

AS ALLOCATED

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG  
MONDAY, 22<sup>ND</sup> MAY 2023**

**LITIGANTS' ATTENTION IS DRAWN TO THE DIRECTIVE DATED 25 JANUARY 2023 ISSUED BY THE HONOURABLE DEPUTY JUDGE PRESIDENT "POWER SUPPLY TO THE JOHANNESBURG HIGH COURT AND THE RESUMPTION OF PHYSICAL MODE OF HEARINGS AS THE DEFAULT POSITION"**

**THE DEFAULT MODE OF HEARING OF MATTERS IS IN PHYSICAL COURT**

**EVEN THOUGH THE DEFAULT MODE OF HEARINGS IS PHYSICAL, JUDGES MAY ELECT TO PROCEED VIRTUALLY**

**LITIGANTS ARE TO CONFIRM THE MANNER IN WHICH THE HEARING WILL BE CONDUCTED WITH THE SECRETARY OF THE PRESIDING JUDGE**

**IN VIRTUAL HEARINGS, THE LINK WILL BE CREATED BY THE SECRETARY OF THE PRESIDING JUDGE AND CIRCULATED TO THE LITIGANTS**

**OPPOSED MOTION**

9A BEFORE THE HONOURABLE JUDGE OPPERMAN J

9B BEFORE THE HONOURABLE JUDGE ADAMS J

9C BEFORE THE HONOURABLE JUDGE MOORCROFT AJ

9D BEFORE THE HONOURABLE JUDGE BENSON AJ

6F BEFORE THE HONOURABLE JUDGE TERNENT AJ

**UNOPPOSED MOTION**

Video-link BEFORE THE HONOURABLE JUDGE FRANCIS J

GD BEFORE THE HONOURABLE JUDGE MUDAU J

GE BEFORE THE HONOURABLE JUDGE TWALA J

**URGENT APPLICATIONS**

9E BEFORE THE HONOURABLE JUDGE WRIGHT J

9F BEFORE THE HONOURABLE JUDGE STRIJDOM AJ

**SPECIAL MOTION**

11F BEFORE THE HONOURABLE JUDGE WEPENER J  
2021/29672

11E BEFORE THE HONOURABLE JUDGE DLAMINI J  
2022/20741

11D BEFORE THE HONOURABLE JUDGE HOLLAND-MUTER AJ  
*2022/13096*

**INCOME TAX COURT**

BEFORE THE HONOURABLE JUDGE KEIGHTLEY J

**FAMILY COURT**

11B BEFORE THE HONOURABLE JUDGE MEIKLE AJ

11C BEFORE THE HONOURABLE JUDGE HARDY AJ

**SETTLEMENT COURT**

1A BEFORE THE HONOURABLE WANLESS AJ

**SPECIAL TRIAL INTERLOCUTORY COURT**

GB BEFORE THE HONOURABLE JUDGE COPPIN J

**FULL BENCH APPEALS – CRIMINAL**

4F BEFORE THE HONOURABLE JUDGE ISMAIL J  
AND BEFORE THE HONOURABLE JUDGE JOHNSON AJ  
*125/2019 A139/2022 A106/2022 A142/2022*

**COMMERCIAL COURT**

Offsite facility BEFORE THE HONOURABLE JUDGE MANOIM J  
*2020/20232*

**LONG CIVIL TRIAL**

8C BEFORE THE HONOURABLE JUDGE MAHALELO J

Video-link BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J  
*2017/11006*

8A BEFORE THE HONOURABLE JUDGE MAHOMED AJ  
*2016/27435*

8D BEFORE THE HONOURABLE JUDGE CARRIM AJ  
*2017/9251*

8B BEFORE THE HONOURABLE JUDGE MALUNGANA AJ  
*2015/2564*

**GENERAL CIVIL TRIALS**

6C BEFORE THE HONOURABLE JUDGE KEIGHTLEY J

6A BEFORE THE HONOURABLE JUDGE R STRYDOM J

Video-link BEFORE THE HONOURABLE JUDGE SENYATSI J

8E BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

GA BEFORE THE HONOURABLE JUDGE KUNY J

6D BEFORE THE HONOURABLE JUDGE FARBER AJ

2E BEFORE THE HONOURABLE JUDGE SIKHAKHANE AJ

2D BEFORE THE HONOURABLE JUDGE A LOUW AJ

CAME INTO EFFECT ON 08 JULY 2022 AND WHICH WAS AMENDED ON 02 DECEMBER 2022, THERE SHALL BE NO PHYSICAL TRIAL ROLL. PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPHS 74 – 88 OF THE ABOVEMENTIONED DIRECTIVE.

