	M O vs A P Jardim	176/05
28	J P vs K J Malan	11134/04
29	C M vs M A Quine	196/05
30	D vs g A Totten	3446/04
31	J-A vs J P Walters	9677/04

**Wednesday 16 February 2005****Division 1****Division 2****Division 3****Division 4****Civil Trials**

4306/01	Cape Medical Supplies CC vs Cape Dispensing Doctors CC	Monies Owing
AC 202/02	The Owner of The "MFV Castellmare" vs South African Eagle Insurance Company Ltd	Monies Owing
9766/03	Leon Brent Arendse & 1 other vs Wallace Peter Green & 1 other	Monies Owing
3669/02	Betty Abrahams OBO t/a Snico vs Electricity Supply Commission	Damages
812/02	Tempest Car Hire (Pty) Ltd vs Arthur David Mitchell NO & 2 others	Monies Owing
800/04	Marco Mezzabotta vs Road Accident Fund	Damages
12746/98	John du Preez vs Road Accident Fund	Damages
4888/02	Shell South Africa Marketing (Pty) Ltd vs Rodmile Motors (Pty) Ltd t/a C P Nel Delta	Agreement
10004/02	Zanemvula Zakaza vs Nelson Xolile Mbekushe & 7 others	Interdict
6245/02 + 6246/02	Brian St Clair Cooper NO & 1 other vs Faircape Property Developers CC & 1 other	Declaratory Order
AC 137/04	Gemfarm Investments (Pty) Ltd vs M.V. "Ivan Prinsep"	
6664/04	J F Kloppe NO & 1 other vs W F H C Goss	Agreement
<b><u>Opposed Motion</u></b>		
5193/04	The Body Corporate of Prime Park F vs T A Henning & Assoc. CC & 1 other	

**Criminal Trials**

<b><u>Division A</u></b>	S vs C Jacobs & 2 others
<b><u>Division B</u></b>	S vs S Khobo
<b><u>Division C</u></b>	S vs J Storm
<b><u>Division D</u></b>	S vs M Muhlthaler & 1 other
<b><u>Division E</u></b>	S vs B Pienaar
<b><u>Division F</u></b>	S vs L A Bowman
<b><u>Division G</u></b>	S vs L Witbooi & 7 others
<b><u>Division H</u></b>	S vs L Maarman & 1 other
<b><u>Division I</u></b>	S vs M Japhta & 3 others
<b><u>Division J</u></b>	
<b><u>Division K</u></b>	S vs Z M Mbusi
	S vs N Jacobs & 1 other
	S vs N Eppit & 1 other
<b><u>Division L</u></b>	S vs J Hartogh
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	S vs M Tora

**IN THE HIGH COURT OF SOUTH AFRICA  
(CAPE OF GOOD HOPE PROVINCIAL DIVISION)  
CAPE TOWN: THURSDAY, 17 FEBRUARY 2005  
THIRD DIVISION: COURT NO. 16 at 10h00 a.m.**

<b>Rule NISI</b>		
1	A Morsed vs F Kerbelker – Sequestration	11082/04
2	Absa Bank Limited vs C V Cerff – Notarial Bond	794/05
3	Cata Seawater Taxi Association vs Cata Eyona Taxi Association & 1 other - Interdict	740/05
4	D G Engelbrecht vs R Zietsman – Declaratory Order	9150/04
<b>Provisional Sentence</b>		
5	L J Van Tonder h/a Montprellier Wynmakery vs T Barnard t/a Paarl Mountain Liquor Distributors – Cheque	421/05
	SUMMARY JUDGMENTS	
6	C D Bassett vs M D Taberham – Agreement	461/05
7	Changing Tides 17 (Pty) Ltd vs P C Van Heerden & 1 other - Monies Owing	10957/04
8	Nedbank Limited t/a American Express vs K S Kupritz – Bond	10493/04
<b>Applications</b>		
9	P Engelbrecht – Rehabilitation	233/05
10	H Hendricksen – Curator ad Litem	1317/05
11	C vs N D Basson – Notarial Contract	353/05
12	Seven Steele Services CC vs G M Wilson – Attachment	1338/05
13	Add X Trading 49 CC t/a Integrated Management Services vs Locksley Hills CC & 1 other – Monies Owing	3478/04
14	M Roux vs E Adams – Custody and Guardianship	2820/04 & 7617/03
15	The Cape Municipal Pension Fund vs L S Qali – Amendment of order	9015/04
16	J J Du Plessis vs C D Ulyate – Rescission of judgment	895/05
17	G J Webb vs M Webb – Variation of Order	8919/04
18	Rubbardie (Pty) Ltd vs Durity Dormant Investments Six (Pty) Ltd & 1 other - Discovery	1162/03
19	I Mitrie vs H M M Terblanche N.O. – Interdict	1126/05
20	S vs C J T Boucher – Declaratory Order	3468/00
21	K W Levenson & 1 other vs A Petersen & 1 other – Declaratory Order	1055/05
22	South African Bank of Athens Limited vs Char Trade 40 CC & 1 other - Declaratory Order	827/05
<b>Divorces</b>		
23	S vs A R Joyce	1169/05
24	A J vs G P Papsch	236/05
25	G vs K G Veary	505/05
<b>Rule 43</b>		
26	S A vs E I F Clay	10405/04