

As allocated

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
MONDAY 11th APRIL 2022**

OPPOSED MOTION

BEFORE THE HONOURABLE JUDGE WINDELL J

BEFORE THE HONOURABLE JUDGE FISHER J

BEFORE THE HONOURABLE JUDGE YACOOB J

BEFORE THE HONOURABLE JUDGE DLAMINI J

UNOPPOSED MOTION

BEFORE THE HONOURABLE JUDGE SENYATSI J

BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

URGENT APPLICATIONS

BEFORE THE HONOURABLE JUDGE X

BEFORE THE HONOURABLE JUDGE X

SPECIAL MOTION

BEFORE THE HONOURABLE JUDGE VAN NIEWENHUIZEN AJ

*ABSA BANK LTD v JP KRUGERRAND DEALS (PTY) LTD (IN BUSINESS RESCUE) AND OTHERS
(CASE NO: 2017/5790)*

TAX COURT

BEFORE THE HONOURABLE JUDGE VALLY J

RULE 43 APPLICATIONS

BEFORE THE HONOURABLE JUDGE OOSTHUIZEN-SENEKAL AJ

CASE MANAGEMENT CONFERENCES

BEFORE THE HONOURABLE JUDGE DOSIO J

SETTLEMENT COURT

BEFORE THE HONOURABLE JUDGE TWALA J

TRIAL INTERLOCUTORY COURT

BEFORE THE HONOURABLE JUDGE WEPENER J

BEFORE THE HONOURABLE JUDGE ADAMS J

FULL COURT APPEALS: CIVIL

BEFORE THE HONOURABLE JUDGE VICTOR J
AND BEFORE THE HONOURABLE JUDGE MAKUME J
AND BEFORE THE HONOURABLE JUDGE MOORCROFT AJ
A5034/2021 A5062/2021

FULL COURT APPEALS: CRIMINAL

BEFORE THE HONOURABLE JUDGE WRIGHT J
AND BEFORE THE HONOURABLE JUDGE VORSTER AJ
AND BEFORE THE HONOURABLE JUDGE OLIVIER AJ
A110/2021

CIVIL APPEALS

BEFORE THE HONOURABLE JUDGE MALINDI J
AND BEFORE THE HONOURABLE JUDGE DU BRUYN AJ
A3056/2021 A3073/2020

CRIMINAL APPEALS

BEFORE THE HONOURABLE JUDGE MALINDI J
AND BEFORE THE HONOURABLE DU BRUYN AJ
2021/28

COMMERCIAL COURT

BEFORE THE HONOURABLE JUDGE OPPERMAN J
BARAK FUND SPC LTD v INSURE GROUP MANAGERS LTD (IN LIQUIDATION) (CASE NO: 2021/43053) // DU PLESSIS NO AND OTHERS v ERICODE (PTY) LTD AND OTHERS (CASE NO: 2021/47302) // DU PLESSIS NO AND OTHERS v MAPHAHA NO AND OTHERS (CASE NO: 2021/50157)

PART-HEARD CIVIL TRIAL

BEFORE THE HONOURABLE JUDGE FRANCIS J
LLEWELYN SMITH AND OTHERS v MINISTER OF JUSTICE AND CORRECTIONAL SERVICES (CASE NO: 2015/21639)

CIVIL TRIALS OF LONG DURATION

BEFORE THE HONOURABLE JUDGE MALATSI-TEFFO AJ
MTSHALI THANDI LENA obo KHANYISILE v MEC FOR HEALTH, GAUTENG (CASE NO: 2015/29300)

11F BEFORE THE HONOURABLE JUDGE MATSEMELA AJ
NTULI BEATRICE obo MPILWENHLE v MEC FOR HEALTH, GAUTENG (CASE NO: 2018/02316)
*(**THE CASE NUMBER REFLECTED ON THE ELECTRONIC FILE ON CASELINES IS 2018/02317**)*

CIVIL TRIALS

BEFORE THE HONOURABLE JUDGE MOLAHLEHI J

BEFORE THE HONOURABLE JUDGE DIPPENAAR J

BEFORE THE HONOURABLE JUDGE MAIER- FRAWLEY J

BEFORE THE HONOURABLE JUDGE MANOIM J

BEFORE THE HONOURABLE JUDGE STRIJDOM AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP. IN TERMS OF PARAGRAPH 37 OF THE JUDGE PRESIDENT'S CONSOLIDATED DIRECTIVE OF 11 JUNE 2021. THERE SHALL BE NO PHYSICAL TRIAL ROLL. PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 37 TO 40 OF THE DIRECTIVE. PARTIES SHALL BE NOTIFIED OF ALLOCATIONS BY EMAIL.

