

AS ALLOCATED

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
MONDAY 12TH MAY 2025**

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

9C BEFORE THE HONOURABLE JUDGE WRIGHT J

9D BEFORE THE HONOURABLE JUDGE DLAMINI J

9F BEFORE THE HONOURABLE JUDGE MATJELE AJ

8F BEFORE THE HONOURABLE JUDGE J. JOYNER AJ

8E BEFORE THE HONOURABLE JUDGE M VAN NIEUWENHUIZEN AJ

INSOLVENCY COURT

8D BEFORE THE HONOURABLE JUDGE GILBERT AJ

UNOPPOSED MOTION

GC BEFORE THE HONOURABLE JUDGE COWEN J

GD BEFORE THE HONOURABLE JUDGE LEDWABA AJ

GE BEFORE THE HONOURABLE JUDGE MATHUNZI AJ

URGENT APPLICATIONS

9A BEFORE THE HONOURABLE JUDGE YACOOB J

9B BEFORE THE HONOURABLE JUDGE REID J

INCOME TAX COURT

BEFORE THE HONOURABLE JUDGE BAM J
(IT45655;IT45654)

FAMILY COURT

11B BEFORE THE HONOURABLE JUDGE MOTHA J

11C BEFORE THE HONOURABLE JUDGE F. BEZUIDENHOUT AJ

SPECIAL INTERLOCUTORY COURT

GB BEFORE THE HONOURABLE JUDGE WANLESS J

RAF DEFAULT JUDGMENT COURT

8A BEFORE THE HONOURABLE JUDGE WEIDEMAN AJ

8B BEFORE THE HONOURABLE JUDGE F SAINT AJ

CRIMINAL APPEALS

4B BEFORE THE HONOURABLE JUDGE MDALANA-MAYISELA J
AND BEFORE THE HONOURABLE JUDGE MKHABELA J
A133/2024 A132/2024 A50/2024 A83/2022

FULL COURT APPEAL: CRIMINAL

4C BEFORE THE HONOURABLE JUDGE STRYDOM J
AND BEFORE THE HONOURABLE JUDGE MALINDI J
AND BEFORE THE HONOURABLE JUDGE BOKAKO AJ
A168/2017

COMMERCIAL COURT

11D BEFORE THE HONOURABLE JUDGE DIPPENAAR J
2021/58293

CIVIL TRIAL OF LONG DURATION

1A BEFORE THE HONOURABLE JUDGE MFENYANA J
2020/12759

GA BEFORE THE HONOURABLE JUDGE MATTHYS AJ
2020/14107

GENERAL CIVIL TRIALS

11A BEFORE THE HONOURABLE JUDGE WINDELL J

BEFORE THE HONOURABLE JUDGE MUDAU J

8C BEFORE THE HONOURABLE JUDGE MALI J

6A BEFORE THE HONOURABLE JUDGE TWALA J

6B BEFORE THE HONOURABLE JUDGE FISHER J

11E BEFORE THE HONOURABLE JUDGE SENYATSI J

BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

6F BEFORE THE HONOURABLE JUDGE MAHOSI J

6C BEFORE THE HONOURABLE JUDGE S KAZEE AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP.

THERE SHALL BE NO PHYSICAL TRIAL ROLL CALL.

PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 19 OF THE REVISED CONSOLIDATED PRACTICE DIRECTIVE 01 OF 2024 (With effect from 26 February 2024 and amended on 12 June 2024)

Regarding Practice Notes:

- 1. What is envisaged is a practice note filed **shortly before the trial** after a last check on whether a trial is necessary at all, and if so, how expeditiously can it be conducted. Axiomatically this assessment can only be made shortly before trial.*
- 2. In several instances, a practice note is filed months before the trial date. This is of **no value** in declaring the status quo on the eve of trial. When matters are struck off because no recent practice note was filed, parties are understandably disappointed. The **recent** practice note is critical to the optimal utilisation of court time, and it must therefore be so that it must indeed be recent.*
- 3. Litigants' attention is drawn to paragraphs 19.3, 19.4 and 19.5 of*

*Practice Directive 01 of 2024 which came into effect from 26 February 2024 and which were amended on 12 June 2024. The practice note, prepared in accordance with the practice note templates annexed to the Directive must be uploaded not earlier than **7 court** days and not later than **5 court** days before the hearing set-down. If no practice note is timeously uploaded (or uploaded after the cut-off date), the matter shall automatically be removed from the roll, and the date forfeited. If the practice note is non-compliant with the practice manual or Practice Directive 01 of 2024, the matter shall be automatically removed and similarly the date forfeited. The provision shall be strictly applied.*

