

As allocated

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
MONDAY 27TH MAY 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 MAHALELO J

9B BEFORE THE HONOURABLE JUDGE WILSON J

Video-link BEFORE THE HONOURABLE JUDGE TODD AJ

9C BEFORE THE HONOURABLE JUDGE RAUBENHEIMER AJ

9D BEFORE THE HONOURABLE JUDGE NEMUTANDANI AJ

UNOPPOSED MOTION

GC BEFORE THE HONOURABLE JUDGE WRIGHT J

GD BEFORE THE HONOURABLE JUDGE KEIGHTLEY J

GE BEFORE THE HONOURABLE JUDGE OPPERMAN J

URGENT APPLICATIONS

9E BEFORE THE HONOURABLE JUDGE SIWENDU J

9F BEFORE THE HONOURABLE JUDGE S VAN NIEUWENHUIZEN AJ

SPECIAL MOTION

11F BEFORE THE HONOURABLE JUDGE MANOIM J
2023-079773

INCOME TAX COURT

BEFORE THE HONOURABLE JUDGE BAM J
(VAT22425)

BEFORE THE HONOURABLE JUDGE KEKANA AJ
(IT45673)

FAMILY COURT

11B BEFORE THE HONOURABLE JUDGE MALINDI J

11C BEFORE THE HONOURABLE JUDGE DE SOUSA-SPAGNOLETTI A J

SPECIAL INTERLOCUTORY COURT

GB BEFORE THE HONOURABLE JUDGE BHENGU AJ

RAF DEFAULT JUDGMENT COURT

8A BEFORE THE HONOURABLE JUDGE SNOYMAN AJ

8B BEFORE THE HONOURABLE JUDGE JOSEPH AJ

COMMERCIAL COURT

Video-link BEFORE THE HONOURABLE JUDGE WEPENER J
2020/17095

Offsite facility BEFORE THE HONOURABLE JUDGE DIPPENAAR J
2019/14639

PART-HEARD CIVIL TRIAL

8E BEFORE THE HONOURABLE JUDGE MIA J
2020/22874

CIVIL TRIAL OF LONG DURATION

6C BEFORE THE HONOURABLE JUDGE MOLELEKI AJ
2018/20249

6B BEFORE THE HONOURABLE JUDGE KRUGER AJ
2018/27562

GENERAL CIVIL TRIALS

8C BEFORE THE HONOURABLE JUDGE WINDELL J

Video-link BEFORE THE HONOURABLE JUDGE MUDAU J

8D BEFORE THE HONOURABLE JUDGE TWALA J

11E BEFORE THE HONOURABLE JUDGE ADAMS J

11D BEFORE THE HONOURABLE JUDGE YACOOB J

8F BEFORE THE HONOURABLE JUDGE DLAMINI J

1A BEFORE THE HONOURABLE JUDGE WANLESS J

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP. PLEASE NOTE 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.

DUE DATE TO SUBMIT PRACTICE NOTES: MONDAY, 20 MAY 2024

| NUMBER ON ROLL | CASE NO | PARTIES | ALLOCATION/ORDER GRANTED |
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| PART A: GENERAL CIVIL TRIALS | | | |
| | 2018/27561 | SIEGART ERNST DUVE VS MINISTER OF POLICE AND OTHERS | Trial of long duration allocated to KRUGER AJ |
| | 2018/20249 | ADV H KRIEL NO OBO MNQOBI NGUBENI AND ANOTHER VS MEC FOR HEALTH, GAUTENG | Trial of long duration allocated to MOLELEKI AJ |
| 1. | 2021/55741 | <p>ROKA MEDIA (PTY) LTD VS KUNENE MAKOPO RISK SOLUTIONS (PTY) LTD Plaintiff: Mr B Mathebula Defendant: Adv D Strydom Damages for breach of contract – the plaintiff's claim is set out in two claims, claim A and B Claim A: the plaintiff seeks damages arising from an alleged breach by the defendant of the Service Legal Agreement dated 18 December 2020 and the two addendum agreement thereto dated 17 March 2021 and 28 April 2021. Claim B: the plaintiff seeks damages arising from alleged breach by the defendant of an Oral Agreement entered into on or about 25 June 2021 Pre-trial conference: 28 July 2022 Minutes filed: 16 August 2022 Estimated duration: 3 – 4 days</p> | <p>WINDELL J Secretary: Ms A du Toit Email: ADuToit@judiciary.org.za</p> |

