

Etienne Cilliers

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Sent: Friday, 03 November 2023 12:41
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Subject: URGENT COURT ROLL AND DIRECTIVE BEFORE AJ LEATHERN
Attachments: ROLL AND DIRECTIVE LEATHERN AJ.....pdf

Good day

Please kindly find attached Urgent Court Roll and Directive before honourable AJ Leathern commencing from 07 November 2023

Kind regards



Ivin Xolani Mahlangu
Judge Registrar
HIGH COURT
GAUTENG DIVISION
PRETORIA

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OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

Urgent Court Registrar: Gauteng Division of the High Court, Pretoria
First Floor, Room 1.37
Cnr Madiba and Paul Kruger Street
Office No: (012) 315 7429 / 012 492 6700

URGENT COURT ROLL FOR A WEEK COMMENCING ON THE 07TH NOVEMBER 2023

JUDGE: LEATHERN AJ

SECRETARY: ESTHER RIKHOTSO

NUMBERS	PARTIES	CASE NUMBERS
2.	MOHAMMAD WASEEM AMOD VS RS TYRE (PTY) LTD PLUS TWO OTHERS	2023-114151 LEATHERN AJ
5.	THE SOUTH AFRICAN LEGAL PRACTICE COUNCIL VS LEBOGANG AUBREY MANONG PLUS TWO OTHERS	2023-108360 LEATHERN AJ
7.	BROOKLYN AUTOMOTIVE REFINISHER (PTY) LTD VS THE CITY OF TSHWANE METROPLITAN MUNICIPALITY Matter Not On Caselines	2023-114114 LEATHERN AJ
11.	EDWIN EDWARD MANIKELA VS SIBONGILE EUNICE MANIKELA PLUS ONE	2023-110842 09/11/2023 LEATHERN AJ
14.	BURGERBUG BELEGGINGS (PTY) LTD VS CALLISTO FLEXIBLE CONVERTERS (PTY) LTD PLUS FOUR OTHERS	2023-111584 LEATHERN AJ
18.	ROAD ACCIDENT FUND VS SHERIFF OF THE HIGH COURT (PRETORIA EAST)	2023-111977 LEATHERN AJ
21.	NJR STEEL MANUFACTURING (PTY) LTD VS THE COMMISSIONER FOR THE SOUTH AFRICAN REVENUE SERVICE	2023-112301 LEATHERN AJ

22.	MARIA ELIZABETH JACOBA DU PLEASSIS VS SAREL PETRUS DE PLESSIS PLUS THREE OTHERS	19383/2022 LEATHERN AJ
25.	DRAKENSBERG BODY CORPORATE PLUS TWO VS MIDCITY PROPERTY SERVICES (PTY) LTD	2023-104458 06/11/2023 LEATHERN AJ
28.	NETWORTH PROPERTIES (PTY) LTD VS THE STANDARD BANK OF SOUTH AFRICA LTD PLUS TWO OTHERS	2023-113884 LEATHERN AJ
31.	ALBERT GERHARDUS PRETORIUS PLUS ONE VS FIRSTRAND BANK LIMITED PLUS THREE OTHERS	11545/2020 LEATHERN AJ

REPUBLIC OF SOUTH AFRICA



**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA**

URGENT COURT DIRECTIVE:

(06 – 10 NOVEMBER 2023)

BEFORE THE HONOURABLE JUSTICE KUMALO J et LEATHERN AJ

1. Please be advised that there will be a roll call for all urgent matters before Justice Kumalo. The roll call will be conducted on Tuesday, 07 November 2023 in **open court, Court 4B at 10h00**.
2. Roll call for matters before Acting Justice Leathern will take place on Tuesday, 07 November 2023 in **open court, Court 4C at 10h00**.
3. All applications must be properly issued by the Registrar seated at the General Office in the High Court Building, with the exception of applications brought outside of the ordinary court hours, before the secretary to Judge Kumalo (as the senior judge) is approached for the enrolment of applications.
4. The contact number for urgent applications to be heard **out of ordinary court hours is 068 104 7107**. The number is **not to be used for general enquiries** or for any issue other than urgent applications to be heard **out of ordinary court hours. The phone will only be answered after normal court hours.**
5. Communication relating to matters before Judge Kumalo may be directed to Ms Nobuntu Mbatha via email at NoMbatha@judiciary.org.za, or telephonically on 012 492 6900 or physically in office 235, 2nd Floor at the Palace of Justice; and communication relating to matters before Acting Judge Leathern may be directed to Ms Esther Rikhotso via email at ERikhotso@judiciary.org.za, telephonically on 012 314 6877 or physically at chamber 125, 1st floor at the Palace of Justice.
6. All court bundles are to be fully uploaded onto Caselines. If any problems are experienced the judge's secretary must be contacted TIMEOUSLY. It is the duty of the applicant's attorney to ensure that there are no duplicate cases created on Caselines.
7. Applications before Judge Kumalo will be heard in **open court, Court 4B at 10h00** and applications before Acting Judge Leathern **will be heard in open court 4C at 10h00** by way of physical hearings during normal court hours.
8. Applications heard out of the ordinary court hours will be heard via Microsoft Teams at a time indicated by the respective Judge.
9. Due to the time constraints imposed by the nature of the urgent court, no consideration will be given to documents belatedly filed, save in exceptional circumstances. A satisfactory explanation must be incorporated in the practice note.
10. Parties must ensure that all papers necessary for the urgent hearing are uploaded by no later than Sunday, 05 November 2023 at 12h00.
11. In all applications a Practice Note must be filed setting out the following:
 - a. The grounds of urgency;
 - b. Nature of relief sought;
 - c. Total number of pages;
 - d. An indication which portion of the papers must be read;

- e. The estimate duration of the matter; and
 - f. Contact details for the legal practitioners, which much include both cell phone numbers and email addresses.
12. A matter will be struck from the roll where parties have failed to file a Practice Note, unless there is good cause or exceptional circumstances.
13. Parties must prepare hard copy draft orders to be handed up when matters are called.
14. Save with the leave of the Judge, no documents (save for heads of argument) may be uploaded after 12h00 on Sunday 05 November 2023.
15. In all opposed applications, heads of argument of Applicant parties in each matter must be uploaded by no later than 14h00 on Sunday 05 November 2023 and Respondents to file no later than Monday, 06 November 2023 at 10h00.
16. **Practitioners are reminded of the normal Rules and practice pertaining to the bringing of urgent court applications and are urged to take note of the Memorandum to Practitioners *in re*: Procedure in the Pretoria Urgent Motion Court.**
17. Service of process in all urgent applications shall comply with the Rules of Court. Where an agreement was reached by all the representatives of all parties to vary the requirements of the Rules to facilitate a wholly electronic exchange of papers, this must be specifically stated in the practice note.

Regards

Nobuntu Mbatha

Secretary to the Honourable Judge Kumalo

Palace of Justice, Second Floor

Office 235 Palace (O12 492 6900)

Esther Rikhotso

Secretary to the Honourable AJ Leathern

Palace of Justice, First Floor

Office 125 Palace (O12 492 6877)