

IN THE HIGH COURT OF SOUTH-AFRICA
(EASTERN CAPE LOCAL DIVISION- MTHATHA)

UMTATA 08 DECEMBER 2020

VIRTUAL COURT

VIRTUAL COURT

MOTION COURT ROLL

Before the Honourable **DAWOOD J**

JUDGEMENT TO BE HANDED DOWN

JUDGEMENT TO BE HANDED DOWN

A

B

C

D

ADMISSIONS

ADMISSIONS

1 ZIYANDA PETELA - ADMISSION AS A LEGAL PRACTITIONER 2871/2020
S. BOOI AND SONS ATT

2 MAFANYA GONIWE THABISA – ADMISSION AS A LEGAL PRACTITIONER 3439/2020
Z.Z TINI AND CO

RULES RETURNABLE

RULES RETURNABLE

3 NOMVELELO FANISO AND ORS VS MBHASHE LOC MUNICIPALITY 4124/2020
Y. TSIPA ATT

4	PHIKOLOMZI NDAMASE VS MINISTER OF POLICE & ORS <i>MNQAYANA ATT</i>	3572/2020
5	SIGCAWU NKOSINATHI VS ABSA BANK LTD AND ORS <i>S.C VUTULA AND CO</i>	2866/2019
6	BANGURA NOSIPHOP BULELWA VS MASTER OF THE HIGH COURT <i>T. DAZANA ATT</i>	4159/2020
7	CASH CUTTERS (PTY)LTD VS BENTONCORP (PTY)LTD AND ORS <i>MANTYI ATT</i>	3620/2020
8	SANELE NKOHLA VS MINISTER OF POLICE, RSA <i>M. DALASILE AND ASS</i>	3827/2020
9	MLAMLI NJEMLA AND ANO VS ZAMEKILE BEWANA AND ORS <i>T.A NKELE AND SONS</i>	3413/2020

UNCONTESTED OPPOSED APPLICATIONS

UNCONTESTED OPPOSED APPLICATIONS

10	KHUTALA NDABENI VS DEPUTY INFORMATION OFFICER ST ELIZABETH <i>V. FUNANI ATT</i>	HOSPITAL 558/2020
11	NTSIKA MKONO AND ANO VS MEC FOR CO-OPERATION GOVERNANCE <i>MR HANISE ATT</i>	AND TRADITIONAL AFFAIRS AND ORS 4048/2020
12	ACTING CHIEF THEMBEKILE SONTSELE VS SIMBONGILE MJULEKA & ORS <i>MJULELWA ATT</i>	3241/2020
13	GREENWORLD INVESTMENT PTY LTD VS INFORMATION OFFICER <i>C/O WOKA ATT</i>	INGQUZA HILL LOC MUNICIPALITY 399/2020
14	SCANIA FINANCE SOUTHERN AFRICA (PTY) VS AFRICA'S BEST 350(PTY)LTD <i>C/O J.A LE ROUX ATT</i>	1444/2020
15	MEC FOR PUBLIC WORKS, ECP VS NOMBUYISELO T MAKANGELA & ANO <i>M. NOTYESI INC</i>	3002/2020
16	NOMKOPO LUNGISWA VS MEC FOR RURAL DEVELOPMENT <i>L. JIKELA ATT</i>	3510/2020

17	NOZUKO GRACE MTYHWASHELE VS ALL SAINTS HOSPITAL <i>C/O Z. RENENE ATT</i>	3446/2020
18	NTSINDISO NICOLUS MBEDE VS DEP INFORMATION OFFICER ST ELIZABETH HOSPITAL <i>C/O W. QULUBA INC</i>	3707/2020
19	KWEZI JUBASE AND ORS VS KWEZI JUBASE <i>A.ZOZI ATT</i>	1517/2019
20	ZODUMO SIKULUME VS THE DEPUTY INFORMATION OFFICER <i>M. MKETSI ATT</i> NELSON MANDELA ACADEMIC HOSPITAL	3428/2020
21	MEC FOR PUBLIC WORKS , ECP VS MHLELI MSONGELWA AND ANO <i>M. NOTYESI INC</i>	2800/2020
22	MAWETHU NTIKINCA VS THE HEALTH PROFESSIONS COUNCIL OF SA &ORS <i>MGXAJI INC</i>	4044/2020

