IN THE HIGH COURT OF SOUTH AFRICA

GAUTENG DIVISION, JOHANNESBURG

09 JUNE 2026 **BEFORE JUDGE: SEWPERSATH AJ**

SECRETARY: BOIPELO TLHOWE **Email: BTlhowe@judiciary.org.za**

CIVIL TRIAL DEFAULT JUDGMENT

DIRECTIVES IN RESPECT OF CIVIL TRIAL DEFAULT JUDGMENT BEFORE SEWPERSATH AJ

1. **Proceedings will be conducted in open court at 10am on the 9th June 2026.**

2. At 10am on the 9th June 2026, postponements, removals, settlements and stand downs will be called first in order of seniority. Thereafter, matters will be called in order of seniority for matters ready to proceed. Should a stand down for a hearing later in the week be requested, parties are required to have discussed the matter with their respective opponent and are required to give reasons for the stand down.

3. All documents must be available on CaseLines, failing which matters will be removed or struck from the roll. All documents must be uploaded to Caselines by Friday **5 June 2026 before close of business at 16:00pm**

4. The Practice Directives for this court must be strictly adhered to including the timeous uploading of Practice Notes. Failure to do so will lead to the removal or striking of the matter.

5. Parties are to notify our office by e-mail of any removal, postponements or settlements forthwith, to prevent the unnecessary reading of matters.

6. If there is to be an application for a separation of issues it must be done in advance, either by formal application or by indicating that an application will be moved from the Bar in the practice note, to prevent unnecessary reading.

7. Any representative that wish to lead evidence via affidavit must be in a position to assure the court that the signature on the affidavit is an original signature and that the commissioner and witness signed in each other's presence.

8. The draft orders in PDF and Word format must be uploaded timeously and must include the presiding judge's name on the draft order.

9. 2 (two) hard copies of the draft must also be available in court.

10. Introductions will take place at 9:40 in Chamber 306. Parties are not obliged to attend chamber for introductions and may do so in open court when their matter is called.

11. If a matter becomes settled or is to be removed or postponed, the Judge's Registrar must be informed without delay.

12. Updated Heads of Argument (indicating what remains in dispute) and draft order must be uploaded to CaseLines by **16h00** on Friday, **5 June 2026.**

    12.1 <u>Succinct Heads of Argument (No more than 6 pages)</u>: the updated Heads of Argument must stipulate:

        12.1.1 Where specifically on CaseLines the following are located (i) the application for default judgment; (ii) proof of service of the application and set down on the RAF; and (iii) the relevant expert reports including the expert confirmatory affidavits.

        12.1.2 A summary of the submissions with reference to (i) the evidence to be adduced in support of the RAF's liability; and (ii) the calculation of the damages and reason for the contingencies applied, with specific

reference to each category of damage(s), including *inter alia*:

12.1.2.1 if general damages are claimed – list the authorities / case law relied upon for the quantum, including a brief description of the injuries;

12.1.2.2 if damages for loss of income / income earning capacity are claimed – a summary of the submissions including the pre- and post-accident scenarios and contingencies deductions and reasons for the contingencies applied; and

12.1.2.3 if damages for past medical / hospital / related costs are claimed – a summary of the submissions (including proof of costs and reasonableness thereof, as well as if any interim payments have been made and if so, the details thereof).

12.1.2.4 If parties have already drafted comprehensive Heads of argument, they are not required to draft succinct Heads of argument of no more than 6 pages, as long as the comprehensive Heads of argument are not a mere regurgitation of the evidence already contained in the expert reports and comply with paragraph 12.1.1 and 12.1.2.

12.1.2.5 Should Counsel present a clear, honest and reasonable representation of their case in their Heads of Argument, a note will be posted onto the Caselines profile indicating “Prepare a Draft order” in which case Counsel can accept that the order will granted. The Defendant/Respondant will still be given an opportunity to make submissions which may be valuable to the Court before the order is officially granted.

12.2 Draft order:

12.2.1 Counsel must bring 2 (two) hard copies of the draft order to hand up in Court. The draft orders must be signature ready and contain (i) the details of Counsel (ii) the date of the hearing (iii) the number on the court roll and (iv) the Judge's particulars.

12.2.2 Draft orders must be uploaded onto CaseLines in PDF and Word format. The order to be handed up in Court must have the word "draft" removed from the tramlines and the words "Court Order" must be inserted

13. If a matter becomes settled in terms of a settlement agreement and the plaintiff's attorneys have concluded contingency fee agreements with the plaintiff, affidavits in compliance with section 4 of the Contingency Fees Act 1997 must be uploaded to Case Lines.

