

IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, MAKHANDA
15th NOVEMBER 2022 IN CIVIL "A" AT 09:30
BEFORE THE HONOURABLE MR. JUSTICE RUGUNANAN

JUDGMENTS:

1. 2783/2021 A. P. R. BOTHA VS J. BOTHA & ANOTHER
2. CA&R206/2021 F. BENYA VS THE STATE
3. CA223/2021 AMAKHAYA CONSTRUCTION CC VS S. M. GOVENDER

ADMISSIONS:

1. 3036/2022 ESONA NOHAYA
APPLICANT: LEGAL AID SA

2. 3319/2022 SIVIWE NKONTSO
APPLICANT: NETTELTONS

3. 2906/2022 HASINA HASSAN
APPLICANT: NETTELTONS

RETURN DATE:

4. 3727/2022 BUFFALO CITY METRO MUNICIPALITY VS GREY B N & 2
OTHERS
APPLICANT: NN DULLABH & CO

INTERDICT

5. 2874/2022 VAN ZYL P VS INJATE CC
APPLICANT: DE JAGER & LORDAN

WINDING UP

6. 2313/2022 MY PRIDE SMILE AFRICA (PTY) LTD & ANOTHER VS
UMZIMVUBU LOCAL MUNICIPALITY
APPLICANT: YOKWANA ATTORNEYS

RESPONDENT: CLOETE & CO
INTERDICT

UNOPPOSED APPLICATIONS:

7. 3889/2022 WBHO CONSTRUCTION (PTY) LTD VS NRV SECURITY
SERVICE (PTY) LTD & 4 OTHERS
APPLICANT: NETTELTONS

INTERDICT

8. 2255/2020 DE WET J & 2 OTHERS VS DE WET N.O. H C & 9 OTHERS
APPLICANT: CLOETE & CO 1st, 2nd, 3rd, 4th, 5th & 6th **RESPONDENT: NETTELTONS**

APPLICATION TO COMPEL

9. 1603/2006 THOMIS S M P A VS ROAD ACCIDENT FUND
APPLICANT: DOLD & STONE

DECLARATORY ORDER

- 10.2190/2022 SAWONI S VS SOUTH AFRICAN ACADEM OF APPLIED
COMPETENCE & ANOTHER
APPLICANT: ZILWA ATTORNEYS

DECLARATORY ORDER

- 11.594/2016 MATTHEWS L VS THE ROAD ACCIDENT FUND
APPLICANT: WHITESIDES

DECLARATORY ORDER

12.2327/2020 NQAMQHELE P J VS MINISTER OF POLICE, RSA
APPLICANT: YOKWANA ATTORNEYS RESPONDENT: WHITESIDES
DECLARATORY ORDER

13.156/2020 NOGRAYASE P V
APPLICANT: YOKWANA ATTORNEYS
CURATOR AD LITEM

14.1234/2022 CHANGING TIDES (PTY) LTD VS KHOAELANE K
APPLICANT: NETTELTONS
DECLARATORY ORDER

15.289/2020 SPEELMAN S VS THE ROAD ACCIDENT FUND
APPLICANT: NETTELTONS
DECLARATORY ORDER

16.1893/2022 ABSA BANK LTD VS CALVERT J D & ANOTHER
APPLICANT: NETTELTONS
DEFAULT JUDGMENT

17.3442/2021 BUWA S VS MINISTER OF POLICE & ANOTHER
APPLICANT: MGANGATHO ATTORNEYS RESPONDENT: MABECE TILANA INC.
APPLICATION TO COMPEL

18.3654/2022 JANGE P P VS DEPUTY INFORMATION OFFICER, ALGOA
SOUTH AFRICAN POLICE SERVICE
APPLICANT: MGANGATHO ATTORNEYS
ACCESS TO INFORMATION

19.907/2021 NEDBANK LTD VS ROTO S M
APPLICANT: B&B **RESPONDENT: MGANGATHO ATTORNEYS**
SUMMARY JUDGMENT

20.3843/2022 DALE COLLEGE BOY'S PRIMARY SCHOOL VS LA GARDI
TOWING
APPLICANT: B&B

DECLARATORY ORDER

21.1527/2022 NEDBANK LTD VS WILLIE T M
APPLICANT: B&B

DEFAULT JUDGMENT

22.2290/2022 SOUTH AFRICAN SECURITISATION PROGRAMME (RF) LTD
VS SAZERIC (PTY) LTD & ANOTHER
APPLICANT: W R&C

I.T. O. RULE 41

23.2469/2022 COLLORETON FARMING (PTY) LTD VS STRETTON H J &
ANOTHER
APPLICANT: W R&C

DEFAULT JUDGMENT

24.2795/2022 MAREE NO J H & 2 OTHERS VS BROAD K R & ANOTHER
APPLICANT: W R&C

DEFAULT JUDGMENT

25.200/2021 FIRSTRAND BANK LTD t/a WESBANK VS VIZZ TECH
PRINTERS (PTY) LTD t/a VIZZ TECH TRAINING INSTITUTE
APPLICANT: W R&C

