

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG  
TUESDAY, 30 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 SENYATSI J

9B BEFORE THE HONOURABLE JUDGE KUNY J

9C BEFORE THE HONOURABLE JUDGE WILSON J

9D BEFORE THE HONOURABLE JUDGE WANLESS AJ

6F BEFORE THE HONOURABLE JUDGE PEARSE AJ

**UNOPPOSED MOTION**

GC BEFORE THE HONOURABLE JUDGE DIPPENAAR J

GD BEFORE THE HONOURABLE JUDGE MANOIM J

GE BEFORE THE HONOURABLE JUDGE AUCAMP AJ

**URGENT APPLICATIONS**

9E BEFORE THE HONOURABLE JUDGE WINDELL J

9F BEFORE THE HONOURABLE JUDGE HOLLAND-MÜTER J

11E BEFORE THE HONOURABLE JUDGE THOMPSON AJ

**SPECIAL MOTION**

11F BEFORE THE HONOURABLE JUDGE MIA  
2020/34372

## **INCOME TAX COURT**

BEFORE THE HONOURABLE JUDGE WEPENER J

## **FAMILY COURT**

11B BEFORE THE HONOURABLE JUDGE DLAMINI J

11C BEFORE THE HONOURABLE JUDGE FRANCK AJ

Video-link BEFORE THE HONOURABLE JUDGE MAHOMED AJ

## **SPECIAL INTERLOCUTORY COURT**

Video-link BEFORE THE HONOURABLE JUDGE FRANCIS J

## **SETTLEMENT COURT**

1A BEFORE THE HONOURABLE JUDGE WRIGHT J

## **COMMERCIAL COURT**

11F BEFORE THE HONOURABLE JUDGE MAKUME J  
*2020/28646*

Video-link BEFORE THE HONOURABLE JUDGE MALINDI J  
*2022/21296*

## **LONG CIVIL TRIAL**

8C BEFORE THE HONOURABLE JUDGE MAHALELO J

8A BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

8E BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J  
*2018/02318*

8D BEFORE THE HONOURABLE JUDGE MOORCROFT AJ  
*2016/42698*

8B BEFORE THE HONOURABLE JUDGE MALUNGANA AJ

## **GENERAL CIVIL TRIALS**

6A BEFORE THE HONOURABLE JUDGE TWALA J

BEFORE THE HONOURABLE JUDGE OPPERMAN J

6C BEFORE THE HONOURABLE JUDGE CARRIM AJ

2E BEFORE THE HONOURABLE JUDGE STRIJDOM AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND ADJP. IN TERMS OF PARAGRAPH 74 OF THE JUDGE PRESIDENT'S DIRECTIVE 02 of 2022 WHICH 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:  
TUESDAY, 23 MAY 2023*

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
PART A: GENERAL CIVIL TRIALS			
1	2010/22315	GEORGE PETRUS SWARTS v PROVINCIAL COMMISSIONER OF POLICE  Plaintiff: Adv R A Britz Parents claiming damages after their son committed suicide while in custody after he was arrested Estimated duration: 2 – 3 days	<b>CARRIM AJ</b> Secretary: Ms N Magwalivha Email: <a href="mailto:NTMagwalivha@judiciary.org.za">NTMagwalivha@judiciary.org.za</a>

2	2014/36570	<b>RICARDO CHICHAHA v MINISTER OF POLICE</b> Plaintiff: Adv M C Netshiendeulu Defendant: Mr T Mpulo Arrest, detention, malicious prosecution Pre-trial conference: 30 September 2020; 16 February 2021; 25 April 2022 Estimated duration: 2 – 3 days Arrest, detention, malicious prosecutions	<b>HARDY AJ</b> Secretary: Mr S Maja Email: <a href="mailto:SMaja@judiciary.org.za">SMaja@judiciary.org.za</a>
3	2019/36733	<b>FUMANEKILE SENTI v MINISTER OF POLICE</b> Plaintiff: Defendant: Mr R Poee Arrest, detention, malicious prosecution Estimated duration: 3 days	<b>ADAMS J</b> Secretary: Ms G Dlamini Email: <a href="mailto:GDlamini@judiciary.org.za">GDlamini@judiciary.org.za</a>
4	2018/1830	<b>TINEI RAPHAEL CHINODAKUFA v MINISTER OF POLICE</b> Plaintiff: Mr L Naidoo Defendant: Mr T Mpulo Shooting Merits Pre-trial conference: 12 August 2022 Minutes filed: 30 August 2022 Estimated duration: 4 – 5 days	<b>COPPIN J</b> Secretary: Mr T Kabai Email: <a href="mailto:TKabai@judiciary.org.za">TKabai@judiciary.org.za</a>
5	2014/41569	<b>GUATA MARUMO v MINISTER OF POLICE</b> Plaintiff: Adv J Malema Arrest, detention Merits and quantum Pre-trial conference: 03 September 2021 Minutes filed: 18 May 2023 Estimated duration: 1 – 2 days *Interpreter to be used Default judgment (if no appearance by defendant)	<b>MOORCROFT AJ</b> Secretary: Ms L Smit Email: <a href="mailto:LSmit@judiciary.org.za">LSmit@judiciary.org.za</a>