WHENEVER JUDGES ARE ALLOCATED MORE THAN ONE CASE THE JUDGE SHALL DIRECT IN WHICH ORDER THE MATTERS ARE TO BE HEARD.

IN A MATTER WHERE A SETTLEMENT IS IMMINENT IT MUST BE REMOVED FROM THIS ROLL AND ENROLLED ON THE SETTLEMENTS COURT ROLL. THERE SHOULD BE NO EXPECTATION THAT THE MATTER WILL BE ENTERTAINED ON THIS ROLL OR THAT TRIAL COSTS SHALL BE AWARDED FOR AN APPEARANCE.

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
'Y' MATTERS: CLAIMS AGAINST THE RAF, PRASA OR MEC HEALTH, GAUTENG			
PART A: CIVIL TRIALS			
1	2018/02317	NTULI BEATRICE VS MEC FOR HEALTH	Trial of long duration allocated to MALATSI-TEFFO AJ
2	2015/29300	MTSHALI THANDI LENA VS MEC FOR HEALTH	Trial of long duration allocated to MATSEMELA AJ
3	2018/2317	NTULI BEATRICE VS MEC FOR HEALTH <i>Duplicate entry</i>	Trial of long duration allocated to MALATSI-TEFFO AJ
4	2018/30427	SIYIMANE ENOCK BONGINKOSI VS PRASA Plaintiff: Mr C Mashao Defendant: Mr B O'Connor Merits Virtual hearing/physical hearing (preference) Pre-trial conference: 09 July 2021	MAIER FRAWLEY J Secretary: Ms H Feiertag E-mail: HFeiertag@judiciary.org.za
PART B: TRIAL BY DEFAULT JUDGMENT			

**ALL MATTERS CLASSIFIED “D” “C” “P” OR “F” NOT REQUIRING A
JUDICIAL CERTIFICATE OF READINESS**

5	2015/20310	<p>PELMA ALICE AMEER VS MISTER OF POLICE Plaintiff: Ms M Gowrie Defendant: Mr K Thaver Arrest and detention Merits and quantum Pre-trial conference minutes: 19 August 2021 Estimated duration: 2 – 3 days Interpreter to be used</p>	<p>STRIJDOM AJ Secretary: Mr C Mabunda E-mail: CLMabunda@judiciary.org.za</p>
6	2019/35742	<p>ADRIAN VOS VS DEFENSIVE TRAINING CONCERPTS CC Plaintiff: R Hassan (Attorney) Defendant: Mr M Hood (Attorney) Joint action founded in delict, for damages sustained by 1st plaintiff, 2nd plaintiff and the minor child, represented by 2nd plaintiff, arising from a shooting incident wherein the 1st plaintiff was shot and injured by an employee of the defendant, without justification, while that employee was acting in the course and scope of his employment. Merits Estimated duration: 2 – 3 days PRACTICE NOTE WAS UPLOADED TO ELECTRONIC FILE ON 14 DECEMBER 2021; NO UPDATED PRACTICE NOTE UPLOADED</p>	<p>Matter is struck off from the trial roll for non-compliance with Practice Directives</p>

7	2017/34516	<p>PETRUS THABO TLHAPI VS LUFTHANSA CARGO AKTIEMGESELLSCH AFT</p> <p>Plaintiff: Adv J Khan Defendant: Adv G Ferrar Delictual claim for personal injuries sustained Merits Estimated duration: 1 -2 days PRACTICE NOTE WAS UPLOADED TO THE ELECTRONIC FILE ON 07 OCTOBER 2021; NO UPDATED PRACTICE NOTE UPLOADED; UPDATED PRACTICE NOTE WAS UPLOADED TO CASELINES ON TUESDAY, 05 APRIL 2022 (OUT OF TIME)</p>	Matter is struck off from the trial roll for non-compliance with Practice Directives
8	2019/21688	<p>AMANDA BARTIE VS EMERALD CASINO AND RESORT CAESERS ENTERTAINMENT CORPORATION</p> <p>Plaintiff: Adv J van Wyk Defendant: Adv W de Beer Injuries sustained as a result of a fall that occurred at the premises of the defendant Merits Estimated duration: 2 – 3 days Hearing in open court PRACTICE NOTE WAS UPLOADED TO THE ELECTRONIC FILE ON 02 JULY 2021; UPDATED PRACTICE NOTE WAS UPLOADED TO CASELINES ON 05 APRIL</p>	Matter is struck off from the trial roll for non-compliance with Practice Directives
9	2019/10032	<p>LION OF AFRICA INSURANCE COMPANY LIMITED VS TAXI & TRANSPORT UNDERWRITING MANAGERS (PTY) LIMITED</p>	Matter is removed from the trial roll by notice