DEFAULT JUDGMENT

26.1343/2018 NEDBANK LTD VS MBULELO J Y
APPLICANT: CARINUS JAGGA

DECLARATORY ORDER

27.2511/2022 THE STANDARD BANK OF SA LTD VS XAPA L N
APPLICANT: CARINUS JAGGA

DEFAULT JUDGMENT

28.1744/2022 SA TAXI IMPACT FUND (RF) (PTY) LTD VS NGOZI S
APPLICANT: CARINUS JAGGA

DEFAULT JUDGMENT

29.1743/2022 POTPALE INVESTMENTS (RF) (PTY) LTD VS MDINGI N N
APPLICANT: B&B **RESPONDENT: MGANGATHO ATTORNEYS**

DEFAULT JUDGMENT

30.2269/2022 SA TAXI DEVELOPMENT FINANCE (PTY) LTD VS PETI A
APPLICANT: CARINUS JAGGA

DEFAULT JUDGMENT

31.2468/2022 MEC, EASTERN CAPE DEPARTMENT OF HEALTH VS
KOLOSA L J & ANOTHER
APPLICANT: HUXTABLE ATTORNEYS

**RESPONDENT: W R&C
EXCEPTION**

32.2435/2018 FIRSTRAND BANK LTD VS MAGWANGQANA N
APPLICANT: HUXTABLE ATTORNEYS **RESPONDENT: YOKWANA ATTORNEYS**
DECLARATORY ORDER

33.2335/2021 MACUBENI M A obo L MACUBENI VS THE MEC FOR HEALTH
– EASTERN CAPE
APPLICANT: HUXTABLE ATTORNEYS **RESPONDENT:MGANGATHO ATTORNEYS**
DECLARATORY ORDER

34.14/2022 NQABA GUARANTEE SPV (RF) (PTY) LTD VS BOKO T T &
ANOTHER
APPLICANT: HUXTABLE ATTORNEYS
DECLARATORY ORDER

35.2845/2022 ISUZU FINANCE, a division of WESBANK, a division of
FIRSTRAND BANK LTD VS ALEEZAH TRADING (PTY) LTD & ANOTHER
APPLICANT: HUXTABLE ATTORNEYS
DEFAULT JUDGMENT

36.1508/2022 TOYOTA FINANCIAL SERVICES (SA) LTD VS INTUTHWANE
SOLUTIONS (PTY) LTD & ANOTHER
APPLICANT: HUXTABLE ATTORNEYS
DEFAULT JUDGMENT

37.2202/2022 FIRSTRAND BANK LTD t/a WESBANK VS DÉCOR PLUS
CATER HIRE 2 (PTY) LTD
APPLICANT: HUXTABLE ATTORNEYS
DEFAULT JUDGMENT

38.2400/2022 FIRSTRAND AUTO RECEIVABLES (RF) LTD VS MPAKAMA O
APPLICANT: HUXTABLE ATTORNEYS

DEFAULT JUDGMENT

39.1932/2022 FIRSTRAND BANK LTD t/a WESBANK VS CMH MINING AND
INDUSTRIAL SUPPLIES (PTY) LTD
APPLICANT: HUXTABLE ATTORNEYS