UNOPPOSED APPLICATIONS

UNOPPOSED APPLICATIONS

23	MEKISILE BEJA VS THE DEPUTY INFORMATION OFFICER KWAAIMANI <i>M.A ZIGWEBILE ATT</i> POLICE STATION MQANDULI	3834/2020
24	GCOTYISWA MALINDI VS MINISTER OF POLICE,RSA <i>C/O DAZANA ATT</i>	4219/2019
25	MPUTHUMI C MANANA VS LUQAQAMBO CONSTRUCTION CIVILS & ANO <i>B. MWELASE ATT</i>	3079/2020
26	SALAMA ASANDA MOHAMED VS NOMFUNDO NDZANDZEKA AND ORS <i>C/O J. A LEROUX</i>	3912/2020
27	SIKHO NOMANDELA VS THE INFORAMTION OFFICER NGQELENI <i>MTSOTSO ATT</i> POLICE STATION	3409/2020

28	ATHI SIGCAU VS THE INFORMATION OFFICER MADZIKANE KAZULU <i>STATE ATT</i> HOSPITAL MOUNT FRERE	2079/2020
29	TISO BLACKSTAR GROUP(PTY) LTD VS MLINDO MZUKU <i>C/O DRAKE FLEMMER AND ATT</i>	3107/2019
30	MBEWU NOMALIZO VS THE INFORMATION OFFICER BEDFORD <i>M. NDABENI INC</i> ORTHOPAEDIC HOSPITAL & ANO	2671/2020
31	MANGCOTYWA VUMILE VS THE DEPUTY INFORAMTION OFFICER <i>M MKETSI ATT</i> MANDELA ACADEMIC HOSPITAL	3528/2020
32	AKHONA NONKONYANA VS MEC FOR HEALTH E.C AND ANO <i>B. QAKUMBANA INC</i>	3783/2020
33	XOLANI BOMELA VS THE INFORMATION OFFICER FLAGSTAFF <i>B. QAKUMBANA INC</i> POLICE STATION	2721/2020
34	PAMELLA KALVAS VS MEC FOR HEALTH E.C AND ANO <i>B. QAKUMBANA INC</i>	2724/2020
35	SINATI TSILI VS THE HEAD OF PRISON, WELLINGTON AND ORS <i>B. QAKUMBANA INC</i>	2418/2020
36	SIYANDA MANYALA VS MEC FOR HEALTH E.C AND ANO <i>B. QAKUMBANA ATT</i>	2859/2020
37	BONGANI ZINI VS MINISTER OF POLICE,RSA <i>B. QAKUMBANA INC</i>	1273/2019
38	SIPHELELE QUSHEKA VS MINISTER OF POLICE,RSA <i>B. QAKUMBANA INC</i>	673/2019
39	MLAMLELI MCASA VS MINISTER OF POLICE,RSA <i>B. QAKUMBANA INC</i>	4371/2019
40	SIMBONGILE DYODILE VS MINISTER OF POLICE ,RSA <i>B QAKUMBANA INC</i>	3159/2019
41	MIHLE NTOBOLE VS NATIONAL DIRECTOR FOR PUBLIC PROSECUTION <i>M NOGUMBE INC</i>	1391/2019