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| 2. | 2020/44295 | <p>DU PLESSIS YOLANDIE MADELEEN VS DU PLESSIS MICHAEL</p> <p>Plaintiff: Adv A de Wet SC Defendant: Adv Z Marx du Plessis Estimated duration; 3 – 4 days Divorce (primary care and residence of minor children; maintenance towards minor children; spousal maintenance; reasons for breakdown of marriage; accrual; plaintiff's claim that defendant forfeit right to share in the accrual should it be found that the plaintiff's estate accrued to a larger extent than the estate of the defendant; defendant's claim for payment of half of the monthly bond instalments, payment in respect of rates and taxes, insurance and vehicle instalments; costs)</p> | <p>Matter is removed from the trial roll by notice – the parties have settled the matter and is enrolling it on the unopposed divorce court roll</p> |
| 3. | 2021/3670 | <p>VILAKAZI ZONICA LEANDA-MARSHA VS VILAKAZI THAMSANQA</p> | <p>No practice note was uploaded to the electronic file – Matter is struck off from the trial roll</p> |
| 4. | 2022/13159 | <p>NONHLANHLA NGWENYA VS ACCELERATE PROPERTY FUND</p> <p>Plaintiff: Adv J J Venter Defendant: Adv A J Venter Estimated duration: 1 – 4 days Inspection in loco Slip and fall in shopping mall Merits</p> | <p>MUDAU J Secretary: Ms N Masango Email: MasangoN@judiciary.org.za</p> |

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| 5. | 2021/45446 | <p>ELFREDA ALBERTS VS LOUIS ANDRE MULLER Plaintiff: Adv J L Khan Defendant: Adv F van der Merwe Delictual claim – injuries sustained when a metal sliding gate which is situated on the defendant’s premises fell on the plaintiff. At the time of the incident the plaintiff was leasing offices on the premises of the defendant Merits Pre-trial conference: 13 June 2023 Minutes filed: 29 June 2023 Estimated duration: 1 – 2 days</p> | <p>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.</p> <p><u>MATTERS CROWDED OUT: IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY</u></p> |
| 6. | 2020/28168 | <p>Enx CORPORATION LIMITED T/A AND ANOTHER VS MOTION SUPPLY CHAIN SOLUTIONS (PTY) LTD Plaintiff: Adv M Nieuwoudt Defendant: Adv J W Kloek Contractual claim for payment in terms of a rental agreement for fifteen vehicles The claim consists of arrear rental, arrear reimbursement for repair and maintenance costs, and the costs of damage to the vehicles assessed on the return of the vehicles Pre-trial conference: 11 May 2023 Minutes filed: 05 June 2023; 08 May 2024 Estimated duration; 3 – 4 days</p> | <p>WANLESS J Secretary: Ms E Manuel Email: Emanuel@judiciayr.org.za</p> <p>Matter is settled</p> |