**PARTIES SHALL BE NOTIFIED OF ALLOCATIONS  
BY EMAIL.**

*LITIGANTS ARE REMINDED OF THE DIRECTIVE DATED 25 JANUARY 2023 WHICH SETS OUT THE ARRANGEMENTS REGARDING THE MODE OF HEARING. PLEASE LIAISE WITH THE JUDGE'S SECRETARY TO WHOM THE MATTER IS ALLOCATED*

*THE DEFAULT MODE OF HEARING OF CIVIL TRIALS IS THROUGH PHYSICAL COURT.*

*DUE DATE TO SUBMIT PRACTICE NOTES:  
MONDAY, 15 MAY 2023*

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
PART A: GENERAL CIVIL TRIALS			
1.	2021/34767	MOHLAKA MOSIMA MARY-JANE obo MOHLAKA MATHABATHA v CITY OF EKURHULENI METROPOLITAN MUNICIPALITY	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll

2.	2018/45732	<p><b>LANGE LEANNE LYNNE v HENEGAN PATRICK LESTER HARVEY</b></p> <p>Plaintiff: Adv K Turner 1<sup>st</sup> Defendant: In person</p> <p>This is a dispute regarding whether a document which was completed by the late Andrew Henegen (the testator) on 02 October 2017 constitutes a document signed by the testator who has died since its execution, which was intended to his will or an amendment of his will in terms of section 2(3) of the Wills Act. Alternatively, in terms of section 2A of the Wills Act (further alternatively the common law) from the completion of the above document and the surrounding circumstances, whether was the intention of the testator that clauses 3.1.1 and 3.1.2 of the testator's initial will are revoked with the effect that the right of accrual applies and the first and second plaintiffs succeed in proportionately inheriting the vacant shares of the first and second defendants.</p> <p>1<sup>st</sup> Defendant intimated that the matter is not ready to proceed and he intends seeking a postponement which will be opposed</p> <p>Pre-trial conference: 28 March 2023 in the absence of the 1<sup>st</sup> defendant as he elected not to attend.</p> <p>Minutes filed: 04 April 2023 Estimated duration: 1 – 2 days *Afrikaans/English Interpreter to be used</p>	<p><b>LOUW AJ</b></p> <p>Secretary: Mr T Mmakola Email: <a href="mailto:TMmakola@judiciary.org.za">TMmakola@judiciary.org.za</a></p>
3.	2021/16681	<p><b>WHELAN HELENA v NSIBANDO'S TRADING (PTY) LTD</b></p>	<p>No practice note was uploaded to the electronic file – Matter is struck off from the trial roll</p>
4.	2021/48713	<p><b>CLOETE DANIEL v VALR (PTY) LTD</b></p> <p>The matter became settled between the parties and is in the process of preparing a draft order</p>	<p><b>SENYATSI J</b></p> <p>Secretary: Ms N Khulu Email: <a href="mailto:NKhulu@judiciary.org.za">NKhulu@judiciary.org.za</a></p>

5.	2021/35951	MORGAN CARGO (PTY) LTD v ANGELO ANTHONY BEYLIS	Matter is removed from the trial roll by notice
6.	2020/20218	<p>MAN AUTOMOTIVE (SA) (PTY) LTD v IAN CHRISTOPHER SEETHAL</p> <p>Plaintiff: Adv E Kromhout Defendant: No legal practitioner on record</p> <p>This is an action against a former employee of the plaintiff for payment based on fraudulent misrepresentation, alternatively unjust enrichment, further alternatively breach of contract.</p> <p>Pre-trial conference: 29 April 2021; 24 January 2022 Minutes filed: 03 June 2021; 16 February 2022</p> <p>Estimated duration: 5 days (if matter proceeds – the defendant has become unresponsive subsequent to the withdrawal of his attorneys)</p> <p>If no appearance by defendant, the plaintiff will seek default judgment</p> <p>*Some witnesses are based in Europe</p>	<p><b>FARBER AJ</b></p> <p>Secretary: Ms N Pholo Email: <a href="mailto:NiPholo@judiciary.org.za">NiPholo@judiciary.org.za</a></p>
7.	2017/12403	<p>LEE JUSTINE v AIRPORT COMPANY OF SOUTH AFRICA SOC LTD</p> <p>Plaintiff: Adv D Strydom</p> <p>Injuries sustained at airport while awaiting to board a flight</p> <p>The matter has become settled and a settlement agreement is being drafted and will be made an order of court</p> <p>Pre-trial conference: 11 August 2022 Minutes filed: 11 August 2022</p> <p>Estimated duration: 3 – 4 days (in event that trial proceeds)</p> <p>*Some expert witnesses have emigrated</p>	<p><b>SENYATSI J</b></p> <p>Secretary: Ms N Khulu Email: <a href="mailto:NKhulu@judiciary.org.za">NKhulu@judiciary.org.za</a></p>
8.	2019/20401	DLOMO THANDAZILE PEARL v NETCARE CARDEN CITY HOSPITAL	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
<b>PART B: ROAD ACCIDENT FUND</b>			

<b>MATTERS REMOVED FROM THE ROLL BY NOTICE</b>			
<b>MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE</b>			
1.	The civil trial roll is submitted to the Office of the Deputy Judge President by the Registrar approximately nine (09) court days before the trial date and was correct when it reached the Secretary of the Deputy Judge President.		
2.	The roll received from the registrar's office is then posted on the website of the Johannesburg Society of Advocates approximately five (05) court days before the trial date, where litigants may inspect the roll.		
3.	The failure of the registrar to include matters on the roll must be taken up with the Registrar <u>by no later than five (05) court days before the trial date</u> . For that purpose, kindly approach the registrar, Ms T. Khumalo ( <a href="mailto:TKhumalo@judiciary.org.za">TKhumalo@judiciary.org.za</a> / 010 494 8397) timeously to enquire about the enrolment.		
4.	If the <b>registrar</b> approves the enrolment, the matter may be enrolled and dealt with. If the registrar declines the enrolment, the parties may apply for a new trial date in terms of the existing Practice Directives.		
5.	Last-minute enquiries will not be accommodated.		