DEFAULT JUDGMENT

40.2059/2022 TOYOTA FINANCIAL SERVICES VS DIOP P
APPLICANT: HUXTABLE ATTORNEYS

DEFAULT JUDGMENT

41.2534/2022 TREVENA N.O. J E & 4 OTHERS VS MBAXA N
APPLICANT: HUXTABLE ATTORNEYS

DEFAULT JUDGMENT

42.2407/2022 VELOCITY FINANCE RF (LTD) VS MAWENI M
APPLICANT: HUXTABLE ATTORNEYS

DEFAULT JUDGMENT

43.560/2022 ABSA BANK LTD VS LATEGAN P J
APPLICANT: HUXTABLE ATTORNEYS

DEFAULT JUDGMENT

44.4036/2021 MTUZULA N D VS GWM FINANCE a division of WESBANK LTD
& ANOTHER
APPLICANT: AKHOHA GEORGE

**RESPONDENT: HUXTABLE ATTORNEYS
DECLARATORY ORDER**

**45.1133/2022 ABSA BANK LTD VS DINGISWAYO Y
APPLICANT: HUXTABLE ATTORNEYS**

DEFAULT JUDGMENT

**46.2670/2022 GQOLI L P VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**

APPLICANT: McCALLUM ATTORNEYS

RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS

PENSION BENEFIT

**47.2673/2022 GCWABE RHJ VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**

APPLICANT: McCALLUM ATTORNEYS

RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS

PENSION BENEFIT

**48.2581/2022 WOPULA X P VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**

APPLICANT: McCALLUM ATTORNEYS

RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS

PENSION BENEFIT

**49.2601/2022 GALELA A N VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**

APPLICANT: McCALLUM ATTORNEYS

RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS

PENSION BENEFIT

**50.2680/2022 KESWA A N VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**

APPLICANT: McCALLUM ATTORNEYS

RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS

PENSION BENEFIT

**51.2566/2022 MKIZE F N VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**

APPLICANT: McCALLUM ATTORNEYS

RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS

PENSION BENEFIT

52.2579/2022 MDUTSHANE V VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

53.2624/2022 GCWABE N C VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

54.2590/2022 THEKISO E S VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

55.2564/2022 THEKISO D M VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

56.2578/2022 MPUMLWANA N VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

57.2554/2022 KEKE N E VS GOVERNMENT EMPLOYEES PENSION FUND &
ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

58.2650/2022 MLOTHA V S VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**59.2563/2022 HANYANE N Z VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**60.2663/2022 TSHINGO K D VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**61.2614/2022 MALIWA N VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**62.2653/2022 MBULELO M S VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**63.2648/2022 NKATSHA K G VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**64.2565/2022 MORAI L T VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**65.2618/2022 MTATYANA M C VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

66.2610/2022 ZEMBE E M VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

67.2672/2022 TAYI C N VS GOVERNMENT EMPLOYEES PENSION FUND &
ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

68.2558/2022 NDAMASE M N VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

69.2557/2022 MHLANTI N E VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

70.2603/2022 MTUKUSHE N T VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

71.2632/2022 FUNANI T T VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**72.2555/2022 MBONDLA C N VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**73.2607/2022 MATIKINCA B VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**74.2633/2022 NOTUNUNU N VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**75.2587/2022 VITSI N N VS GOVERNMENT EMPLOYEES PENSION FUND &
ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**76.2626/2022 THEKISO M C VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**77.2593/2022 ZAULA N VS GOVERNMENT EMPLOYEES PENSION FUND &
ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**78.2637/2022 MBOBO N S VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

79.2636/2022 MBONYANA N E VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

80.2580/2022 FUNANI V VS GOVERNMENT EMPLOYEES PENSION FUND &
ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

81.2589/2022 HLANGU L T VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

82.2647/2022 MADYIBHI P N VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

83.2596/2022 HOMBILE Z V VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

84.2638/2022 MACATSHA F Z VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**85.2559/2022 MTANDA N F VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**86.2592/2022 MNYALI S H N VS GOVERNMENT EMPLOYEES PENSION
FUND & ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

**87.2575/2022 MOHAPI T J VS GOVERNMENT EMPLOYEES PENSION FUND
& ANOTHER**
APPLICANT: McCALLUM ATTORNEYS RESPONDENT: MFUNDO NTSHWAXA ATTORNEYS
PENSION BENEFIT

DIVORCE:

88.2568/2020 VAN MOLENDORFF T F VS VAN MOLENDORFF G A
PLAINTIFF: DE JAGER & LORDAN RESPONDENT: McCALLUM ATTORNEYS

89.3703/2022 KOM T N VS SWARTBOOI N M
PLAINTIFF: B&B

90.2317/2022 SANDI M H VS SANDI N P
PLAINTIFF: NETTELTONS

UNOPPOSED APPLICATION:

**91.3945/2022 DR P. IQBAL VS ABDESSELAM S & 4 OTHERS
APPLICANT: IN PERSON**

INTERDICT

JUDGE'S SECRETARY:

Sherene - 046 6035044