



**REPUBLIC OF SOUTH AFRICA**

**REPUBLIC VAN SUID-AFRIKA**

**OFFICE OF THE HONOURABLE MADAM JUSTICE POTTERILL**

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

Pretoria High Court Building, c/o Madiba & Paul Kruger Streets, Room 8.10, 8<sup>th</sup> Floor

Tel: (012) 315-7582 E-mail: [JHefer@judiciary.org.za](mailto:JHefer@judiciary.org.za)

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**DIRECTIVE: OPPOSED MOTIONS BEFORE JUDGE POTTERILL – 26**  
**FEBRUARY 2024 TO 1 MARCH 2024**

1. All matters will be heard in open court. Legal representatives are requested to verify the court venue on the day roll.
2. There will be no roll call for the opposed motions. Counsel are to appear in open court in accordance with the date and time which is allocated for the matter.
3. There are no physical files required in any of the opposed motions. The Judge do have access to all the matters on CaseLines.
4. If any of the motions are removed or settled, kindly send an e-mail to [JHefer@judiciary.org.za](mailto:JHefer@judiciary.org.za) timeously.
5. Introductions are to take place 15 minutes before the hearing and counsel may attend to room 8.10, 8<sup>th</sup> floor for this purpose.

**MONDAY 26 FEBRUARY 2024 AT 09:30**

|    |   |                         |             |
|----|---|-------------------------|-------------|
| 9. | RAF<br>(Mr. F.J. Mostert – heads filed)<br>VS | 10661/22<br><br>(2 HRS) | POTTERILL J |
|----|---|-------------------------|-------------|

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|--|---|--|-------------|
|  | NEWNET PROPERTIES (PTY) LTD<br>(Adv. M. van Rooyen – heads filed)<br>Rescission   |  |             |
| <b>MONDAY 26 FEBRUARY 2024 AT 11:30</b>  |   |  |             |
| 12.                                      | ENDEMIC DEVELOPMENTS (PTY) LTD<br>(Adv. MC Maritz SC and Adv JS Griessel – heads filed)<br>VS<br>MVELA PHANDA CONSTRUCTION (PTY) LTD<br>(No heads filed by the respondent)<br>Application for order to strike out respondent's defence  | 23801/18<br><br>(40 MIN)<br>JUDGE'S ESTIMATION:<br>30 MIN    | POTTERILL J |
| <b>MONDAY 26 FEBRUARY 2024 AT 14:00</b>  |   |  |             |
| 16.                                      | M THITHI OBO MINORS<br>(No heads filed)<br>VS<br>GEPF +4<br>(No heads filed)<br>Return date of rule <i>nisi</i>   | B1906/23<br><br>No duration<br>JUDGE'S ESTIMATION:<br>15 MIN | POTTERILL J |
| <b>TUESDAY 27 FEBRUARY 2024 AT 09:30</b> |   |  |             |
| 14.                                      | SEC AVIS NO<br>(KJ van Huyssteen – heads filed)<br>VS<br>MASTER OF PRETORIA HIGH COURT +1<br>(Heads filed by attorneys for first respondent R Warner)<br>Application to declare immovable property registered in Netherlands not an asset of trust; to terminate trust; to remove first respondent as trustee | 041644/23<br><br>(2-3 HRS)                                   | POTTERILL J |
| <b>TUESDAY 27 FEBRUARY 2024 AT 14:00</b> |   |  |             |
| 24.                                      | PREVANCE CAPITAL (PTY) LTD<br>(No heads filed)<br>VS<br>MASTER OF NORTH GAUTENG HIGH COURT +  | 37074/22<br><br>(30 MIN)                                     | POTTERILL J |

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|--|---|------------------------------|-------------|
|  | 2<br>(Adv. SJ van Rensburg SC – 2 <sup>nd</sup> and 3 <sup>rd</sup> Respondents heads filed)<br>Review of liquidation and distribution account  |                              |             |
| <b>WEDNESDAY 28 FEBRUARY 2024 AT 09:30</b> |   |                              |             |
| 28.  | D PRINSLOO<br>(Adv. P. van Niekerk – heads filed)<br>VS<br>I LUNDALL<br>(Adv. B. Bergenthuin – heads filed)<br>Declaratory order that respondent is in contempt of court order<br>Variation application by respondent         | 028233/23<br><br>(1-2 HOURS) | POTTERILL J |
| <b>WEDNESDAY 28 FEBRUARY 2024 AT 12:30</b> |   |                              |             |
| 30.  | JR 209 INVESTMENTS (PTY) LTD + 1<br>(Adv. M. Bronkhorst – heads filed)<br>VS<br>MJ MALULEKE<br>(Adv. T.M. Malatji – heads filed)<br>Rescission of judgment  | 60330/21<br><br>(1 HOUR)     | POTTERILL J |
| <b>THURSDAY 29 FEBRUARY 2024 AT 09:30</b>  |   |                              |             |
| 32.  | KEMPSTER SEDGEWICK (PTY) LTD t/a CMH<br>RANDBURG<br>(Heads filed by attorney)<br>VS<br>DAWSON & DAWSON (PTY) LTD +7<br>(Adv. C. Rip – heads filed by first respondent)<br>Confirmation of rule <i>nisi</i> previously granted | 045274/23<br><br>(1 HOUR)    | POTTERILL J |