

OFFICE OF THE CHIEF JUSTICE IN THE HIGH COURT OF SOUTH AFRICA (GAUTENG DIVISION, PRETORIA)



2024

OPPOSED MOTION COURT FOR THE 5TH WEEK OF THE 4TH TERM (i.e. 4 NOV – 8 NOV 2024)

PRESIDING JUDGE: The Honourable Acting Justice Meaden

CONTACT PERSON: Ms M Rammutedi

EMAIL: MRammutedi@judiciary.org.za

OFFICE: 2.12

CONTACT NO: 012 315 7451/ 0682900205

HEARING MODE: Open Court

COURT (ROOM): To Be Announced

DIRECTIVES

PLEASE NOTE THE FOLLOWING DIRECTIVES BY THE PRESIDING JUDGE:

1. DELIVERY OF PHYSICAL CASE FILES IN HARDCOPIES FOR PERUSAL BY THE JUDGE:

- a. In these proceedings, **parties are**, through their representatives, accordingly **directed to deliver physical case files (i.e. bundles) containing hardcopies of pleadings and other relevant documents** necessary for seeing their matters through, as bound through arch-lever files or similar files, by this very **Thursday noon (being the 24th of OCTOBER 2024 @ 12:00 PM), to Richard Meaden & Associates Inc.** at the address indicated below:

RICHARD MEADEN & ASSOCIATES INC

Unit 8, JRM House,
Townsend Office Park
1 Townsend Road,
Bedfordview,
Germiston,
1401.

Tel: 011 455 6868

Email: richard@richardmeaden.co.za

- b. All annexures are to be flagged.

2. **HEADS OF ARGUMENT:**

As other relevant documents bordering on pleadings, “Heads of Argument” are to be emailed to the Honourable Acting Judge Meaden, through his Registrar, in Word and PDF format.

3. **HEARING MODE AND VENUE:**

- a. All matters are to, respectively, proceed on the date(s) and time(s) indicated below.
- b. Proceedings will take place OPENLY/PHYSICALLY, the exact Court (Room) of which would be announced in due course.
- c. Only in exceptional justice-oriented circumstances deemed by the Presiding Judge to be aiding in getting the matter expeditiously disposed of and by prior arrangement with the Judge’s Registrar; may a virtual hearing mode, alternatively proposed (and agreed-upon by both parties), be resorted to.

4. **APPEARANCE:**

- a. Appearance will be required in all matters, save for those that have been duly removed by notice.
- b. Thus, Notice(s) of Removal must be uploaded as reasonably early as possible to avoid the need for physical appearance or rather, at the very least, a rational expectation of it by the Court.

5. In addition to availed physical files, as cited in para 1 above, legal representatives are to ensure that:

- a. All of their matters are **accessible**;
- b. the **interface bundle** is created for all Court-On-Line matters, if any at all, to be accessible on Case Lines by both the presiding Judge and his Registrar- **Ms Matau Rammutedi** in the main;

