

## Deon Gericke

---

**From:** Christinah Msimango <ChMsimango@judiciary.org.za>  
**Sent:** Friday, 08 April 2022 16:09  
**To:** jhbadmin@law.co.za; jhbbar@law.co.za; gautengnbcsa@outlook.com; gautengsocadv@gmail.com; nfa.advocates@gmail.com; northgautengadv@gmail.com; northgautengadv@gmail.com; info@nationalbarcouncil.co.za; info@churchsquarebar.co.za; Deon Gericke; Yvonne Badenhorst; reception@loftusadv.co.za; manager@gkchambers.co.za; manager@gkchambers.co.za; manager@clubadvocates.co.za; manager@clubadvocates.co.za; manager@advchambers.co.za; manager@advchambers.co.za; faan@vercueil.co.za; faan@vercueil.co.za; Jventrr@gmail.com; Jventrr@gmail.com; thobekile@lowndes.co.za; thobekile@lowndes.co.za; alex@lowndes.co.za; alex@lowndes.co.za; jan@riaanbosch.co.za; jan@riaanbosch.co.za; riaan@riaanbosch.co.za; riaan@riaanbosch.co.za; nomlayo.mabhena@cdhlegal.com; nomlayo.mabhena@cdhlegal.com; communication@lpc.org.za; communication@lpc.org.za; data@saflii.org; admin@pabasa.co.za; admin@pabasa.co.za; info@nationalbarcouncil.co.za; info@nationalbarcouncil.co.za; baradmin@law.co.za; baradmin@law.co.za; info@bla.org.za; info@bla.org.za; gautengsecretary@blaonline.org.za; gautengsecretary@blaonline.org.za; mscapebar@law.co.za; mscapebar@law.co.za; admin@csadvocates.co.za; admin@csadvocates.co.za; legalpracticecouncil@lpc.org.za; legalpracticecouncil@lpc.org.za; ptabar@law.co.za; info@jaa.org.za; info@jaa.org.za; collinL@raf.co.za; collinL@raf.co.za; courtrolls@csadvocates.co.za; courtrolls@csadvocates.co.za; Yvonne Badenhorst; Yvonne Badenhorst; bertwiltz@lantic.net; lana@ppv.co.za; lana@ppv.co.za; admin@csadvocates.co.za; admin@csadvocates.co.za; motions@slerouxprok.co.za; motions@slerouxprok.co.za; pvv@ppv.co.za; pvv@ppv.co.za; admin@blaonline.org.za; admin@blaonline.org.za  
**Subject:** URGENT COURT DIRECTIVES and ROLLS: 11-15 APRIL 2022  
**Attachments:** URGENT COURT DIRECTIVE- 11-15 APRIL.docx; URGENT COURT ROLL FOR TUESDAY- 12 APRIL 2022.docx; URGENT COURT ROLL FOR WEDNESDAY- 13 APRIL 2022.docx

Good day

Kindly find attached the Directives as well as the Urgent Court Roll before The Honourable Madam Justice Molefe.



OFFICE OF THE CHIEF JUSTICE  
REPUBLIC OF SOUTH AFRICA

Kind Regards

Mrs Christinah Msimango

Judges Secretary

Office: 244 at Palace

Gauteng High Court, Pretoria Division

Cnr Madiba & Paul Kruger Street

Tel: 012 314 6903

Email: [ChMsimango@judiciary.org.za](mailto:ChMsimango@judiciary.org.za)

## Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.



