IN THE HIGH COURT OF SOUTH AFRICA
FREE STATE DIVISION, BLOEMFONTEIN

Not reportable
Case no: 2411/2025

In the matter between

ERNEST PULE CHAMBISO **APPLICANT**

and

ADV AMANDA BESTER **FIRST RESPONDENT**
LYNDA STYNE **SECOND RESPONDENT**
DAWIE REYNEKE **THIRD RESPONDENT**
SOUTH AFRICAN POLICE SERVICE **FOURTH RESPONDENT**

Neutral citation: *Chambiso v Bester and Others* (2411/2025) [2026] ZAFSHC 415 (01 September 2026)

Coram: MHLAMBI J

Heard: On papers

Delivered: This judgment was handed down electronically by circulation to the parties' representatives by email and released to SAFLII. The date and time for hand-down is deemed to be 01 September 2026 on 14h00.

Summary: Application for leave to appeal – does the appeal have a reasonable prospect of success – grounds of appeal not set out – dismissed with costs.

ORDER

The application for leave to appeal is dismissed with costs.

JUDGMENT

Mhlambi J

[1] This is an opposed application for leave to appeal from my entire judgment and order, dismissing the application with costs, handed down on 18 February 2026, to a Full Court of this Division, alternatively, to the Supreme Court of Appeal.

[2] Section 17(1)(*a*) of the Superior Courts Act 10 of 2013 provides that leave to appeal may be granted only if the judge or judges concerned are of the opinion that the appeal has a reasonable prospect of success, or there is some other compelling reason for the appeal to be heard, including conflicting judgments on the matter under consideration.

[3] The notice of motion does not set out the grounds of appeal; it only states that the costs order against the applicant is set aside and that the respondents are ordered to produce the arrest documents necessary to determine the legality of the applicant's arrest and prosecution. The appellate court should consider whether the applicant's constitutional rights under sections 32, 34, and 35 of the Constitution were violated.

[4] The parties filed heads of argument after a directive was issued in terms of s 19(*a*) of the Superior Courts Act, as I intended to dispose of the appeal without hearing oral argument. I thoroughly perused the heads of argument and the judgment appealed against. I am of the view that there is no reasonable prospect of success in this appeal or some other compelling reason why the appeal should be heard. Therefore, the application for leave to appeal falls to be dismissed.

[5] Accordingly, I hereby make the following order:

The application for leave to appeal is dismissed with costs.

J J MHLAMBI

JUDGE OF THE HIGH COURT

Appearances

For the Appellant:	E Chambiso
Instructed by:	In Person
For the Respondents:	A Nobetsu
Instructed by:	Legal Aid South Africa