14. If a Trust is being created, all necessary documents relating to the Trust needs to be available and uploaded to Caselines.

NUMBER ON ROLL	CASE NO	PARTIES	DATE APPLIED	GRANTED	DISMISS / WITHDRAWN	SETTLED
1.	2021/46145	MASITI FERDINAND BAHWELA VS ROAD ACCIDENT FUND	26/3/26			
2.	2025/223070	MNGOMENI ZIMBILI ALBERTINA VS ROAD ACCIDENT FUND	10/4/26			
3.	2026/032402	TSHABALALA SAMKELO DAVID VS ROAD ACCIDENT FUND	10/4/26			
4.	2018/7919	OFENTSE SIMON MOSHIME VS ROAD ACCIDENT FUND	3/3/26			
5.	2026/044917	THABO MOSAKA VS ROAD ACCIDENT FUND	31/3/26			

6.	2022/16429	FRANK MUDLALIFA ZILWANA VS ROAD ACCIDENT FUND	2/3/26			
7.	2016/22661	NDLEBE MPHO MARIA VS ROAD ACCIDENT FUND	25/3/26			
8.	2024/087261	MAYISANA ELIAS NGOMANE VS ROAD ACCIDENT FUND	13/3/26			
9.	2025/238336	RALARALA NOKUTHULA CONSTANCE VS ROAD ACCIDENT FUND	10/4/26			
10.	2024/140111	NTAOLENG JULIA DITABE OBO TLALENG DITABE VS ROAD ACCIDENT FUND	20/2/26			
11.	2025/068942	LUISA ALBERTINA CHAMBULE VS ROAD ACCIDENT FUND	27/11/25			
12.	2024/064677	NOMBULELO FAITH ZWANE VS ROAD ACCIDENT FUND	22/4/26			
13.	2020/37953	LEKGETHOA THATO MALCOM VS ROAD ACCIDENT FUND	15/4/26			
14.	2023/40836	KHULULIWE THANDI SITHOLE VS ROAD ACCIDENT FUND	24/2/26			
15.	2021/24764	MPHO LAWRENCE LEKABE VS ROAD ACCIDENT FUND	18/3/26			
16.	2020/37913	CHERE MASIESO CECILIA VS ROAD ACCIDENT FUND	18/2/26			
17.	2025/076848	SIZWE SIHLE DLAMINIVS ROAD ACCIDENT FUND	1/4/26			
18.	2024/121867	MARGARET NTOMBIZODWA MTSHALI VS ROAD ACCIDENT FUND	3/3/26			
19.	2025/055298	SIHLE MAKHOSAWILE CEBEKHULU VS ROAD ACCIDENT FUND	21/4/26			
20.	2024/017486	MARY REFILOE MATLOU VS ROAD ACCIDENT FUND	20/4/26			
21.	2024/121234	THABANG ANTHONY SACHELE VS ROAD ACCIDENT FUND	20/4/26			
22.	2018/039069	PRINCE NCUBE VS ROAD ACCIDENT FUND	1/5/26			
23.	2021/47167	SINAH HAPPY MAIMELA OBO MINOR VS ROAD ACCIDENT FUND	22/4/26			
24.	2023/000491	VANESSA SEPTEMBER VS ROAD ACCIDENT FUND	23/4/26			

25.	2023/039818	CHAPMAN BARRY DAVID OBO K V CHAPMAN VS ROAD ACCIDENT FUND	31/10/25			
26.	2024/078088	L T ZULU VS ROAD ACCIDENT FUND	29/11/25			
27.	2019/7486	MORGAN SONAM VIJAY VS ROAD ACCIDENT FUND	27/1/26			
28.	2023/108832	LEDEBOER FRANSWA LEONARD CHARLES VS ROAD ACCIDENT FUND	17/4/26			
29.	2018/46102	LEHATA KABELO VS ROAD ACCIDENT FUND	14/11/25			
30.	2024/30871	VUSUMUZI NCUBE VS ROAD ACCIDENT FUND	22/4/26			
31.	2020/14408	MADOLO NOSIPHIWO VS ROAD ACCIDENT FUND	29/4/26			
32.	2024/074050	BOOYSE MICHELLE VS ROAD ACCIDENT FUND	12/12/25			
33.	2022/26301	LOTHIAN SHANE KALVIN VS ROAD ACCIDENT FUND	26/2/26			
34.	2024/097574	PADAYACHEE NANDAKUMARAN BALARAMEN VS ROAD ACCIDENT FUND	11/3/26			
35.	2022/011689	MAKUWARO TIWONE FLORENCE VS ROAD ACCIDENT FUND	23/2/26			
36.	2024/30865	THABANE KGOLORI CLIFFORD VS ROAD ACCIDENT FUND	10/10/25			
37.	2022/5266	DLAMINI BONGEKILE PRUDENCE VS ROAD ACCIDENT FUND	17/10/25			
38.	2022/050318	HANIF FARAH VS ROAD ACCIDENT FUND	4/11/26			
39.	2020/19970	DE MEYER BRANDON VS ROAD ACCIDENT FUND	27/3/26			
40.	2025/199790	SHERIDON BASHMINANEGAPE CHOMANE VS ROAD ACCIDENT FUND	20/1/26			
41.	2025/223037	SUSAN DHLIWAYO VS ROAD ACCIDENT FUND	19/1/26			
42.	2024/59450	OSCAR RICHMAN MHLONGO VS ROAD ACCIDENT FUND	13/1/26			
43.	2026/066056	RAVJEE PRISHAAL VS ROAD ACCIDENT FUND	29/4/26			

