

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG  
WEDNESDAY 21<sup>ST</sup> MAY 2025**

**THE DEFAULT MODE OF HEARING OF MATTERS IS IN PHYSICAL COURT**

**EVEN THOUGH THE DEFAULT MODE OF HEARINGS IS PHYSICAL, JUDGES  
MAY ELECT TO PROCEED VIRTUALLY**

**LITIGANTS ARE TO CONFIRM THE MANNER IN WHICH THE HEARING WILL BE  
CONDUCTED WITH THE SECRETARY OF THE PRESIDING JUDGE**

**IN VIRTUAL HEARINGS, THE LINK WILL BE CREATED BY THE SECRETARY  
OF THE PRESIDING JUDGE AND CIRCULATED TO THE LITIGANTS**

**OPPOSED MOTION**

9C BEFORE THE HONOURABLE JUDGE MABESELE J

9D BEFORE THE HONOURABLE JUDGE ADAMS J

9F BEFORE THE HONOURABLE JUDGE RAUBENHEIMER AJ

8F BEFORE THE HONOURABLE JUDGE NAIR AJ

8E BEFORE THE HONOURABLE JUDGE WIJNBEEK AJ

**INSOLVENCY COURT**

8D BEFORE THE HONOURABLE JUDGE LOXTON AJ

**SPECIAL MOTION**

8C BEFORE THE HONOURABLE JUDGE FISHER J  
*2023-018685*

**UNOPPOSED MOTION**

GC BEFORE THE HONOURABLE JUDGE MUDAU J

GD BEFORE THE HONOURABLE JUDGE MALI J

GE BEFORE THE HONOURABLE JUDGE NOKO J

**URGENT APPLICATIONS**

9A BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

9B BEFORE THE HONOURABLE JUDGE WANLESS J

**INCOME TAX COURT**

BEFORE THE HONOURABLE JUDGE BAM J  
*(IT46495; IT46040)*

## **FAMILY COURT**

11B BEFORE THE HONOURABLE JUDGE LIEBENBERG AJ

11C BEFORE THE HONOURABLE JUDGE R. LANGE AJ

11A BEFORE THE HONOURBLE JUDGE M VAN NIEUWENHUIZEN AJ

## **SPECIAL INTERLOCUTORY COURT**

GB BEFORE THE HONOURABLE JUDGE ALLY AJ

## **RAF DEFAULT JUDGMENT COURT**

8A BEFORE THE HONOURABLE JUDGE MAKGATE AJ

Video-link BEFORE THE HONOURABLE JUDGE C PRINSLOO AJ

## **FULL COURT APPEAL – CIVIL**

11F BEFORE THE HONOURABLE JUDGE WINDELL J  
AND BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J  
AND BEFORE THE HONOURABLE JUDGE MOTHA J  
*A2024-061772    A2024-058081    A2024-091672*

## **COMMERCIAL COURT**

Offsite facility BEFORE THE HONOURABLE JUDGE DIPPENAAR J  
*2021/58293*

## **CIVIL TRIAL OF LONG DURATION**

1A BEFORE THE HONOURABLE JUDGE MFENYANA J

GA BEFORE THE HONOURABLE JUDGE MATTHYS AJ  
*2020/14107*

## **GENERAL CIVIL TRIALS**

BEFORE THE HONOURABLE JUDGE WRIGHT J

8D BEFORE THE HONOURABLE JUDGE YACOOB J

11E BEFORE THE HONOURABLE JUDGE SENYATSI J

6A BEFORE THE HONOURABLE JUDGE MIA J

6E BEFORE THE HONOURABLE JUDGE DLAMINI J

6C BEFORE THE HONOURABLE JUDGE COWEN J

6F BEFORE THE HONOURABLE JUDGE THOBANE AJ

8B BEFORE THE HONOURABLE JUDGE NTHAMBELENI AJ

6B BEFORE THE HONOURABLE JUDGE DE SOUZA-SPAGNOLETTI AJ

# THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP.

THERE SHALL BE NO PHYSICAL TRIAL ROLL CALL.

PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 19 OF THE REVISED CONSOLIDATED PRACTICE DIRECTIVE 01 OF 2024 (With effect from 26 February 2024 and amended on 12 June 2024)

## **Regarding Practice Notes:**

1. *What is envisaged is a practice note filed **shortly before the trial** after a last check on whether a trial is necessary at all, and if so, how expeditiously can it be conducted. Axiomatically this assessment can only be made shortly before trial.*
2. *In several instances, a practice note is filed months before the trial date. This is of **no value** in declaring the status quo on the eve of trial. When matters are struck off because no recent practice note was filed, parties are understandably disappointed. The **recent** practice note is critical to the optimal utilisation of court time, and it must therefore be so that it must indeed be recent.*
3. *Litigants' attention is drawn to paragraphs 19.3, 19.4 and 19.5 of Practice Directive 01 of 2024 which came*

*into effect from 26 February 2024 and which were amended on 12 June 2024. The practice note, prepared in accordance with the practice note templates annexed to the Directive must be uploaded not earlier than **7 court** days and not later than **5 court** days before the hearing set-down. If no practice note is timeously uploaded (or uploaded after the cut-off date), the matter shall automatically be removed from the roll, and the date forfeited. If the practice note is non-compliant with the practice manual or Practice Directive 01 of 2024, the matter shall be automatically removed and similarly the date forfeited. The provision shall be strictly applied.*

**4. LAST DATE TO SUBMIT PRACTICE NOTES: WEDNESDAY, 14 MAY 2025**

JUDGES, ACTING JUDGES AND LITIGANTS ARE REMINDED OF CHAPTER 6.9 OF THE PRACTICE MANUAL DATED OCTOBER 2018 WHICH DEALS WITH THE PROCEDURE TO ENROLL PART-HEARD CIVIL TRIALS

## **NOTE ON CIVIL TRIALS WHERE ON THE DAY IT IS CALLED THE PARTIES ANNOUNCE A DESIRE TO SETTLE**

1. Judges and Acting Judges serving in the civil trial court must be circumspect when confronted by parties who seek a stand-down to settle.
2. Valuable judicial time is squandered whilst waiting on an agreement to be produced, if at all.
3. The standard procedure is that if a trial is not ready to run at 10h00 on the set down date it should be removed with no costs order. The judge is then available to take the next case.
4. In a case where the parties do settle in that week, an agreement can be brought to the judge who was presiding for it to be made an order. If settled later, the opportunity to re-enrol it on the settlement roll on one weeks' notice remains available
5. The cases awaiting a judge's attention must not be left to linger and risk being crowded out.
6. The abuse by parties is particularly prevalent in RAF cases.

| NUMBER<br>ON ROLL                   | CASE NO    | PARTIES                                                                                                                                                                                                                                      | DATE TRIAL<br>DATE APPLIED<br>FOR | DATE TRIAL DATE GRANTED | ALLOCATION/ORDER GRANTED                                                                                                                                                                                                                               |
|-------------------------------------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|-------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>PART A: GENERAL CIVIL TRIALS</b> |            |                                                                                                                                                                                                                                              |                                   |                         |                                                                                                                                                                                                                                                        |
|                                     |            |                                                                                                                                                                                                                                              |                                   |                         |                                                                                                                                                                                                                                                        |
|                                     |            |                                                                                                                                                                                                                                              |                                   |                         |                                                                                                                                                                                                                                                        |
|                                     |            |                                                                                                                                                                                                                                              |                                   |                         |                                                                                                                                                                                                                                                        |
| <b>PART B: ROAD ACCIDENT FUND</b>   |            |                                                                                                                                                                                                                                              |                                   |                         |                                                                                                                                                                                                                                                        |
|                                     |            |                                                                                                                                                                                                                                              |                                   |                         |                                                                                                                                                                                                                                                        |
| 1.                                  | 2021/49003 | RAND MUTUAL<br>ASSURANCE VS ROAD<br>ACCIDENT FUND<br>Plaintiff: Adv Z Maluleke<br>Defendant: Mr D Sondlani<br>Merits and quantum (separation of<br>issues)<br>Estimated duration; 2 – 3 days<br>Inspection in loco<br>Interpreter to be used | <b>30/05/2023</b>                 | <b>11/08/2023</b>       |                                                                                                                                                                                                                                                        |
| 2.                                  | 2017/56528 | MUBAIWA VINAH VS ROAD<br>ACCIDENT FUND                                                                                                                                                                                                       | <b>15/05/2023</b>                 | <b>16/05/2023</b>       | No practice note (as set out in<br>paragraphs 19.3, 19.4 and 19.5<br>of the Judge President's<br>Practice Directive 01 of 2024 as<br>amended on 12 June 2024)<br>was uploaded to the electronic<br>file – Matter is struck off from<br>the trial roll. |

