



188, 14th Road, Noordwyk, Midrand, 1685
Private Bag X10, Marshalltown, 2107
Tel: +27 10 493 2500 (Switchboard) | **E-mail:** info@judiciary.org.za
www.judiciary.org.za

IN THE HIGH COURT OF SOUTH AFRICA
(WESTERN CAPE DIVISION, CAPE TOWN)

CAPE TOWN: TUESDAY the 09th day of JULY 2019

THIRD DIVISION: COURT NO. 16 at 10H00 am

BEFORE THE HONOURABLE MR JUSTICE SAMELA

RULES NISI

1	Mohammed Faez Mayet – Legal Practitioner (Attorney) and Conveyancer	9623/1
3	Jody-Lee Harrington – Legal Practitioner (Attorney)	9721/1
5	Alno Smit – Legal Practitioner (Attorney)	8920/1

RULES NISI

7	Nu-Care Stainless Products CC – Voluntary Liquidation	6604/1
9	G E Dutton vs Orlitime (Pty) Ltd – Liquidation	7809/1
11	I D Smith vs Serfiotrade CC t/a The Loading Zone – Liquidation	5957/1
13	W van der List N.O. & 1 other vs Equistock Properties 8 (Pty) Ltd – Liquidation	4395/1
15	W van der List N.O. & 1 other vs Changing Tides 385 (Pty) Ltd – Liquidation	4396/1
17	De Balke Home Owners Association vs De Balke Hotel (Pty) Ltd – Liquidation	6733/1
19	N Thiart vs Saddles Burger Bar Bottelary (Pty) Ltd – Liquidation	8906/1
21	Cancape (Pty) Ltd vs R Cammisa & 1 other – Interdict	8714/1



DEFAULT JUDGMENTS

23	Absa Home Loans Guarantee Company & 1 other vs C Cunningham – Bond	5310/1
25	Absa Bank Ltd vs S S Yokwe – Bond	4330/1
27	Absa Home Loans Guarantee Company & 1 other vs D S Dlamini & 1 other – Bond	4153/1
29	Absa Bank Ltd vs D J Leicher – Agreement	8569/1
31	Alphera Financial Services a division of BMW Financial Services (South Africa) (Pty) Ltd vs S K Gehlig – Agreement	9162/1
33	T P Cupido vs P D Titus – Agreement	23315/
35	Firststrand Bank Ltd vs S Vigeland & 1 other – Bond	10706/
37	Firststrand Bank Ltd vs D J van Gysen – Bond	40/19
39	Firststrand Bank Ltd vs N A Vlotman & 1 other – Bond	13367/
41	Goscor Finance (Pty) Ltd vs West Coast Forklift and Industrial Equipment Services CC & 1 other – Agreement	8284/1
43	G Mantashe vs V Mentor & 2 others – Damages	18342/
45	Nissan Finance, a division of Wesbank a division of Firststrand Bank Ltd vs A Weyers – Agreement	4015/1
47	Nedbank Ltd vs H N Huxham – Agreement	14024/
49	Nedbank Ltd t/a MFC vs D-H Heiberg – Monies Owing	3909/1
51	Nedbank Ltd vs H J Cesroe – Agreement	9060/1
53	Nedbank Ltd vs Debt 911 Pty Ltd & 1 other – Agreement	9064/1
55	Nedbank Ltd vs L Mxhiki – Agreement	9065/1
57	Nedbank Ltd vs A J Kotze – Agreement	8844/1
59	Nedbank Ltd vs E Cakasayo – Agreement	9063/1
61	Nedbank Ltd vs T Petersen & 1 other – Bond	4447/1
63	The Standard Bank of South Africa Ltd vs E Fortuin – Agreement	279/19
65	The Standard Bank of South Africa Ltd vs J Brittow – Agreement	1159/1





188, 14th Road, Noordwyk, Midrand, 1685

Private Bag X10, Marshalltown, 2107

Tel: +27 10 493 2500 (Switchboard) | **E-mail:** info@judiciary.org.za

www.judiciary.org.za

67	The Standard Bank of South Africa Ltd vs E Visagie – Agreement	9258/1
69	The Standard Bank of South Africa Ltd vs E Gouvias – Agreement	9257/1
71	W G Stadlander N.O. & 1 other vs H M Wedel – Agreement	229/19
73	Wesbank, a division of Firststrand Bank Ltd vs E van Schalkwyk – Agreement	12507/
75	Toyota Financial Services (South Africa) Ltd vs O I Mkwelo – Agreement	6097/1
75A	Wesbank, a division of Firststrand Bank Ltd vs R Tempies – Agreement	6028/1

SUMMARY JUDGMENTS

77	BMW Financial Services (South Africa) Pty Ltd vs N Steyn – Agreement	4906/1
79	Nedbank Ltd vs C K Kitching N.O. & 2 others – Bond	5050/1
81	W G Stadlander, N.O. & 1 other vs C Thorne – Agreement	8658/1

