



**CHAMBER OF HONOURABLE MADAM JUSTICE LENYAI HIGH
COURT OF SOUTH AFRICA, GAUTENG DIVISION, PRETORIA**

Gauteng Division, High Court Building, C/o Madiba & Paul Kruger Streets,

Office 2.12

E-mail: HMaboho@judiciary.org.za

19 APRIL 2024

To: All Relevant Legal Practitioners

Dear Sir/Madam

DIRECTIVE: URGENT APPLICATIONS FOR THE WEEK 22-26 APRIL 2024

Judge Lenyai will hear Urgent Court Applications from Friday, 19 April 2024 at 16h00 until Friday 26 April 2024 at 16h00. You are kindly requested to note the following instructions issued by Judge Lenyai in respect of all Urgent Applications enrolled for hearing during this period.

[1] This directive is accompanied by an allocation roll of the urgent applications to be heard during week 22 April 2024 until Friday 26 April 2024. The roll indicates whether an application will be heard by Judge Francis-Subbiah or by Judge Lenyai.

[2] Ms Hudzani Maboho is the secretary to Judge Lenyai and can be contacted via email on HMaboho@judiciary.org.za or approached at room 2.12 on the 2nd floor in the Pretoria High Court.

[3] The contact number for Urgent Applications to be heard after-hours is 068 104 7107. This number is operational on weekends and between 16h00-08h00 during the week. This number is not to be used for general enquiries or for any other issue than urgent applications to be heard after-hours. Ms Maboho will attend to after-hours urgent applications from 16h00 on Friday 19 April 2024 with the Honourable Judge Lenyai till Monday, 22nd April 2024. Thereafter the after-hours urgent applications will be attended to by Mr Mpilo Xulu with the Honourable Judge Francis-Subbiah till Friday 22 April 2024 at 16h00.

[4] Each Judge will individually decide as to the form of hearing for applications to be heard outside of normal court hours.

[5] Urgent Applications on the allocated roll before Judge Lenyai will be heard in open court by way of physical hearings during normal court hours (10h00-16h00).

[6] The hearing of urgent applications will commence on Tuesday 23 April 2024. Judge Lenyai will not have roll call, kindly see attached allocations roll for your attention. Removals, settlements, postponements, and *ex-parte* matters will first be disposed of, thereafter specific allocations will be made for the hearing of disputed matters during the rest of the week.

[7] Parties are advised to ensure that all documents must be uploaded on Case lines and the Judge's secretary must be informed of same by way of email. In this event, the Judge's secretary must be invited to the matter on Case lines with the relevant authorisation to invite others. Such an application will then be heard based on the papers which have been uploaded on Case lines and only matters in which the Judge's secretary has been correctly invited and documents have been properly uploaded shall be considered. Failing which the matter shall be removed from the roll.

[8] In the event that a matter has not been registered on Case lines (i.e. where after-hours applications are concerned) and therefore documents cannot be uploaded

to this platform, the documents may, with consent of the relevant Judge, be forwarded to the Judge's secretary by way of email.

[9] It is requested by Judge Lenyai that a practice note be filed in each application. This Practice Note must indicate:

9.1 The particulars of counsel moving the matter (name, cell phone number and email address)

9.2 A brief summary of the issues to be determined;

9.3 A brief summary of the reasons for urgency;

9.4 The estimated duration of the arguments to be heard;

9.5 If necessary, reasons for failing to bring the application in terms of rules pertaining to urgent applications, and an explanation of why the matter warrants hearing despite such non-compliance.

[10] Apart from the practice note, short heads of argument be filed in each application by counsel moving the matter.

[11] Matters for which do not have a Practice Note and Heads of Argument will not be heard as that is non-compliance according to the Rules of Court.

[12] If there is any special request regarding the date or time allocated for the hearing of a matter, such request must be made in writing and sent by way of email to the respective Judge's secretary.

[13] If a draft order is to be granted, only two (2) printed copies must be prepared by the applicant to hand up in court.

[14] Any order granted/issued shall be uploaded to Case line after having been signed and stamped by the registrar.

[15] Service of process in all urgent applications shall comply with the Rules of Court. Where agreement can be reached by the representatives of all parties involved to vary the requirements of the rules to facilitate a wholly electronic exchange of papers, condonation shall be granted *ipso facto*.

[16] The enrolment of an allegedly urgent matter found not to warrant a hearing on this roll may, at the discretion of the Judge seized with the matter, result in punitive costs being awarded and the culpable counsel and attorney being ordered not to be paid any fees arising from the prosecution of such matter(s).

[17] Any party who does not wish to have his/her matter dealt with under the conditions described above must remove their matter from the roll.

Kinds regards
Ms Hudzani Maboho
Secretary to the Honourable Judge Lenyai
High Court of South Africa Gauteng Division, Pretoria