42	NONTUME ANELISIWE VS THE DEPUTY INFORMATION OFFICER HOLY CROSS <i>C/O S. MTSHENGU ATT</i>	3826/2020
43	MATYHOLO ZETHU VS THE DEPUTY INFORMATION OFFICER HOLY CROSS <i>S. MTSHENGU ATT</i>	3825/2020
44	DAKAMNYAMA NELLY VS THE DEPUTY INFORMATION <i>S. MTSHENGU ATT</i> OFFICER HOLLY	3824/2020
45	NAKWA MVELELI VS THE DEPUTY INFORMATION OFFICER <i>P. NKONYENI ATT</i> NELSON MANDELA	3136/2020
46	NEDBANK LTD VS THULISILE MAFONONO <i>C/O DRAKE FLEMMER AND ORSMOND INC</i>	3911/2020
47	NEDBANK LIMITED VS NOMALANGA NONGALO <i>C/O DRAKE FLEMMER AND ORSMOND INC</i>	3910/2020
48	HLOMPHEHANG BELEBESI VS THE MINISTER OF POLICE ,RSA <i>M. VELEMBO ATT</i>	3810/2020
49	MAZWI MTANDENI VS CROSS MED HEALTH CENTER PTY LTD <i>MLINDAZWE AND ASS T/A MTATA PRIVATE HOSPITAL & ANO</i>	826/2016
50	MAGCAKINI NOMPUCUKO VS THE INFORMATION OFFICER <i>C. MTSOTSO INC</i> ST ELIZABETH HOSPITAL	1678/2020
51	ZAMILE SOTSHANGANE VS MINISTER OF POLICE ,RSA <i>T. MADYIBI ATT</i>	6114/2018
52	MPHUTHUMI SAMVEL NKAMELA VS MBHASHE LOC MUNICIPALITY <i>T. MADYIBI ATT</i>	1132/2020
53	NONTSIKA NOMAGWALA GQETYWA VS ROAD ACCIDENT FUND <i>MKWINI ATT</i>	522/2016
54	NGESI MAZWI VS BOXER SUPERSTORES PTY LTD AND ANO <i>T. GXUMISA INC</i>	1805/2020
55	MONWABISI NOMANDELA VS MINISTER OF SAFETY & SECURITY & ORS <i>F.J NGXOLA ATT</i>	1222A/2013

56	PHIKOLOMZI GWAYISE VS MINISTER OF POLICE,RSA <i>MTHAYI ATT</i>	2656/2018
57	CAPTAIN MTYHWASHELE VS ALL SAINTS HOSPITAL <i>C/O Z. RENENE ATT</i>	3447/2020
58	BULELANI NJOMBELA VS MINSTER OF POLICE,RSA <i>B. MAKADE INC</i>	3352/2020
59	MASIBULELE LUTOLI VS MEC FOR HEALTH EC <i>O. SIQITHI ATT</i>	5767/2018
60	MVAKATSHI CWENGILE VS MEC FOR THE DEPARTMENT <i>M. NOTYESI INC</i> OF CO- GOVERNANCE & TRADITIONAL AFFAIRS E.C AND ORS	2239/2020
61	NJINGANA C MZUVUKILE VS ROAD ACCIDENT FUND <i>TUNZI ATT</i>	2157/2015
62	NKONYENI SINDISA VS THE INFORMATION OFFCIER MTATA GENERAL <i>P. NKONYENI ATT</i> HOSPITAL	1957/2020
63	NONYAMEKO BANA VS MINISTER OF HOME AFFAIRS AND ORS <i>M. NOTYESI INC</i>	4026/2020
64	ZANDILE FINGO VS THE DEPUTY INFORMATION OFFICER <i>NDABENI ATT</i> NELSON MANDELA ACADEMIC HOSPITAL	562/2020
65	SINETHEMBA MGEWU VS MEC FOR HEALTH E.C AND ANO <i>SR MHLAWULI AND ASS</i>	336/2020
66	SIPHOSETHU TSHUNGULWNA VS MEC FOR HEALTH E.C AND ANO <i>SR MHLAWULI AND ASS</i>	794/2020
67	NEDBANK LIMITED VS GMB BUKHOSI INVESTMENT AND ORS <i>J.S SIKUNGO AND ASS</i>	4444/2018
68	NOSINGILE NCOVANA VS THE INFORMATION <i>NOBATA-GODI ATT</i> OFFICER OF BUTTERWORTH HOSPITAL	2212/2020