APPLICATIONS

83	D P Franken – Voluntary Surrender	10641/
85	C G Welch – Voluntary Surrender	10753/
87	R M du Toit – Voluntary Surrender	11165/
89	M Welch – Voluntary Surrender	10754/
91	M Ismail – Voluntary Surrender	10643/
93	Rota Investments CC vs J P Swarts & 1 other – Sequestration	11147/
95	A M van Huyssteen vs S Theron – Sequestration	11346/



97	Koelpark Development (Pty) Ltd vs Nooitgedacht Eiendomme (Pty) Ltd – Liquidation 10710/19	
99	Transaction Capital Business Solutions (Pty) Ltd vs Mose Construction and Development – Liquidation	10592/
101	Creative Media PTE. Ltd vs The Mobi Hunter (Pty) Ltd – Security for Costs	21195/
103	D H Marais – Rehabilitation	9914/1
105	D Jacobs – Rehabilitation	10636/
107	J Salmons – Curator ad Litem	11317/
109	K S van Stade – Curator ad Litem	11246/
111	L Willemse – Curator ad Litem	11402/
113	J van As – Curator Bonis	22787/
115	J G Lucas – Curator Bonis	957/17
117	R de Wit – Curator Bonis	22407/
119	A Mc Gormick – Curator Bonis	9080/1
121	G Pieters – Curator Bonis	9224/1
123	A N P Wood – Curator Bonis	7280/1
125	P L Lindgren – Curator Bonis	6274/1
127	Santam Ltd vs Kraaifontein Towing – Release of Motor Vehicle	10009/
129	The National Director of Public Prosecutions vs A Fredericks – Preservation Order	10788/
131	B C Blake vs The Minister of Police & 4 others – Condonation	6461B/
133	S Badat & 1 other – Order of Court	11415/
135	B A Blake vs The Minister of Police & 4 others – Condonation	5919/1
137	B A Blake vs The Minister of Police & 3 others – Condonation	5918/1
139	E M Petersen N.O. vs G L Hector & 2 others – Transfer of Funds	9779/1
141	Nedbank Ltd vs J A Venter – Monies Owing	4297/1
143	D N Botha in re D N Botha vs S J Botha – Edictal Citation	11437/





188, 14th Road, Noordwyk, Midrand, 1685

Private Bag X10, Marshalltown, 2107

Tel: +27 10 493 2500 (Switchboard) | **E-mail:** info@judiciary.org.za

www.judiciary.org.za

145	H E Steffen N.O. & 1 other vs W Kaptein & 2 others – Eviction	10347/
147	F Gabier & 1 other vs C T Vosloo & 7 others – Eviction	10177/
149	K Holtz vs B J Nortje & 2 others – Eviction	10178/
151	E Hendricks vs T Fransman & 3 others – Eviction	8921/1
153	L A Aylward N.O. & 3 others vs N Ntombekhaya & 1 other – Eviction	11243/
155	R B Virissimo & 2 others vs C Frans & 1 other – Eviction	8792/1
157	J D Le Roux vs E S Oosthuizen & 2 others – Eviction	10348/
159	Annsden Residential (Pty) Ltd vs D Okojie & 1 other – Eviction	9588/1
161	K2012121700 (Pty) Ltd vs Kokkemans Kitchen (Pty) Ltd – Eviction	10076/
163	P Booï vs Mr Abdul & 2 others – Eviction	9066/1
165	Mother Lode Solutions (Pty) Ltd vs Q He – Eviction	18323/
167	D Swartz & 1 other vs A O Bergh & 1 other – Joinder	12250/
169	J C Langenhoven & 1 other vs A Grobler – Parental Plan	10759/
171	N G vs N G Calver – Parenting Plan	10401/
173	C Gillieron vs J G Le Roux – Guardianship	10519/
175	Santam Ltd vs Royne’s Auto Panel Beaters & Spraypainting – To Compel	9512/1
177	H Griffin vs B Waters – Rescission	21102/
179	L vs G K Terblanche – Variation	17207/
181	R Lawn & 3 others – Review	11064/



183	J P DeV Jefthas & 1 other vs Absa Bank Ltd – Rescission of Judgment	10494/
185	Z S Uzun vs The Minister of Home Affairs & 1 other – Contempt of Court	11545/
187	I Parker & 2 others vs Soneb Holdings (Pty) Ltd – To Compel	9705/1
189	L Deneys vs A L Weideman – Discovery	4038/1
191	Nedbank Ltd vs B S Q Godlo & 1 other – Declaratory Order	22645/
193	A S Mvuleni vs B Sager t/a Debt Busters & 5 others – Declaratory Order	4840/1
195	N S Falakhe vs L A Hirst t/a Debt Busters & 2 others – Declaratory Order	8804/1
197	R N Steenkamp vs I Wason t/a Debt Busters & 7 others – Declaratory Order	8803/1
199	B Ngcongco vs B Sager t/a Debt Busters & 11 others – Declaratory Order	8802/1
201	M du Plessis & 1 other – Declaratory Order	7833/1
203	Technologies Acceptances Receivables (Pty) Ltd vs D F Malherbe & 1 other in re Technologies Acceptances (Pty) Ltd vs PD Concepts (Pty) Ltd & others – Declaratory Order	14495/