HIGH COURT OF SOUTH AFRICA, GAUTENG DIVISION, PRETORIA  
FROM THE CHAMBERS OF MADAM JUSTICE MOLEFE

---

**DIRECTIVE**

**WEEK OF 11- 15 APRIL 2022**

**URGENT APPLICATIONS BEFORE JUDGE MOLEFE**

1. If cases were not ready at time of filing at 12:00 on Thursday 07 April 2022 (i.e all relevant affidavits filed, the application indexed and paginated and a certificate of urgency and practice note filed), they will not be heard, unless there is good cause or exceptional circumstances. In all matters a **DRAFT ORDER IN WORD is to be uploaded to CaseLines** together with the papers.
2. No piece-meal filing of affidavits will be allowed.
3. The CaseLines bundle will be frozen by 14h00 on Friday 08 April 2022 and no further documents may be filed without the relevant judge's specific written permission.
4. **All court bundles are to be fully uploaded to Caselines.** If any problems are experienced the particular judge's secretary must be contacted TIMEOUSLY. In the absence thereof, where links have not been populated timeously (see par 1 supra) or no link has been received, the matter will be struck from the roll.
5. **A separate allocation will be issued by Judge Molefe and Judge Kuny once the allocation of matters has been finalized.**
6. For matters before Judge Molefe, ensure that [ChMsimango@judiciary.org.za](mailto:ChMsimango@judiciary.org.za) is invited to your matter. For matters before Judge Kuny, ensure that [PVilakazi@judiciary.org.za](mailto:PVilakazi@judiciary.org.za) & [JMagoro@judiciary.org.za](mailto:JMagoro@judiciary.org.za) are invited to your matter.
7. It is the duty of the applicant's attorney to ensure that there are no duplicate

cases created on CaseLines and to ensure that the particular judge has received the correct link. In the event that this does not occur, and links remain unpopulated or the judge has received the incorrect link, the matter will not be heard and will be removed or struck from the roll.

8. Where no certificate of urgency has been filed and/or no practice note has been filed the matter will be struck from the roll. The practice note is to set out the following:
  - 8.1 particulars and contact details of the legal practitioners;
  - 8.2 nature of the relief sought (without referring to the notice of motion);
  - 8.3 total number of pages;
  - 8.4 a brief summary of the factual and legal issues involved;
  - 8.5 a clear indication (without repeating the heads of argument) which portion of the papers must be read and which not;
  - 8.6 the main issues to be considered;
  - 8.7 a brief summary of the urgency, or absence thereof;
  - 8.8 whether there has been service by the sheriff and if not, why not;
  - 8.9 estimated duration;
  - 8.10 whether the matter is opposed.

**FAILURE TO FILE a practice note setting out all the above information, may result in the matter being struck from the roll and a punitive cost order being granted.**

9. In matters that are unopposed or settled – draft orders in word format are to be emailed to the relevant judge's secretary by no later than 13h00 on Monday 11 April 2022. No hearing is required for these matters unless parties notify the relevant judge's secretary otherwise or the particular judge requires submissions. Counsel are to remain available.
10. In all opposed matters, heads of argument are to be filed by both parties before 12h00 on Monday 11 April 2022 and all cases relied upon are also to be uploaded to CaseLines. Strict regard will be had to the rules of urgency without exception.
11. All hearings will take place via MS Teams without exception and the link will be sent in due course.
12. If parties are of the view that a matter may be heard on the papers and without a hearing they are to indicate this to the judge's secretary by no later than 10h00

on Monday 11 April 2022.

13. An allocation does NOT mean that the matter is considered sufficiently urgent to hear on the merits. Submissions will need to be made regarding the grounds of urgency.
14. If there is non-compliance with this practice directive, the matter will be struck from the roll, unless good cause is shown for non-compliance.
15. In the event that a practitioner struggles to upload an application to Caselines, an affidavit is to be prepared explaining what steps have been taken and why it was not possible to upload to Caselines and this must be sent to the judge's secretary. The judge will then give further directions.
16. It is pointed out that there is a growing tendency to abuse the urgent court in two ways:  
**firstly** to set matters down which are not ripe for hearing, not urgent or in which urgency is self-created. **This will NOT be allowed;**  
**secondly**, the urgent court is NOT intended to hear complex factual and/or legal issues set out over hundreds of pages which take a long time to consider and finalise. This clogs up an extremely busy court and prevents other deserving matters from being heard. **These complex/long matters are to be removed from the roll and the parties are to seek an allocation from the Deputy Judge President in a special court on a future date (cf Practice Manual, Annexure "A" to 13.24 par [4] sub par (10) and (11) page H2-141).**