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| 7. | 2017/15840 | <p>RUDOLPH LE ROUX VS CONTRACTA – FORCE CORPORATE AND ANOTHER</p> <p>Plaintiff: 1st Defendant: Mr W Jacobs 2nd Defendant: Adv T Govender</p> <p>The matter concerns special pleas raised by the 1st and 2nd defendants</p> <p>The plaintiff has brought a claim for damages against the 1st defendant which was its de facto employer as a labour broker and the 2nd defendant where he was placed when the injury occurred, the 2nd defendant being the client of the 1st defendant.</p> <p>In terms of the Compensation for Occupational Injuries and Diseases Act 130 of 1993, as amended (COIDA), the second defendant is the deemed employer of the plaintiff.</p> <p>Section 35 of COIDA prevents an employee from bring a damages claim as a result of an occupational injury</p> <p>The 2nd defendant contends that the Court lacks jurisdiction</p> <p>Estimated duration: 2 hours</p> | Matter is removed from the trial roll by notice |
| 8. | 2021/53599 | <p>HPROP (PTY) LTD VS VENN & MULLER INCORPORATED</p> <p>Plaintiff: Adv A du Plooy Defendant: Adv B Bergenthuin</p> <p>Plaintiff is suing the defendant for failing to pay rental, parking, electricity, water, effluent and operating costs in terms of a rental agreement</p> <p>Pre-trial conference: 13 February 2023</p> <p>Minutes filed: 21 February 2023</p> <p>Estimated duration; 1 – 2 days</p> | The action is withdrawn in terms of a Notice of Withdrawal as the parties have settled the matter. |

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| 9. | 2022/18284 | <p>SIYAMANGA MAXHAYI VS THE BALCONY SHISA AND CHILL</p> <p>Plaintiff: Adv R A Britz Defendant: Adv M Mavhungu Personal injury Merits Pre-trial conference: 21 October 2022; 08 March 2023; 30 April 2024 Minutes filed: 06 May 2024 Estimated duration: 2 days</p> | <p>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.</p> <p><u>MATTERS CROWDED OUT: IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY</u></p> |
| 10. | 2020/26994 | <p>PHUMLANI ERNEST SHABALALA VS RONALD BOBROFF AND PARTNERS INCORPORATED</p> <p>Plaintiff: Adv B Bhodania Defendant: Adv E Botha Professional negligence Plaintiff instructed the defendant to lodge a claim against the Road Accident Fund as a result of injuries sustained in an accident that occurred on the road between Umhlanga and Ballito. the defendant did not execute the plaintiff's mandate in a competent and professional manner and allowed the claim to become prescribed. Pre-trial conference: 20 March 2024 Minutes filed: 12 June 2023 Estimated duration; 2 – 3 days Interpreter to be used</p> | <p>TWALA J Secretary: Ms L Sithole Email: LoSithole@judiciary.org.za</p> |

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| 11. | 2016/28805 | MPUKMELELO SIBANDA VS MINISTER OF POLICE Plaintiff: Adv J M van Rooyen Defendant: Adv N Makopo Arrest, malicious prosecution Merits and Quantum (general damages; loss of earnings) Estimated duration; 5 days Pre-trial conference: 17 August 2023; 16 May 2024 Minutes registered: 21 August 2023 | DLAMINI J Secretary: Mr K Matha Email: KMatha@judiciary.org.za |
| PART B: ROAD ACCIDENT FUND | | | |
| MATTERS STANDING DOWN FROM PREVIOUS WEEK | | | |
| Th4. | 2020/7346 | SIMELANE NOMSA OBO SIMELANE VUYOKAZI MORGET VS ROAD ACCIDENT FUND Plaintiff: Adv M Ngobeni-Moyana Defendant: Mr E Mdlovu Quantum (loss of earnings) Pre-trial conference: 15 April 2024 estimated duration; 1 – 2 days Interpreter to be used | BHENGU AJ Secretary: Ms L Smit Email: LSmit@judiciary.org.za |
| 7 | 2021/21836 | LOPA EZAYA v ROAD ACCIDENT FUND Plaintiff: Mr T Mashishi Defendant: Ms R David Quantum (general damages; past and future medical expenses; past and future loss of earnings; earning capacity) Estimated duration: 1 – 2 days Interpreter to be used | WANLESS J Secretary: Ms E Manuel Email: Emanuel@judiciary.org.za |
| MATTERS REMOVED FROM THE ROLL BY NOTICE | | | |
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**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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