

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG  
MONDAY 26<sup>TH</sup> FEBRUARY 2024**

**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 MAKUME J

9B BEFORE THE HONOURABLE JUDGE WRIGHT J

9C BEFORE THE HONOURABLE JUDGE MALINDI J

9D BEFORE THE HONOURABLE JUDGE FORD AJ

8E BEFORE THE HONOURABLE JUDGE H LOUW AJ

**UNOPPOSED MOTION**

GC BEFORE THE HONOURABLE JUDGE DIPPENAAR J

GD BEFORE THE HONOURABLE JUDGE MOORCROFT J

GE BEFORE THE HONOURABLE JUDGE CARRIM AJ

**URGENT APPLICATIONS**

9E BEFORE THE HONOURABLE JUDGE MANOIM J

9F BEFORE THE HONOURABLE JUDGE GILBERT AJ

**SPECIAL MOTION**

11F BEFORE THE HONOURABLE JUDGE VALLY J  
*2020/13473 2022/8517*

**FAMILY COURT**

11B BEFORE THE HONOURABLE JUDGE TWALA J

11C BEFORE THE HONOURABLE JUDGE MEIKLE AJ

**SPECIAL INTERLOCUTORY COURT**

GB BEFORE THE HONOURABLE JUDGE SENYATSI J

## **RAF DEFAULT JUDGMENT COURT**

8A BEFORE THE HONOURABLE JUDGE F OPPERMAN AJ

8B BEFORE THE HONOURABLE JUDGE CORNELISSEN AJ

8C BEFORE THE HONOURABLE JUDGE A WILLIAMSON AJ

8D BEFORE THE HONOURABLE JUDGE MOLOJOA AJ

## **CRIMINAL APPEALS**

11A BEFORE THE HONOURABLE JUDGE NOKO J  
AND BEFORE THE HONOURABLE JUDGE VAN DER WESTHUIZEN AJ  
*A117/2023 A98/2023*

## **FULL COURT APPEAL – CRIMINAL**

6D BEFORE THE HONOURABLE JUDGE YACOOB J  
AND BEFORE THE HONOURABLE JUDGE MOOSA J  
AND BEFORE THE HONOURABLE JUDGE COERTSE AJ  
*A17/2023*

## **COMMERCIAL COURT**

BEFORE THE HONOURABLE JUDGE WEPENER J

## **CIVIL TRIALS OF LONG DURATION**

1A BEFORE THE HONOURABLE JUDGE BALOYI AJ

GA BEFORE THE HONOURABLE JUDGE BOKAKO AJ

8F BEFORE THE HONOURABLE JUDGE BRAND AJ  
*2014/24051*

## **GENERAL CIVIL TRIALS**

BEFORE THE HONOURABLE JUDGE WINDELL J

BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

BEFORE THE HONOURABLE JUDGE MDALANA-MAYISELA J

6B BEFORE THE HONOURABLE JUDGE WEIDEMAN AJ

6C BEFORE THE HONOURABLE JUDGE P VAN NIEKERK AJ

11D BEFORE THE HONOURABLE JUDGE ENGELBRECHT AJ

11E BEFORE THE HONOURABLE JUDGE MAKHAMBENI AJ

**THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP. IN TERMS OF PARAGRAPH 19 OF THE JUDGE PRESIDENT'S DIRECTIVE 01 OF 2024 WHICH CAME INTO EFFECT ON 26 FEBRUARY 2024, THERE SHALL BE NO PHYSICAL TRIAL ROLL. PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 19 OF THE ABOVEMENTIONED DIRECTIVE.**

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

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

**DUE DATE TO SUBMIT PRACTICE NOTES:  
MONDAY, 19 FEBRUARY 2024**

NUMB ER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
<b>PART A: GENERAL CIVIL TRIALS</b>			
1.	2020/42717	<p>JOUBERT JANIEL VS ISAACSON LADDERS (PTY) LTD</p> <p>Plaintiff: Adv D J Smit Defendant: Adv T Potgieter SC</p> <p>Action for recovery of damages resulting from personal injury allegedly due to the defendant's manufacturing of a product that was defective and unsafe – plaintiff allegedly stepped on and fell off a ladder which suddenly collapsed under him</p> <p>Merits</p> <p>Pre-trial conference: 10 March 2023</p> <p>Minutes filed: 11 April 2023</p> <p>Estimated duration: 2 – 3 days</p> <p>Interpreter to be used</p>	<p><b>BOKAKO AJ</b></p> <p>Secretary: Mr L Mabasa</p> <p>Email: <a href="mailto:LMabasa@judiciary.org.za">LMabasa@judiciary.org.za</a></p>