10	2017/15017	<p>CHAUKE TINYIKO JOSEPH AND NINE OTHERS VS MINISTER OF POLICE</p> <p>Plaintiffs: Adv J Vilakazi 1st and 3rd Defendants: Adv Z R Nxumalo 2nd Defendant: Adv T Mlambo Merits Estimated duration: 4 – 5 days Arrest, detention and malicious prosecution</p>	<p>MOLAHLEHI J Secretary: Ms N Mncwango E-mail: NMncwango@judiciary.org.za</p>
11	2009/10382	<p>FISHER N.O. MICHAEL ALEX VS MINISTER OF CORRECTIONAL SERVICES</p>	Matter is removed from the trial roll by notice
12	2020/8652	<p>MARIA MAOMAKWE VS CEO ESKOM</p> <p>Plaintiff: Mr B Motshabi (Attorney) Defendant: Mr S Boikanyo (Attorney) The claim arises out the damages suffered by the plaintiff as a result of the injuries and subsequent death of a minor child. Merits Estimated duration: 1 – 2 days Virtual hearing Pre-trial conference: 23 April 2021 The attorneys for plaintiff alerted this office that there is a minor child that will be called to testify PRACTICE NOTE WAS UPLOADED TO ELECTRONIC FILE ON CASELINES ON 09 MARCH 2022; NO UPDATED PRATICE NOTE</p>	Matter is struck off from the trial roll for non-compliance with the Practice Directives

13	2017/17430	<p>THE SOUTH AFRICAN BREWERIES (PTY) LIMITED VS DIANE DE LA REY</p> <p>Plaintiff: Adv C Read Defendant: Adv A Mundell SC Virtual hearing Estimated duration: 4 days On or 18 August 2014, in Johannesburg, the 2nd defendant, represented by the 1st defendant, and the plaintiff entered into an agreement whereby the 2nd defendant would install, inter alia, televisions throughout South Africa.</p> <p>The 2nd defendant subsequently subcontracted SAB Cool to implement the installations in terms of the agreement.</p> <p>SAB Cool completed 3284 installations to the value of an amount in terms of the prescribed fees.</p> <p>The 2nd defendant furnished invoices to the plaintiff for alleged completed installations in terms of the prescribed fees.</p> <p>The plaintiff paid an amount to the 2nd defendant.</p> <p>It is alleged that the 1st and 2nd defendant conspired to commit fraud against the plaintiff by the unlawful and intentional misrepresentation of installations actually completed thereby causing actual and/or potential prejudice to the plaintiff.</p> <p>Installations to the value of R2 432 235.54 were in fact completed, yet the plaintiff paid the 2nd defendant the sum of R3 982 650.42 for installations allegedly completed, and therefore the 1st and 2nd defendants defrauded the plaintiff in the amount of R1 550 414.88.</p> <p>In the alternative, the plaintiff contend that when the 1st defendant prepared the invoices, she carried on the business of the 2nd defendant reckless, with gross negligence, with intent to defraud, and/or for a fraudulent purpose in contravention of s 22(1) of the Companies Act</p>	<p>MANOIM J Secretary: Ms L Sibanda E-mail: LSibanda@judiciary.org.za</p>
MATTERS REMOVED FROM THE ROLL BY NOTICE			

MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE			
<ol style="list-style-type: none"> 1. The civil trial roll is submitted to the Office of the Deputy Judge President by the Registrar approximately 9 court days before the trial date and was correct when it reached the Secretary of the Deputy Judge President. 2. The failure of the registrar to include matters on the roll must be taken up with the Registrar. For that purpose, kindly approach the registrar, Ms T. Khumalo (TKhumalo@judiciary.org.za / 010 494 8397) timeously to enquire about the enrolment. 3. If the registrar approve 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. 4. Last-minute enquiries will not be accommodated. 			