6	2019/22964	<p>SENZELA SIVUYILE v PRASA</p> <p>Plaintiff: Adv M Mthombeni</p> <p>Quantum (general damages; future medical expenses; loss of earnings; earning capacity)</p> <p>Pre-trial conference: 11 February 2021; 22 September 2021; 14 September 2022; 10 May 2023</p> <p>Estimated duration; 2 - 3 days</p>	<p><b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b></p>
7	2018/00355	<p>KGOMO KOLOBE MICHAEL v PRASA</p> <p>Plaintiff: Adv L M Mataboge</p> <p>Defendant: Mr B O'Connor (Attorney)</p> <p>Merits and quantum (general damages; past and future medical expenses; loss of earnings)</p> <p>Pre-trial conference: 28 February 2022</p> <p>Minutes filed: 28 February 2022</p> <p>Estimated duration: 2 – 3 days</p> <p>*Interpreter to be used</p>	<p><b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b></p>

8	2018/38681	<p>NKOSINGIPHILE VILLERS SHABALALA v MINISTER OF POLICE</p> <p>Plaintiff: Adv M Ndubani Arrest, malicious prosecution Pre-trial conference: 31 May 2022; 14 March 2023 Estimated duration: 2 – 3 days Merits and quantum</p>	<p><b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b></p>
<b>PART B: ROAD ACCIDENT FUND</b>			
9	2019/19554	<p>MAGWA SIBONGISENI v ROAD ACCIDENT FUND</p> <p>Plaintiff: Adv L B Pilusa Defendant: Ms N Mhlongo (Attorney) Merits and quantum (general damages; medical expenses; loss of earnings) Pre-trial conference: 16 March 2022 Minutes filed: 05 April 2022 Estimated duration: 2 – 3 days *Interpreter to be used</p>	<p><b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b></p>

10	2022/1412	<p>VATISWA PATRICIA LIBAZI v ROAD ACCIDENT FUND</p> <p>Plaintiff: Adv S Sixhiba Defendant: Mr M Khan (Attorney)</p> <p>Estimated duration; 1 – 2 days</p> <p>Merits and quantum (general damages; past and future loss of earnings; future medical expenses)</p> <p>Pre-trial conference: 08 July 2022</p>	<p><b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b></p>
11	2021/29840	<p>MBELWA NOBABALO v ROAD ACCIDENT FUND</p> <p>Plaintiff: Adv M C Phathela Defendant: Ms S Ameersingh (Attorney)</p> <p>Merits and quantum (general damages; loss of earnings; earning capacity; future medical expenses)</p> <p>Estimated duration: 2 – 3 days</p>	<p><b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b></p>

12	2019/18401	<p>MADLOPHA ZODWA SIBONGILE v ROAD ACCIDENT FUND</p> <p>Plaintiff: Mr T Mashishi Defendant: Ms M More-Tladinyana (Attorney) Quantum (general damages; future loss of earnings) Estimated duration: 1 – 2 days *Interpreter to be used</p>	<p><b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b></p>
13	2019/29739	<p>ZONDO VUYISILE SWEET-LOVE LETHOKUHLE v ROAD ACCIDENT FUND</p>	<p>No practice note was uploaded to the electronic file – Matter is struck off from the trial roll</p>
14	2022/00271	<p>MQWASHU THEMBA v ROAD ACCIDENT FUND</p>	<p>No practice note was uploaded to the electronic file – Matter is struck off from the trial roll</p>
15	2018/46310	<p>KLASSEN KAYLENE SHANIA v ROAD ACCIDENT FUND</p> <p>Plaintiff: Ms N Davidson Defendant: Ms N Moyo (Attorney) Merits and quantum (general damages; loss of earnings; future medical expenses) Estimated duration: 1 day Pre-trial conference: 22 March 2022</p>	<p><b>CRUTCHFIELD J</b> Secretary: Ms G Vase Email: <a href="mailto:GVase@judiciary.org.za">GVase@judiciary.org.za</a></p>
16	2020/7426	<p>XABANISO XOLELEWA KIDWELL v ROAD ACCIDENT FUND</p>	<p>No practice note was uploaded to the electronic file – Matter is struck off from the trial roll</p>

17	2013/28722	<p>MUNGAL SHERITA MURIPARSAD v ROAD ACCIDENT FUND</p> <p>Plaintiff: Adv A Sewpersath Defendant: Ms S Ameersingh Quantum (future medical expenses; loss of earnings; earning capacity; general damages)</p> <p>Pre-trial conference: 28 March 2022 Minutes filed: 29 March 2022 Estimated duration; 1 – 2 days</p>	<p><b>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</b></p>
<b>MATTERS REMOVED FROM THE ROLL BY NOTICE</b>			
<p><b>MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE</b></p> <ol style="list-style-type: none"> <li>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.</li> <li>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.</li> <li>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.</li> <li>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.</li> <li>5. Last-minute enquiries will not be accommodated.</li> </ol>			