4. LAST DATE TO SUBMIT PRACTICE NOTES: MONDAY, 05 MAY 2025

JUDGES, ACTING JUDGES AND LITIGANTS ARE REMINDED OF CHAPTER 6.9 OF THE PRACTICE MANUAL DATED OCTOBER 2018 WHICH DEALS WITH THE PROCEDURE TO ENROLL PART-HEARD CIVIL TRIALS

NOTE ON CIVIL TRIALS WHERE ON THE DAY IT IS CALLED THE PARTIES ANNOUNCE A DESIRE TO SETTLE

1. Judges and Acting Judges serving in the civil trial court must be circumspect when confronted by parties who seek a stand-down to settle.
2. Valuable judicial time is squandered whilst waiting on an agreement to be produced, if at all.
3. The standard procedure is that if a trial is not ready to run at 10h00 on the set down date it should be removed with no costs order. The judge is then available to take the next case.
4. In a case where the parties do settle in that week, an agreement can be brought to the judge who was presiding for it to be made an order. If settled later, the opportunity to re-enrol it on the settlement roll on one weeks' notice remains available
5. The cases awaiting a judge's attention must not be left to linger and risk being crowded out.
6. The abuse by parties is particularly prevalent in RAF cases.

NUMBER ON ROLL	CASE NO	PARTIES	DATE TRIAL DATE APPLIED FOR	DATE TRIAL DATE GRANTED	ALLOCATION/ORDER GRANTED
PART A: GENERAL CIVIL TRIALS					
	2020/14107	MNISI SIZAKELE JOYCE OBO MNISI K L VS MEC FOR HEALTH			Trial of Long duration allocated to MATTHYS AJ
	2020/12759	VOLTEX(PTY) LTD VS M KILFOIL AND OTHERS			Trial of Long duration allocated to MFENYANA J
1.	2022-004617 Court online	KELLER GEOTECHNICS SA (PTY) LTD VS CATHERINE FIONA HABIB AND OTHERS Commercial matter wherein the plaintiff sought payment of monies against the defendant in terms of s 424 of the Companies Act 61 of 1973 The matter has become settled and a settlement agreement has been concluded Estimated duration: 5 minutes	13/11/2023	25/01/2024	SUTHERLAND DJP Secretary: Ms L Tulleken Email: Secretarydjp@judiciary.org.za

2.	2021/6576	SHAUN JACOBS VS MINISTER OF POLICE AND OTHERS Plaintiff: Adv J Viljoen 1 st Defendant: Adv T Monene Arrest, detention; defamation Pre-trial conference: 26 September 2023 Minutes filed: 12 December 2023 Estimated duration: 4 – 5 days	13/12/2023	15/01/2024	TWALA J Secretary: Ms L Sithole Email: LoSithole@judiciary.org.za
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3.	2018/30057	MATSOBANE AUBREY NKOKO VS SHEREEN DIKELEDI NKOKO Plaintiff: Ms B Beute Defendant: Adv T Lipshitz Divorce (reasons for breakdown of marriage; forfeiture of certain assets should be granted against the plaintiff as contemplated in terms of s 9 of the Divorce Act 70 of 1979; in the alternative, whether the plaintiff has contravened s 15(f) of the Matrimonial Property Act and whether there should be an adjustment effected in favour of the defendant as a result of the contravention of s 15(f) of the Act) Pre-trial conference: 21 January 2021; 25 July 2022; 17 April 2024; 22 April 2025; 02 May 2025 Minutes filed: 31 January 2021; 27 July 2022; 21 April 2024; 02 May 2025 Estimated duration: 4 – 5 days	16/08/2023	12/07/2024	MAHOSI J Secretary: Ms N Makgalefa Email: NMakgalefa@judiciary.org.za
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4.	2020/41198	WANYE OSCAR KHANYILE VS MEC FOR ROAD AND TRANSPORT AND OTHER Plaintiff: Adv L Liphoto Defendant: Mr S Magcakini Assault, shooting, arrest, detention, future loss of income; working capacity; employability; past and future medical expenses Estimated duration: 4 – 5 days	19/07/2023	10/10/2023	FISHER J Secretary: Ms K Mofikwe Email: KMofikwe@judiciary.org.za
5.	2012/33658	ADV DEXTER RYNEVELDT N.O OBO THABISO KHETHABAHLE VS MINISTER OF POLICE AND OTHER	19/07/2023	10/10/2023	No practice note (as set out in paragraphs 19.3, 19.4 and 19.5 of the Judge President's Practice Directive 01 of 2024 as amended on 12 June 2024) was uploaded to the electronic file – Matter is struck off from the trial roll.