69	NTSIKANE T MPENGESI VS MEC FOR HEALTH E.C <i>SICWETSHA ATT</i>	3842/2017
70	VUYISANI NAZO VS THE DEPUTY INFORMATION OFFICER <i>M.K MAJAVU AND ASS</i> NGQELENI POLICE STATION	3887/2020
71	SIKULUME ZODUMO VS THE DEPUTY INFORMATION OFFICER <i>M. MKETSI ATT</i> NELSON MANDELA HOSPITAL	3428/2020
72	DLAKAVU S KHAYALETHU VS THE DEPUTY INFORMATION <i>B. MKETSI ATT</i> MTHATHA GENERAL HOSPITAL	3613/2020
73	K.S.D MUNICIPALITY VS HENDERSON MPUMELELO MABANGA & ANO <i>JOLWANA , MGIDLANA INC</i>	2780/2020

***IN THE HIGH COURT OF SOUTH-AFRICA
(EASTERN CAPE LOCAL DIVISION- MTHATHA)***

UMTATA 09 DECEMBER 2020

VIRTUAL COURT

VIRTUAL COURT

MOTION COURT ROLL

Before the Honourable **DAWOOD J**

JUDGEMENT TO BE HANDED DOWN

JUDGEMENT TO BE HANDED DOWN

A

B

C

D

UNOPPOSED APPLICATIONS

UNOPPOSED APPLICATIONS

74	NKONYENI PELISA VS THE DEPUTY INFORMATION OFFICER <i>M. NKONYENI ATT</i> MTHATHA CENTRAL POLICE STATION	1962/2020
75	SESETU ROZANI VS DEPARTMENT OF HEALTH AND ANO <i>H.N MKHONGOZELI ATT</i>	3675/2020
76	DALBY HENRY MCASA VS FUNGILE DOTWANA <i>L. MTHAMBO ATT</i>	2019/2019
77	ZIKHONA TSHENESE VS MINISTER OF HOME AFFAIRS AND ORS <i>M. NOGUMBE INC</i>	288/2020

78	LWANDO MALALA VS MINISTER OF POLICE RSA, AND ANO <i>M. NOGUMBE INC</i>	1754/2019
79	SHUMI GEMYAKHE VS ROAD ACCIDENT FUND <i>MQAYANA ATT</i>	249/2019
80	NKOSIPHENDULE T NOTAYI VS THE DEPUTY INFORMATION OFFICER <i>N. GENGE INC</i> LIBODE POLICE	3753/2020
81	SINENJONGO PANDILE VS THE DEPUTY INFORMATION OFFICER <i>N. GENGE INC</i> CENTRAL POLICE STATION	3679/2020
82	SANELE KLAAS VS MADEIRA POLICE STATION E.C <i>N. GENGE INC</i>	3680/2020
83	SIMLINDILE YISAKI VS MEC FOR HEALTH , ALL SAINTS HOSPITAL <i>MNGE AND ASS</i>	2842/2020
84	PHATHEKA XOKO VS THE MINISTER OF POLICE,RSA <i>M. VELEMBO ATT</i>	2565/2020
85	SINDILE MATSHONA VS MINISTER OF POLICE ,RSA <i>B. MAKADE ATT</i>	2969/2020
86	SAKHE ANGELA TUTSHANA VS THE INFORMATION OFFICER , <i>M. NDAMASE ATT</i> MADEIRAPOLICE STATION	2489/2020
87	LULU NOMFOLOZI BALISO VS THE INFORMATION OFFICER , <i>M. NDAMASE ATT</i> NGANGELIZWE COMMUNITY HEALTH CENTRE	1208/2020
88	MBIZANA LOC MUNICIPALITY VS SICELITHEMBA FUNERAL SERVICES <i>N.Z MTSHABE INC</i> CC AND ANO	3908/2020
89	MBEWU TANANE VS MINISTER OF POLICE,RSA <i>SIYO ATT</i>	1131/2020
90	THE N.D.P.P VS NELISA BONGANI AND ANO <i>STATE ATT</i>	523/2004