- c. a **complete set of papers** being uploaded; and,
 - d. updated **Practice Notes** of a joint nature, required in terms of paragraph 19.3 of the Judge President's Consolidated Practice Directive effective 26 February 2024) are to be uploaded. *For emphasis' sake, it worth noting, moreover, that practitioners ought to make sure that filed Practice Notes, take the trouble to address all the requirements detailed in the aforementioned practice directive.* In addition to uploading them, Practice Notes concerned should also be e-mailed to **Ms. Matau Rammutedi**. Should a Joint Practice Note not be filed, the parties must each file a separate Practice Note and indicate why a Joint Practice Note could not be filed. The filed Practice Note must indicate under which sections, on CaseLines, the relevant papers, that must be read, are to be found.
6. In relation to para 5 (read conjunctively with paras 1-5 and 9) of Hon. Meaden AJ's DIRECTIVES on this very roll, legal representatives remain available to ensure that inaccessibility (i.e. MATTERS THAT DO NOT APPEAR ON CASELINES OR FILES THAT CONTAIN NO DOCUMENTS) are remedied without delay.
- It is noted in **Matter No. 16** i.e. *ABSA v Chantelle Irene Mbav* (**Case no: 2023/071059**) that no Heads of Argument, Practice Note, and Draft Order has been presented on behalf of the Defendant and which are uploaded to *CaseLines*. **The Plaintiff and Defendant are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**
 - It is noted in **Matter No. 18** i.e. *Nesane v Pollock* (**Case no: 56445/20**) that no Draft Orders have been presented on behalf of the Applicant and Respondent and which are uploaded to *CaseLines*. **The Applicant and Respondent are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**
 - It is noted in **Matter No. 22** i.e. *The Body Corporate of Sonnental v Kubayi* (**Case no: 078306/23**) that no Draft Orders have been presented on behalf of the Applicant and Respondent and which are uploaded to *CaseLines*. **The Applicant and Respondent are afforded till 12 noon on Wednesday 30th OCTOBER 24 to rectify the aforesaid.**
 - It is noted in **Matter No. 25** i.e. *FNB v Mhangwana* (**Case no: 018749/22**) that no Heads of Argument, Practice Note, and Draft Order have been presented on behalf of the Respondents and no Draft Order has been presented on behalf of the Applicant and which are uploaded to *CaseLines*. **The Applicant and Respondent are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**
 - It is noted in **Matter No. 27** i.e. *Pretorius v Minister of Police* (**Case no: 025526/23**) that no Draft Orders have been presented on behalf of the Applicant and Respondent and which are uploaded to *CaseLines*. **The Applicant and Respondent are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**

- It is noted in **Matter No. 30** i.e. *FNB v Mbanjwa* (**Case no: 054711/23**) that no Heads of Argument have been presented on behalf of the Defendants, and no Practice Note and Draft Orders have been presented on behalf of the Plaintiff and Respondent and which are uploaded to *CaseLines*. **The Plaintiff and Defendant are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**
- It is noted in **Matter No. 32** i.e. *Clinix Health Group v Badenhorst Engineers Inc* (**Case no: 017529/23**) that no Draft Orders have been presented on behalf of the Applicant and Respondent and which are uploaded to *CaseLines*. **The Applicant and Respondent are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**
- It is noted in **Matter No. 37** i.e. *Government Employees Medical Scheme v Mokgosi* (**Case no: 085773/23**) that no Heads of Argument, Practice Note have been presented on behalf of the Respondent, and no Draft Orders have been presented on behalf of the Applicant and Respondent and which are uploaded to *CaseLines*. **The Applicant and Respondent are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**
- It is noted in **Matter No. 39** i.e. *WESBANK v Zilambisa Transport (Pty) Ltd* (**Case no: 066721/23**) that that no Heads of Argument and Practice Note have been presented on behalf of the Defendant, and no Draft Orders have been presented on behalf of both the Plaintiff and Defendant and which are uploaded to *CaseLines*. **The Plaintiff and Defendant are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**
- It is noted in **Matter No. 40** i.e. *WESBANK v Zilambisa Transport (Pty) Ltd* (**Case no: 067962/23**) that that no Heads of Argument and Practice Note have been presented on behalf of the Defendant, and no Draft Orders have been presented on behalf of both the Plaintiff and Defendant and which are uploaded to *CaseLines*. **The Plaintiff and Defendant are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**
- It is noted in **Matter No. 41** i.e. *WESBANK v Zilambisa Transport (Pty) Ltd* (**Case no: 067959/23**) that that no Heads of Argument and Practice Note have been presented on behalf of the Defendant, and no Draft Orders have been presented on behalf of both the Plaintiff and Defendant and which are uploaded to *CaseLines*. **The Plaintiff and Defendant are afforded till 12 noon on Thursday 24th OCTOBER 24 to rectify the aforesaid.**

7. DRAFT ORDERS:

- a As with Practice Notes, practitioners are to duly upload onto Court-On-Line/ CaseLines (in PDF format) and email (in Word format), respectively, Draft Orders to the MRammutedi@judiciary.org.za email.
- b Draft Orders must be duly completed and compliant (i.e. they must contain the details of the party's representative or representatives, reflect the hearing date and particulars of the presiding officer). Moreover, draft orders must accordingly be uploaded onto Court-On-Line/ CaseLines, the two (2) hardcopies of which must be brought to and handed in Court. Such draft orders must be signature ready.

