As allocated

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
MONDAY 20TH MAY 2024

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

Video-link BEFORE THE HONOURABLE JUDGE SIWENDU J

BEFORE THE HONOURABLE JUDGE UNTERHALTER J

9C BEFORE THE HONOURABLE JUDGE TODD AJ

9D BEFORE THE HONOURABLE JUDGE AUCAMP AJ

8F BEFORE THE HONOURABLE JUDGE DU PLESSIS AJ

9A BEFORE THE HONOURABLE JUDGE MOSHOANA AJ

9B BEFORE THE HONOURABLE JUDGE J VAN DER MERWE AJ

UNOPPOSED MOTION

GC BEFORE THE HONOURABLE JUGDE TWALA J

GD BEFORE THE HONOURABLE JUDGE FISHER J

GE BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

URGENT APPLICATIONS

9E BEFORE THE HONOURABLE JUDGE OPPERMAN J

9F BEFORE THE HONOURABLE JUDGE CRUTHFIELD J

SPECIAL MOTION

11F BEFORE THE HONOURABLE JUDGE WRIGHT J
(2022/12528)

INCOME TAX COURT

BEFORE THE HONOURABLE JUDGE BAM J
(VAT22425)

BEFORE THE HONOURABLE JUDGE MANOIM J
(IT6233)(IT46591)(IT458)

FAMILY COURT

11B BEFORE THE HONOURABLE JUDGE C VAN DER VENTER AJ

11C BEFORE THE HONOURABLE JUDGE GOODENOUGH AJ

SPECIAL INTERLOCUTORY COURT

GB BEFORE THE HONOURABLE JUDGE WINDELL J

CRIMINAL APPEALS

4A BEFORE THE HONOURABLE JUDGE MABESELE J
AND BEFORE THE HONOURABLE JUDGE KUNY J
A73/2023 A75/2023 A133/2022 A124/2020

RAF DEFAULT JUDGMENT COURT

8A BEFORE THE HONOURABLE JUDGE MOLELEKI AJ

COMMERCIAL COURT

11D BEFORE THE HONOURABLE JUDGE WEPENER J
2020/17095

Offsite facility BEFORE THE HONOURABLE JUDGE DIPPENAAR J
2019/14639

CIVIL TRIALS OF LONG DURATION

8E BEFORE THE HONOURABLE JUDGE MAHALELO J

1A BEFORE THE HONOURABLE JUDGE WANLESS J

6B BEFORE THE HONOURABLE JUDGE NEMUTANDANI AJ

GENERAL CIVIL TRIALS

11E BEFORE THE HONOURABLE JUDGE ADAMS J

BEFORE THE HONOURABLE JUDGE YACOOB J

8B BEFORE THE HONOURABLE JUDGE MIA J

8C BEFORE THE HONOURABLE JUDGE MEERSINGH AJ

8D BEFORE THE HONOURABLE JUDGE NHARMURAVATE AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP. PLEASE NOTE PARAGRAPH 19 OF THE JUDGE PRESIDENT'S DIRECTIVE 01 OF 2024 WHICH CAME INTO EFFECT ON 26 FEBRUARY 2024. THERE SHALL BE NO PHYSICAL TRIAL ROLL. PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAGH 19 OF THE ABOVEMENTIONED DIRECTIVE.

DUE DATE TO SUBMIT PRACTICE NOTES: MONDAY, 13 MAY 2024

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
PART A: GENERAL CIVIL TRIALS			
1.	2021/23145	SHEFFIELD INDUSTRY CC VS CAROL COETZEE AND ASSOCIATES INC AND OTHER Plaintiff: Adv L Acker Defendant: Adv R Ellis Plaintiff's claim is for confirmation that the Mount Court Agreement is terminated, alternatively of no force and effect, and that the second defendant be ordered to pay the plaintiff the sum. The first defendant has not defended the proceedings and has filed a Notice of Intention to Abide the decision. The second defendant avers that the plaintiff repudiated the Mount Court Agreement by failing and/or refusing to make payment. The second defendant has alleged that the obligation rested on the plaintiff to register the servitude over the property, and as a result the value of the property was reduced significantly. The second defendant denies that it is indebted to the plaintiff in the amount claimed or in any amount at all, and in fact alleged a counterclaim against the plaintiff. Separation application Pre-trial conference: 27 March 2024 Minutes filed: 27 March 2024 Estimated duration: 2 – 3 days	**NHARAMURATE AJ** Secretary: Mr M Magadla Email: MMagadla@judiciary.org.za

