



IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION PRETORIA)
(TRIALS / SPECIAL INTERLOCUTORY COURT ROLL)

21 AUGUST 2025

BEFORE THE HONOURABLE JUSTICE (S MYBURGH A J)

JUDGE'S SECRETARY: Kgomotso Moatshe

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1.	<u>PAPON S</u>	<u>VS</u>	<u>RAF</u>	<u>036293/22</u>
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Judge's Notes:

Satisfied with Draft Order uploaded on Caselines 13-2.

2.	<u>MAFUMELA K S</u>	<u>VS</u>	<u>RAF</u>	<u>22786/21</u>
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Judge's Notes:

Satisfied with Draft Order on Caselines A00-1.

3.	<u>DIYASE A</u>	<u>VS</u>	<u>RAF</u>	<u>43921/17</u>
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Judge's Notes:

No Practice Note. Not prepared to strike the defence.

4.	<u>MTSHALI N I Q</u>	<u>VS</u>	<u>RAF</u>	<u>047081/24</u>
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Judge's Notes:

Prayer 2 of the Draft Order uploaded on Caselines 001(a)-10 should read "10 days", otherwise satisfied with the said Draft Order.

5. **MOHAPI J M** **VS** **RAF** **71554/18**

Judge's Notes:

Not prepared to strike out the defence. Only prepared to order the Respondent to attend a pre-trial.

6. **SCHERAD ASVAT** **VS** **RAF** **58506/17**

Judge's Notes:

Satisfied with prayers 1 and 2 of the Notice of Motion on Caselines 0004-1.

7. **WILLIAMS P** **VS** **RAF** **18261/20**

Judge's Notes:

Save to amend the period in prayer 2 of the proposed Draft Order to 10 days, the Court is satisfied with the remaining content of the Draft Order uploaded on Caselines 000(b)-37.

8. **MAAKE M J** **VS** **RAF** **7374/2015**

Judge's Notes:

Satisfied with Draft Order uploaded on Caselines 024-1.

9. **MOFOKENG N S** **VS** **RAF** **22620/21**

Judge's Notes:

1. The Applicant is to follow the wording of the following Draft Order:

The respondent is declared to be delinquent by reason of its default in failing to engage in mediation within the terms of the Mediation Directive and Protocol of 22 April 2025 (and its revision) in that it failed to (provide details).

2. The Respondent is ordered to comply with its obligation to within 10 days of service of this order.

3. In the event that the Respondent fails to comply as ordered in para 2, the Applicant shall be excused from engaging in mediation and be forthwith entitled to set down the case on the appropriate default judgment roll to seek:

3.1. An order holding the plaintiff/defendant/respondent in contempt of this order,

3.2. An order striking out the claim/defence of the plaintiff/defendant/respondent

3.3. An order dismissing the claim/granting relief in terms of the particulars of claim.

3.4. An order of costs on the attorney and client scale

4. The Respondent is ordered to pay the costs of this application on the High Court party and party scale (scale ____).

Not inclined to grant punitive costs in this application.

10. MAOWASHA K J	VS	RAF	<u>49914/18</u>
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Judge's Notes:

No access to Caselines.

11. MNDEBELE G M	VS	RAF	<u>013018/24</u>
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Judge's Notes:

No access to Caselines.

12. MONKWE L V	VS	RAF	<u>65504/18</u>
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Judge's Notes:

Satisfied with prayers 1, 2, 4 and 6 of the Notice of Motion, save that the Court is not inclined to grant punitive costs at this stage.

13. KOPI Y A	VS	RAF	<u>2364/2021</u>
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Judge's Notes :

No access to Caselines.

14. MADONSELA M J OBO MINOR	VS	RAF	<u>10284/18</u>
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Judge's Notes:

Satisfied with prayers 1, 2, 4 and 6, save that the Court is not inclined to grant punitive costs at this stage.

15. NAICKER D	VS	RAF	<u>28567/18</u>
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Judge's Notes:

To follow the wording of the Draft Order *supra*.

16. MONOKOFALA P C	VS	RAF	<u>53721/20</u>
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Judge's Notes:

To follow the wording of the Draft Order *supra*.

17. MOLOI N J	VS	RAF	<u>54233/20</u>
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Judge's Notes:

To follow the wording of the Draft Order *supra*.

- 18. VAN WYK N J** **VS** **RAF** **52951/20**
- Judge's Notes:
- No access to Caselines.
- 19. NEL W** **VS** **RAF** **28417/21**
- Judge's Notes:
- Inclined to order a pre-trial conference to be held within 10 days.
- 20. VAN VUUREN R A** **VS** **RAF** **64242/20**
- Judge's Notes:
- No Draft Order uploaded as indicated in the Practice Note. However satisfied with prayers 1 and 2 of the Notice of Motion.
- 21. MAHLANGU T C** **VS** **RAF** **9041/2021**
- Judge's Notes:
- No Draft Order uploaded as indicated in the Practice Note. The Court is however satisfied with prayers 1 and 2 of the Notice of Motion.
- 22. MAKOFANE T** **VS** **RAF** **62004/16**
- Judge's Notes:
- Application to compel discovery: Satisfied with prayers 1 and 3 of the Notice of Motion.
- Application to compel response to further particulars: This matter is to be argued. The Court questions whether the Notice in terms of Rule 21 actually complies with such rule.
- PAJA application: Satisfied with prayers 1 and 2 of the Notice of Motion, save that the Court is not inclined to grant punitive costs.
- PAJA application (Caselines 12.6): Having regard to the application in Caselines 12.5, the Applicant should address the Court on why this application is not an abuse of process.
- 23. MUDZANANI P** **VS** **RAF** **51707/20**
- Judge's Notes:
- Application to strike defence: Court satisfied with prayers 1 and 2 of the Notice of Motion. No Draft Order uploaded as indicated the Practice Note.