EX PARTE APPLICATIONS**EX PARTE APPLICATIONS**

91	MHLWAZI ZODIDI (EX- PART APPLICATION) <i>C/O SMITH TABATA ATT</i>	4041/2020
92	MKOMBE HLALANI FRANCES (EX - PART APPLICATION) <i>C/O SMITH TABATA ATT</i>	4042/2020
93	NOKWANDA PRIMROSE MANCIYA (EX – PART APPLICATION) <i>C/O SMITH TABATA INC</i>	3125/2020
94	MABHULU NOSAYINILE (EX –PART APPLICATION) <i>C/O SMITH TABATA ATT</i>	4040/2020
95	MNTENGWANE NOMFESANE (EX – PART APPLICATION) <i>LEGAL AID AS</i>	4254/2020
96	NOLINDILE B MANGQANGQA (EX – PART APPLICATION) <i>LEGAL AID S.A</i>	4255/2020
97	TABATA NOMANDLANE ZIZIPO (EX_ - APRT APPLICATION) <i>LEGAL AID S.A</i>	4252/2020
98	YABO NTOMBIZANELE (EX – PART APPLICATION) <i>LEGAL AID A.S</i>	4253/2020
99	LUNGILE BUKWANA (EX_ - APRT APPLICATION) <i>M.W WAKABA ATT</i>	4180/2020

DEFAULT JUDGMENTS**DEFAULT JUDGMENTS**

100	THANDIWE JUNIE SOQAKA VS ROAD ACCIDENT FUND <i>N.A MAGQAZA ATT</i>	2784/2020
101	SIBONGISENI MADOTYENI VS MINISTER OF POLICE,RSA <i>M. SIGCAU ATT</i>	2798/2019
102	FUNDISWA NKWEBE VS MINISTER OF POLICE,RSA <i>C/O Z. MFIKI INC</i>	4580/2019

103	ABSA BANK LIMITED VS MOHLOMI JAFTA NTSABA <i>C/O POYO INC</i>	2296/2020
104	PUMELLA HLANGU VS ROAD ACCIDENT FUND <i>M. NDAMASE ATT</i>	3769/2020
105	NONTATHU QANGISO VS ROAD ACCIDENT FUND <i>M. NDAMASE ATT</i>	3802/2020
106	HEYNS P. ELIZABETH VS ROAD ACCIDENT FUND <i>MGXAJI ZAZAZA ATT</i>	3560/2019
107	MAYEKISO UNATHI VS MINISTER OF POLICE,RSA <i>M. SIGCAU ATT</i>	920/2020
108	THEMBELANI LUNING DLAMINI VS MINISTER OF POLICE ,RSA <i>L. MTHAMBO ATT</i>	3748/2019
109	THEMBELANI LUNING DLAMINI VS MINISTE OF JUSTICE <i>L. MTHAMBO ATT</i>	3716/2019
110	MZOMHLE SELANI VS MINISTER OF POLICE,RSA <i>MNGE AND ASS</i>	908/2019
111	CHUMANI DINGANI VS MINISTER OF POLICE,RSA <i>B. MWELASE ATT</i>	2168/2020
112	NDLEKO SUGAR MBULAWA VS MINISTER OF POLICE,RSA <i>NQORO ATT</i>	4081/2019
113	BUYISWA MAGUNGXU VS ROAD ACCIDENT FUND <i>BANGANI AND ASS</i>	4250/2019
114	BHEDESHANI SOQINASE VS THE DEPUTY INFORMATION OFFICER <i>BANGANI AND ASS</i> BEDFORD HOSPITAL	3984/2019
115	APHIWE NGCINGWANA VS ROAD ACCIDENT FUND <i>BANGANI AND ASS</i>	3970/2019
116	NANGAMSO CIVIL , PROJECT MANAGERS CC VS DELEVEX 302 CC <i>C/O K.B MABANGA INC</i>	697/2020