8. CHRONOLOGY / TIMELINE

Parties are requested to file a timeline **Chronology** of the matter simultaneously with the Practice Note.

9. REMOVAL / POSTPONEMENT / SETTLEMENT

Where matters are to be **removed, postponed**, or have become **settled**, the parties must contact and notify **Ms Matau Rammutedi** without delay.

10 INTRODUCTIONS

Unless otherwise there is nothing pressing that the parties would like to bring to the attention of the Judge in the chamber(s) or corridors (especially a case where a matter is hard to be heard openly), **Counsel will introduce themselves in Court** upon their matters being called on record.

For further information and on any other related queries, parties are at liberty to get hold of **Ms. M Rammutedi**, her details and time and way(s) of contact of which appear on the face of the roll above.

OPPOSED APPLICATIONS

MATTER NO.	DATE	TIME	Parties	Case No.	Nature	Hearing Mode	Status Outcome Comment
16	Monday – 04 November 2024	14:00	ABSA vs Chantelle Irene Mbav	071259/23		OPEN COURT	DEFENDANT'S HEADS OF ARGUMENT AND PRACTICE NOTE NOT UPLOADED, DRAFT ORDERS NOT UPLOADED
18		10:00	Nesane vs Pollock	56445/20			DRAFT ORDERS NOT UPLOADED
22		10:00	The Body Corporate of Sonnental vs Kubayi	078306/23			RESPONDENT'S HEADS OF ARGUMENT AND PRACTICE NOTE NOT UPLOADED, DRAFT ORDERS NOT UPLOADED
37		10:00	GEMS vs Mokgosi	017529/23			RESPONDENT'S HEADS OF ARGUMENT AND PRACTICE NOTE NOT UPLOADED, DRAFT ORDERS NOT UPLOADED

25	Tuesday – 05 November 2024	12:00	FNB vs Mhangwana	018749/22		OPEN COURT	DEFENDANT'S HEADS OF ARGUMENT AND PRACTICE NOTE NOT UPLOADED, DRAFT ORDER NOT UPLOADED	
27		10:00	Pretorius vs Minister of Police	025526/23			DRAFT ORDERS NOT UPLOADED	
30		14:00	FNB vs Mbanjwa	054711/23			PRACTICE NOTE AND DRAFT ORDERS NOT UPLOADED, RESPONDENT'S HEADS OF ARGUMENT NOT UPLOADED	
48	Wednesday – 06 November 2024	10:00	African Rainbow Minerals vs TAM Holdings (Pty) Ltd	097235/23		OPEN COURT	-	
39	Thursday – 07 November 2024	10:00	WESBANK vs Zilambisa Transport	066721/23			DRAFT ORDERS NOT UPLOADED,	

							DEFENDANT'S HEADS OF ARGUMENTS AND PRACTICE NOTES NOT UPLOADED	
40			WESBANK vs Zilambisa Transport	067962/23		OPEN COURT	DRAFT ORDERS NOT UPLOADED, DEFENDANT'S HEADS OF ARGUMENTS AND PRACTICE NOTES NOT UPLOADED	
41			WESBANK vs Zilambisa Transport	067959/23			DRAFT ORDERS NOT UPLOADED, DEFENDANT'S HEADS OF ARGUMENTS AND PRACTICE NOTES NOT UPLOADED	
32	Friday – 08 November 2024	10:00	Clinix Health Group vs Badenhorst Engineers Inc	085773/23			DRAFT ORDERS NOT UPLOADED	