|    |                             |                                                                                                                                                                                                                                                                                                  |                   |                   |  |
|----|-----------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|-------------------|--|
| 3. | 2022/043457                 | <p>TREZLIN MIKYLE REEBY VS<br/>ROAD ACCIDENT FUND</p> <p>Plaintiff: Adv N Motala<br/>Defendant: Mr D Sondlani<br/>Merits<br/>Pre-trial conference: 26 May 2023<br/>Minutes filed: 26 May 2023<br/>Estimated duration: 1 – 2 days</p>                                                             | <b>24/05/2023</b> | <b>15/06/2023</b> |  |
| 4. | 2022-048356<br>Court Online | <p>MUKHARI VONGANI NURSE<br/>VS ROAD ACCIDENT FUND</p> <p>Plaintiff: Adv L Mathebula<br/>Defendant: Mr D Sondlani<br/>Estimated duration: 1 – 2 days<br/>Pre-trial conference: 12 July 2023<br/>Quantum (general damages; future<br/>loss of earnings; past and future<br/>medical expenses)</p> | <b>12/07/2023</b> | <b>24/07/2023</b> |  |
| 5. | 2020/16874                  | <p>KHUMALO BULELWA<br/>HEAVYGIRL VS ROAD<br/>ACCIDENT FUND</p> <p>Plaintiff: Ms N Davidson<br/>Defendant: Mr L Klaas<br/>Quantum (general damages; loss of<br/>earnings; future medical expenses)<br/>Estimated duration: 1 day<br/>Pre-trial conference: 13 July 2023</p>                       | <b>17/07/2023</b> | <b>24/07/2023</b> |  |

|    |            |                                                                                                                                                                                                                                                                                                                                                                     |                   |                   |                                                                                                                                                                                                                                   |
|----|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|-------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 6. | 2022/00276 | <p><b>SHEZI SIPHAMANDLA VS ROAD ACCIDENT FUND</b></p> <p>Plaintiff: Adv A van der Merwe<br/> Defendant: Ms S Ameersingh<br/> Quantum (loss of earnings; earning capacity)<br/> Pre-trial conference; 27 July 2023<br/> Minutes filed: 03 August 2023<br/> Estimated duration: 1 – 2 hours (if argued); 1 – 2 days (if evidence led)<br/> Interpreter to be used</p> | <b>18/07/2023</b> | <b>31/08/2023</b> |                                                                                                                                                                                                                                   |
| 7. | 2022/6522  | <p><b>MTSHALI ANELE HELEN OBO MINOR VS ROAD ACCIDENT FUND</b></p>                                                                                                                                                                                                                                                                                                   | <b>11/08/2023</b> | <b>18/08/2023</b> | No practice note (as set out in paragraphs 19.3, 19.4 and 19.5 of the Judge President's Practice Directive 01 of 2024 as amended on 12 June 2024) was uploaded to the electronic file – Matter is struck off from the trial roll. |
| 8. | 2021/24748 | <p><b>KOIHITLHETSE MAPHEFO MITTAH VS ROAD ACCIDENT FUND</b></p>                                                                                                                                                                                                                                                                                                     | <b>20/07/2023</b> | <b>17/08/2023</b> | No practice note (as set out in paragraphs 19.3, 19.4 and 19.5 of the Judge President's Practice Directive 01 of 2024 as amended on 12 June 2024) was uploaded to the electronic file – Matter is struck off from the trial roll. |
|    |            |                                                                                                                                                                                                                                                                                                                                                                     |                   |                   |                                                                                                                                                                                                                                   |

| MATTERS REMOVED FROM THE ROLL BY NOTICE                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |  |  |  |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|--|--|--|
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |  |  |  |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |  |  |  |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |  |  |  |  |
| <p style="text-align: center;"><b>MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE</b></p> <ol style="list-style-type: none"> <li>1. The civil trial roll is submitted to the Office of the Deputy Judge President by the Registrar approximately nine (09) court days before the trial date and was correct when it reached the Secretary of the Deputy Judge President.</li> <li>2. The roll received from the registrar's office is then posted on the website of the Johannesburg Society of Advocates approximately five (05) court days before the trial date, where litigants may inspect the roll.</li> <li>3. The failure of the registrar to include matters on the roll must be taken up with the Registrar <u>by no later than five (05) court days before the trial date</u>. For that purpose, kindly approach the registrar, <b>Ms N Mvumbi</b> (<a href="mailto:NMvumbi@judiciary.org.za">NMvumbi@judiciary.org.za</a> / 010 494 8399) timeously to enquire about the enrolment.</li> <li>4. If the <b>registrar</b> approves the enrolment, the matter may be enrolled and dealt with. If the registrar declines the enrolment, the parties may apply for a new trial date in terms of the existing Practice Directives.</li> </ol> <p>Last-minute enquiries will not be accommodated.</p> |  |  |  |  |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |  |  |  |  |