117	MVUYISI GQIBINYANGA VS MINISTER OF POLICE, RSA <i>M. MOSHANI ATT</i>	3189/2020
118	ANELE KOTI VS MINISTER OF POLICE, RSA <i>M. MOSHANI ATT</i>	3188/2020
119	NDHLOVU KUDAKWASHE VS ROAD ACCIDENT FUND <i>M. MKESTI ATT</i>	3626/2020
120	MJIKELO JUSTICE SIYABONGA VS MINISTER OF POLICE, RSA <i>NQORO ATT</i>	570/2020
121	ANDILE MTHOBELI TSHANDU VS MINISTER OF POLICE, RSA <i>B. MWELASE ATT</i>	1339/2020
122	TSATSIYANA NORMAN SAUL VS MINISTER OF POLICE, RSA & ANO <i>V. FUNANI. ATT</i>	3711/2019
123	DINGA NTSHONGWE VS MINISTER OF POLICE, RSA AND ORS <i>A.F NOXAKA AND CO</i>	237/2012
124	SISIPHO MBEWUKAZI NTETO VS ROAD ACCIDENT FUND <i>DANDALA ATT</i>	1068/2020
125	ANATHI JOJO VS ROAD ACCIDENT FUND <i>DANDALA ATT</i>	882/2020
126	TAMIRAT TADESSE BUNTE VS MINISTER OF HOME AFFAIRS & ORS <i>ZOZI ATT</i>	02/2020
127	SICELO SITEMELE VS MINISTER OF POLICE,RSA <i>C/O V. FUNANI ATT</i>	2863/2019
128	BAYANDA NYOKANA VS MNISTER OF POLICE,RSA <i>O. SIQITHI ATT</i>	3112/2019
129	BOXBURG SIBHENYA VS MINISTER OF POLICE ,RSA <i>M. NOGUMBE INC</i>	2584/2020
130	MCEBISI GXAMTWANA VS MINISTER OF POLICE,RSA <i>M. NOGUMBE INC</i>	2396/2020
131	NOZIBELE PRINCESS LUZIPO VS MINISTER OF POLICE ,RSA <i>M. NOGUMBE INC</i>	2574/2020

132	SIMPHIWE MBOMBO VS MINISTER OF POLICE,RSA <i>V.V MSINDO AND ASS</i>	422/2020
133	FUNDISWA MATSHAYA VS ROAD ACCIDENT FUND <i>L. JIKELA ATT</i>	3444/2020
134	POSWAYO COLLIN VS MINISTER OF POLICE,RSA <i>NQORO ATT</i>	577/2020
135	MHLELI TYALINTSIKA VS MEC FOR HEALTH E.C <i>MNQAYANA ATT</i>	2275/2020
136	NKANYEZI P. KIMBERLY VS MINISTER OF POLICE, RSA <i>SIYO ATT</i>	1129/2020
137	PHAHLENI LUCIAS LUNGILE VS MINISTER OF POLICE,RSA <i>SIYO ATT</i>	1130/2020
138	THOBEKA NGCOTSHO VS ROAD ACCIDENT FUND <i>MAKHANGELA , MNTUNGANI INC</i>	963/2020
139	SETHEO ENGINEERING (PTY) LTD VS K.S.D MUNICIPALITY <i>C/O J.A LE ROUX ATT</i>	2676/2020
140	GEBHUZA LONWABO IVANENT VS ROAD ACCIDENT FUND <i>M.MKETSI ATT</i>	1036/2020
141	SINDILE ADONIS AND ORS VS THE MINISTER OF POLICE ,RSA <i>MGCOTYELWA , KREWU INC</i>	3024/2019
142	NOLIZWI MBIKO VS ROAD ACCIDENT FUND <i>S. R MHLAWULI AND ASS</i>	3490/2020
143	THANDEKA SIMELANA VS ROAD ACCIDENT FUND <i>M. DUKADA INC</i>	3596/2020
144	ZAZOLA PHANYANA VS ROAD ACCIDENT FUND <i>N. A MAGQAZA ATT</i>	2785/2020

DIVORCE**DIVORCE**

145 SIPHOKAZI VIVIAN TUKUTE VS LUNGA TUKUTE
XIMBI INC

2095/2020

URGENT APPLICATION**URGENT APPLICATION**

146 SLIPKNOT INVESTMENT 777 VS OR TAMBO DISTRICT MUNICIPALITY
J. A LE ROUX ATT

4331/2020

147 NONGAWUZA THABO VS MZM SECURITY SERVICES
M. NOTYESI INC

4348/2020