6.	2021/11453	EVLO PROPERTIES CC VS MANDOS CHRISTOS AND OTHER Plaintiff: adv T Mirtle Defendants: Adv E Nhutsve Estimated duration: 3 days Action against the 1st and 2nd defendants for breach of a renewed commercial lease agreement initially concluded between the plaintiff and Catalpa Craft Trading (Pty) Ltd (the Principal Debtor) in September 2013 and renewed on or before August 2018, which lease agreement incorporated two deeds of suretyships duly concluded by the 1st and 2nd defendants. The Principal Debtor underwent voluntary liquidation proceedings and, as a result, the plaintiff claims payment of arrear rental and ancillary expenses, as well as easily ascertainable and quantifiable damages (due to the early cancellation of the lease agreement) from the 1st and 2nd defendants as the respective sureties for the Principal Debtors failure to comply with the terms of the lease agreement, thus resulting in the breach. The defendants defended the action and inter alia dispute the claim against the 1st and 2nd defendants as	12/10/2023	24/10/2023	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. <u>MATTERS CROWDED OUT:</u> IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY
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		sureties for the Principal Debtor by disputing the renewal of the lease agreement. Pre-trial conference: 11 July 2022			
7.	2019/1939	K2018110443(SOUTH AFRICA) (PTY)LTD t/a ALUMINIUM SOLUTION VS DANIELS AND SIMPSON PROPERTIES CC AND OTHER Plaintiff: Adv A M Raymond Defendant: Self Represented Dispute regarding building contract. Plaintiff seeks payment of invoices due from both defendants as second defendant signed as surety. Defendants seek damages and allege that work conducted by plaintiff was of poor quality. Point in limine regarding non-joinder has already been dismissed. Pre-trial conference: 13 September 2023 Minutes filed: 14 September 2023; 27 March 2025 Estimated duration: 3 – 4 days	19/10/2023	24/10/2023	SENYATSI J Secretary: Ms N Mvula Email: NMvula@judiciary.org.za

8.	2022/49367	CGOC AVIATION (PTY)LTD VS CONSTANTIA INSURANCE COMPANY LIMITED (IN LIQUIDATION) Plaintiff: Adv J F Mullins SC and Adv L A East Defendant: Adv J D Maritz SC Estimated duration: 2 – 3 days An aviation insurance dispute between insured and insurer Merits Pre-trial conference: 12 March 2023; 12 February 2025	19/10/2023	24/10/2023	MALI J Secretary: Ms E Manuel Email: Emanuel@judiciary.org.za
9.	2021/5674	DR I DE WILDE INCORPORATED VS SEQUEIRA BERTHA MARGARETHA Though no practice note has been filed, an application for postponement by the defendant has been filed. The application is opposed	08/10/2023	10/10/2023	SUTHERLAND DJP Secretary: Ms L Tulleken Email: LTulleken@judiciary.org.za

10.	2021/8975	THIATHU GODWIN MAMAFHA VS TS MAKHUBELA INCORPORATED AND OTHER Plaintiff: Adv N Ralikhuvhana Defendant: Adv L Maite Professional negligence – plaintiff instituted an action of damages against the first and second defendants arising from the failure by the defendants to timeously lodge a claim against the Road Accident Fund resulting in the claim prescribing Merits and quantum Separation of issues Pre-trial conference: 17 October 2023 Minutes filed: 20 October 2023 Estimated duration: 1 day	19/10/2023	30/10/2023	WINDELL J Secretary: Ms A du Toit Email: ADuToit@judiciary.org.za
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11.	2022/14359	FAUSTO GUISEPPE DI TRAPANI VS HAOTIAN WU Plaintiff: Adv A du Plooy Defendant: Adv B Brammer Plaintiff is suing the defendant for arrear rental in terms of a residential lease agreement. The defendant has instituted a claim in reconvention for improvements made to the leased property, alternatively an enrichment claim. Pre-trial conference: 20 September 2023 Minutes filed: 22 September 2023 Estimated duration: 2 – 3 days	19/10/2023	08/11/2023	KAZEE AJ Secretary: Ms N T Magwalivha Email: NTMagwalivha@judiciary.org.za
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12.	2022/5847	LE ROUX PETRONELLA FRANCINA VS MINISTER OF HOME AFFAIRS Plaintiff: Adv P Uys Defendant: Adv N Lekgetho Delictual claim for damages for injuries sustained as a result of the plaintiff falling at the premises of the defendant Merits Pre-trial conference: 25 April 2025; 06 May 2025 Estimated duration: 1 – 2 days	08/10/2023	13/10/2023	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. <u>MATTERS CROWDED OUT:</u> IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY
PART B: ROAD ACCIDENT FUND					
MATTERS REMOVED FROM THE ROLL BY NOTICE					

MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE

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 by no later than five (05) court days before the trial date. For that purpose, kindly approach the registrar, **Ms N Mvumbi** (NMvumbi@judiciary.org.za / 010 494 8399) timeously to enquire about the enrolment.
4. If the **registrar** 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.

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