Applications to compel Caselines 12.1 and 12.2: Both these applications need to be argued. The Court questions whether the Notice in terms of Rule 21 complies with Rule 21. Court further questions the relevance of these applications considering the Application to Strike Out the Defence.

24. MAFIFI D C OBO S R VS RAF 010791/23

Judge's Notes:

Satisfied with the Draft Order uploaded on Caselines 00-4.

25. PITSO T OBO A R VS RAF 52234/12

Judge's Notes:

Satisfied with prayers 1, 2 and 3 of the Notice of Motion.

26. KOAE L E VS RAF 52751/22

Judge's Notes:

Satisfied with prayers 1, 2 and 4 of the Draft Order. Prayer 3 is to be argued.

27. MOLOI T D OBO ESTATE LATE : M A MOLOI VS RAF 32938/11

Judge's Notes:

To be removed per Draft Order on Caselines 009-2.

28. CEBEKHULU E N OBO B VS RAF 83911/17

Judge's Notes:

Satisfied with Draft Order uploaded on Caselines 008-2.

29. MAJOLA S V VS RAF 38723/12

Judge's Notes:

Satisfied with prayers 1, 2, 3 and 5 of the Draft Order on Caselines 04-1. Prayer 4 is to be argued.

30. CELE N Q OBO MINOR VS RAF 89737/16

Judge's Notes:

Satisfied with prayers 1, 2, 3 and 5 of the Draft Order uploaded on Caselines 09-1. Prayer 4 is to be argued.

31. RAJOO T	VS	RAF	029250/23
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Judge's Notes:

No Draft Order in Caselines 21.3 as stated in the note. Prayers 2 and 3 should be argued. In this regard submissions has already been received. Not inclined to grant punitive costs as per prayer 4 of the Notice of Motion, and thus should be argued.

32. RUBULUZA M M	VS	RAF	020233/23
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Judge's Notes:

No Draft Order in Caselines 21.3 as stated in the note. Prayers 2 and 3 should be argued. In this regard submissions has already been received. Not inclined to grant punitive costs as per prayer 4 of the Notice of Motion, and thus should be argued.

33. MDLETSHE X K	VS	RAF	020228/23
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Judge's Notes:

No Draft Order in Caselines 21.3 as stated in the note. Prayers 2 and 3 should be argued. In this regard submissions has already been received. Not inclined to grant punitive costs as per prayer 4 of the Notice of Motion, and thus should be argued.

34. MBEDU C	VS	RAF	029547/23
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Judge's Notes:

Insert the word "attended" into prayer 1 of the proposed Draft Order on Caselines 12.3.2-2. Replace the word "disallowed" with the word "barred" in prayer 2. Not inclined to award punitive costs.

35. SIYAYA T M B	VS	RAF	36710/17
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Judge 's Notes :

Satisfied with prayers 1, 2, 3 and 5 of the proposed Draft Order on Caselines 09-4. Prayer 4 should be argued.

36. GCABASHE T	VS	RAF	3025/2017
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Judge 's Notes :

Satisfied with prayers 1, 2, 3 and 5 of the proposed Draft Order on Caselines 09-4. Prayer 4 should be argued.

37. BOLLIGER C S	VS	RAF	37933/15
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Judge's Notes:

Satisfied with prayer 1 on Caselines 031-30. Prayers 2 and 3 should be argued. Not inclined to award punitive costs per prayer 4. Costs should thus be argued.

38. MPHOKA D J **VS** **RAF** **2489/2021**

Judge's Notes:

No access to Caselines.

39. CWELE N P **VS** **RAF** **38600/19**

Judge's Notes:

Satisfied with prayer 2. Will only compel Defendant to file Discovery Affidavit as per prayer 3. Not inclined to award attorney and own client costs per prayer 4.

40. DU TOIT J **VS** **RAF** **51492/20**

Judge's Notes:

Satisfied with prayer 2. Will only compel Defendant to file Discovery Affidavit as per prayer 3. Not inclined to award attorney and own client costs per prayer 4.

41. TITO M **VS** **RAF** **4960/2021**

Judge's Notes:

Having regard to the fact that the Defendant has responded to the Rule 41A Notice, the relief being sought should be reconsidered. The defence by the Defendant does not seem proper. Matter should thus be argued.

42. EDWARDS K **VS** **RAF** **8063/2018**

Judge's Notes:

Satisfied with Draft Order on Caselines 00-53.

43. MMAGAPA M P **VS** **RAF** **15281/16**

Judge's Notes :

Satisfied with Draft Order on Caselines 00-28.

44. MALEKA J **VS** **RAF** **18361/20**

Judge's Notes:

Satisfied with prayers 1 and 2 of the Notice of Motion on Caselines 015-11.