2.	2022-014593 Court online	<p><b>TSHWENE CAIPHUS MOKOBANE AND ONE OTHER VS VAN RENSBURG INGENIEURSWERK (PTY) LTD</b></p> <p>Plaintiff: Adv T Mahafha</p> <p>This is an action proceeding instituted by the plaintiffs against the defendant where the plaintiffs seek a refund of payments made and specific performance for return of a motor vehicle which was handed to the defendant for professional services – the plaintiffs took their vehicle for repairs and services. A payment was paid to the defendant for the repairs. Instead of doing the repairs, the defendant took the plaintiffs' car to a third party for engineering without the plaintiffs' consent. It sufficed that the defendant had previously taken other cars to the third party without paying the required or agreed amount. When the defendant demanded the car from the third party, the third party did not release the plaintiffs' car before the defendant paid the monies they are owing to the third party.</p> <p>The plaintiffs referred their complaint against the defendant to the motor industry ombudsman of South Africa for intervention.</p> <p>At the time of the plaintiffs referring their complaint to the MIOSA, the defendant instituted a claim against the third party without the plaintiffs' consent and approval.</p> <p>The plaintiffs are married to each other in community of property which means any agreement they approve should be a joint approval. MIOSA made a determination thereafter which demanded the defendant to release the car and refund the money paid to them by the plaintiffs.</p> <p>Despite the demand for releasing and refund, the defendant has failed to comply with the determination as such, the plaintiffs instituted this action.</p> <p>Estimated duration: 1 – 2 days</p>	<p><b>ENGELBRECHT AJ</b></p> <p>Secretary: Ms K Mofikwe</p> <p>Email: <a href="mailto:KMofikwe@judiciary.org.za">KMofikwe@judiciary.org.za</a></p>
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3.	2021/42720	PHILISIWE NDIMANDE VS BONGANI MOYO	The divorce became settled and the parties enrolled it on the unopposed divorce roll of 16 February 2024
4.	2020/30829	FIRSTRAND BANK LIMITED T/A WESBANK VS ERICH KRAML	A note on the electronic file indicates that the trial date is 18 March 2024
5.	2020/13906	NYONI NDLELENI VS MINISTER OF POLICE AND OTHER	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
6.	2018/19364	<p>COETZEE MICHELLE ANGELICA VS DE BROGLIO ATTORNEYS</p> <p>Plaintiff: Adv D J Smit Defendant: Adv E Serfontein Professional negligence Quantum</p> <p>Whether clause 13 of the defendant's Professional Service Agreement is applicable to the plaintiff's claim</p> <p>Only in the event of the court finding that clause 13 of the defendant's Professional Service Agreement is applicable (which the plaintiff denies), then:</p> <ul style="list-style-type: none"> <li>- Whether clause 13 limits the defendant's liability to such amounts specified in the defendant's professional indemnity cover;</li> <li>- Whether the plaintiff's claim should be reduced in terms of clause 13 of the defendant's Professional Service Agreement to such amounts specified in the defendant's professional indemnity cover; and</li> <li>- Whether the defendant informed their insurance company top-up insurance timeously to ensure additional cover.</li> </ul> <p>Costs of the action. Pre-trial conference: 04 April 2023 Minutes filed: 05 April 2023 Estimated duration; 2 – 3 days</p>	<p><b>VAN NIEKERK AJ</b> Secretary: Mr J Letsoalo Email: <a href="mailto:JLetsoalo@judiciary.org.za">JLetsoalo@judiciary.org.za</a></p>

7.	2022/18284	SIYAMANGA MAXHAYI VS THE BALCONY SHISA AND CHILL	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
8.	2020/27012	CRAIG STEVEN MYERS VS LESLEY KIRSTEN MYERS Plaintiff: Adv F Bezuidenhout Defendant: Adv J W Kloek Divorce Estimated duration: 1 – 4 days	<b>BALOYI AJ</b> Secretary: Ms Y Maja Email: <a href="mailto:YMaja@judiciary.org.za">YMaja@judiciary.org.za</a>
9.	2018/34542	NORMAN ANDREW VS FAME BRIGHT TRADE AND INVEST 1032 CC	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
10.	2021/32260	RUDZANI TSHIKALANAGE VS PAMODZI GROUP PROPRIETARY LIMITED	Parties filed a notice of withdrawal of the action due to the matter having been settled between the parties
11.	2017/048213	HUDSON JACQUI OBO JORDAN VS HERONBRIDGE COLLEGE	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
12.	2021/35408	NANCY AND KEVIN TOURS VS GREGORY CHARLES HARRISON	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 THAT HAVE STOOD DOWN FROM PREVIOUS WEEK WHICH WERE CROWDED OUT</b>			

Th3.	2022/19585	<p>HLENGIWE MTOLO OBO OWAMI SILINDILE MAHLANGU VS ROAD ACCIDENT FUND Plaintiff: Adv L Matsiela Defendant: Ms J Mhlanga Merits and quantum (general damages; future loss of earnings) Pre-trial conference: 02 May 2023 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>
Th4.	2022/020102	<p>PHUNGWAYO ANNA BUYISILE OBO SEBILOANE PRECIOUS VS ROAD ACCIDENT FUND Plaintiff: Mr C S Mopedi Defendant: Ms T Tivane Merits and quantum (past and future loss of support) Estimated duration: 1 day Pre-trial conference: 18 April 2023 Minutes filed: 18 April 2023</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>			

**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](mailto:NMvumbi@judiciary.org.za) / 010 494 8399) (Ms T Khumalo is on maternity leave and will only return in 2024) 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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