44.	2026/069921	MKGALANYANE KAMOGELO OBO T MKGALANYANE VS ROAD ACCIDENT FUND	16/4/26			
45.	2025/179229	PINTO CLIFF RICARDO SANTOS VS ROAD ACCIDENT FUND	20/2/24			
46.	2025/75926	TEMBO MEMORY VS ROAD ACCIDENT FUND	7/5/26			
47.	2022/023432	OOSTHUIZEN JACOBUS JOHANNES VS ROAD ACCIDENT FUND	5/5/26			
48.	2025/31751	MAREDI MMAPULE PORTIA VS ROAD ACCIDENT FUND	7/5/26			
49.	2026/009704	NKOSI ALBERT DANISA VS ROAD ACCIDENT FUND	18/3/26			
50.	2025/171727	DLAMINI DUDUZILE YVONNE VS ROAD ACCIDENT FUND	29/1/26			
MATTERS REMOVED FROM THE ROLL (NO PRACTIE NOTE UPLOADED OR REMOVED BY NOTICE /SETTLED)						
1.	2020/2353	MAKHUBELE LOUISA TINTSWALO VS ROAD ACCIDENT FUND	5/12/25			
2.	2024/034811	MSAWENKOSI KHUMALO VS ROAD ACCIDENT FUND	16/2/26		**RBN**	
3.	2022/9673	SIBISI MBHEKISENI OBED VS ROAD ACCIDENT FUND	16/2/26		**RBN**	
4.	2025/221351	NOMALUNGELO DLAMINI VS ROAD ACCIDENT FUND	9/3/26			
5.	2016/28358	VUMISA AGRIPA VS ROAD ACCIDENT FUND	24/2/26			
6.	2023/056837	SIFISO JACOB ZWANE VS ROAD ACCIDENT FUND	17/4/26			
7.	2020/38211	MABHENA NYATHI NOMATHAMSAQA VS ROAD ACCIDENT FUND	4/5/26			
8.	2022/26892	MOTSELETSE MAFUSI CATHRINE VS ROAD ACCIDENT FUND	4/5/26			
9.	2022/26890	QHUBEKILE IMBALENHLE VS ROAD ACCIDENT FUND	4/5/26			
10.	2022/26895	MTETWA LILIAN VS ROAD ACCIDENT FUND	4/5/26			
11.	2026/056078	MONGWAI DESMOND THOBAKGALE VS ROAD ACCIDENT FUND	23/4/26			
12.	2023/75199	M D BANDA VS ROAD ACCIDENT FUND	3/2/26			

13.	2025/095026	NONHLANHLA NDLELA VS ROAD ACCIDENT FUND	11/1/26			
14.	2023/125624	NOMUSA LEOTLELA VS ROAD ACCIDENT FUND	13/3/26			
14.	2025/36718	VILAKAZI THEMBA INNOCENT VS ROAD ACCIDENT FUND	22/4/26			
15.	2025/214051	SHIVAMBU GEZANI STEVEN VS ROAD ACCIDENT FUND	21/4/26			
16.	2023/95099	MBATHA NTHABISENG SERINA OBO N TSHABANGU VS ROAD ACCIDENT FUND	24/3/26			

PRACTICE NOTES RECEIVED, MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE

1. Kindly approach the registrar, Ms T. Khumalo (TKhumalo@judiciary.org.za /010 494 8397) with the necessary documentation and a request that the matter be enrolled.

2. If the registrar approve the enrolment, the matter may be enrolled and dealt with.