Kind Regards

**Mrs Christinah Msimango**  
Judges' Secretary  
Office: 244 At the Palace  
Gauteng High Court, Pretoria Division  
Cnr Madiba & Paul Kruger Street  
Tel: 012 314 6903  
Email: [ChMsimango@judiciary.org.za](mailto:ChMsimango@judiciary.org.za)



**URGENT COURT ROLL FOR TUESDAY: 12 APRIL 2022**

**JUDGE: HONOURABLE MADAM JUSTICE MOLEFE**

**SECRETARY: C MSIMANGO**

**Email: [ChVsimango@judiciary.org.za](mailto:ChVsimango@judiciary.org.za)**

<b>NUMBER</b>	<b>PARTIES</b>	<b>CASE NUMBERS</b>	<b>JUDGE</b>
1.	WF BOUWER ATTORNERS INC VS THE MASTER OF THE NORTH GAUTENG HIGH COURT	19271/22	MOLEFE J
3.	ROAD ACCIDENT FUND VS THE PLAINTIFFS LISTED IN ANNEXURE "RAF1" PLUS 4 OTHERS	19384/22	MOLEFE J
6.	CORNELIUS JANSEN KERNEELS VAN DER MERWE VS THE MINISTER OF POLICE PLUS 4 OTHERS	17677/22	MOLEFE J
7.	SHIRWIN HAMISH KEMOETIE VS NATASHA NATALIE KEMOETIE	16412/22	MOLEFE J
8.	SELLO MALEPA IN RE: MOSHIDI ZITTAH RADEBE DID NOT CREATE ON CASE LINE	19121/22	MOLEFE J
9.	FLM SA (PTY) LTD PLUS 4 OTHERS VS THE GAUTENG PROVINCIAL LIQUOR BOARD	17958/22	MOLEFE J
14.	EDWARD MWANANDIMAI (PASSPORT NUMBER EN721795) VS THE MINISTER OF HOME AFFAIRS AND SECOND RESPONDED	18892/22	MOLEFE J
18.	ALEXANDER THOMAS DUFF (EX-PARTE)	19096/22	MOLEFE J
21.	REFILWE COMAKAE MP LUS 1 VS JACOBUS INGNATIUS VAN NIEKERK PLUS 1	63778/21	MOLEFE J
22.	RAF V BHEKISIWE J NGOBENI obo PHELELA & OTHERS	35926/17	MOLEFE J



**URGENT COURT ROLL FOR WEDNESDAY: 13 APRIL 2022**

**JUDGE: HONOURABLE MADAM JUSTICE MOLEFE**

**SECRETARY: C MSIMANGO**

**Email: [ChMsimango@judiciary.org.za](mailto:ChMsimango@judiciary.org.za)**

<b>NUMBER</b>	<b>PARTIES</b>	<b>CASE NUMBERS</b>	<b>JUDGE</b>
<b>12.</b>	<b>MOONLIGHTING FILMS (PTY) LTD &amp; SECOND APPLICANT VS THE DEPARTMENT OF TRADE AND INDUSTRY AND COMPETITION PLUS 4 OTHERS</b>	<b>17046/22</b>	<b>MOLEFE J</b>
<b>16.</b>	<b>MANTAKANE PORTIA NKADIMENG VS MAREMELE VICTOR MKADIMENG</b>	<b>19742/22</b>	<b>MOLEFE J</b>
<b>23.</b>	<b>DUKADA AND HETNCHO GROUP (PTY) LTD VS THE SHERIF FOR THE MAGISTRATE COURT</b>	<b>20463/22</b>	<b>MOLEFE J</b>
<b>24.</b>	<b>STORM BAGTJIES VS UNIVERSITY OF SA</b>	<b>20464/22</b>	<b>MOLEFE J</b>
<b>25.</b>	<b>TRAVEL DAYS SIYABHABHA CC VS PHILIPPUS CHRISTOFFEL LESSING N O</b>	<b>19652/22</b>	<b>MOLEFE J</b>