2.	2016/29040	EMIRA PROPERTY FUND LTD AND 2 OTHERS VS TIESPRO 230 (PTY) LTD t/a SMADA AND OTHER Plaintiff: Adv J G Dobie Defendant: Mr L Jansen van Rensburg Claim for arrear rentals in respect of a commercial premises Pre-trial conference: 11 April 2023 Minutes filed: 20 April 2023 Matter is settled, parties seek to make settlement agreement an order of court	**WANLESS J** Secretary: Ms E Manuel Email: Emanuel@judiciary.org.za
3.	2019/20012	LITTLEFORD CRAIG VS SMITH DAVID ANTHONY	A note on the electronic file indicates that the trial date is 17 February 2025 Matter is removed from the trial roll
4.	2018/28171	NDIVHUDZANNYI DUNCAN NEMAORANI VS NATIONAL PROSECUTING AUTHORITY AND 2 OTHERS Plaintiff: Mr R Sekgatja Defendant: Mr R Pooe Pre-trial conference: 28 September 2023 Minutes filed: 03 September 2023 Arrest, detention, malicious prosecution Merits and quantum Defendants contend that matter is not ripe for trial – plaintiff served on defendant a Notice in terms of Rule 36(9)(a) (Actuary) on 16 April 2024 resulting in the Defendant having to appoint two experts	**NEMUTANDANI AJ** Secretary: Ms N Mvula Email: NMvula@judiciary.org.za
5.	2022/23485	EPHIC MANGANYI VS NATIONAL PROSECUTION AUTHORITY	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
6.	2019/20804	NELSON SITHEMBILE MARASELA VS LEBOHANG SHARON NGWENYA N.O NONHLANHLA ADELAIDE NGWENYA AND 1 OTHER	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll

7.	2019/29262	ENTERPRISE OUTSOURCING OPERATIONS (PTY) LTD VS BIMBO QSR SOUTH AFRICA (PTY) LTD AND OTHER	The matter having been settled between the parties, the plaintiff withdrew the action against the defendant in terms of Notice of Withdrawal
8.	2020/42252	VAN WYK WILLEM PETRUS STEENKAMP VS CITY OF JHB METROPOLITAN MUNICIPALITY AND OTHER	Matter is removed from the trial roll by notice – Matter is settled
9.	2021/305564	CATHARINA ANN MOMBERG VS PICK N PAY STORES AND ANOTHER Plaintiff: Adv J C Prinsloo Merits Estimated duration: 2 – 3 days Plaintiff sustained injuries whilst shopping at the first defendant's store at Bedford Centre when whilst in the store a staff member of the second defendant acting in the course and scope of his employment whilst pushing an industrial trolley laden with stock to be placed on the shelves encountered the plaintiff who was hit by the trolley as a result of which she fell to the floor and hit her head.	**WANLESS J** Secretary: Ms E Manuel Email: Emanuel@judiciary.org.za Matter is removed from the trial roll by notice
10.	2021/35951	MORGAN CARGO (PTY) LTD VS ANGELO ANTHONY BEYLIS AND TWO OTHERS Plaintiff: Adv M Louw 1st Defendant: In person Estimated duration: 3 days Plaintiff seeks declaratory order against the first defendant in terms whereof the first defendant is held liable for the damages suffered by the plaintiff in terms of s 424(1) of the Companies Act 61 of 1973 Pre-trial conference: 05 May 2022; 17 May 2023	**MAHALELO J** Secretary: Mr G Lebelo Email: GLebelo@judiciary.org.za

11.	2019/39855	ZAMA EUGENE MCHUNU VS SYLVIA MCHUNU Plaintiff: Adv I Naidoo Defendant: Adv T Tsifhango Divorce (plaintiff claimed forfeiture of the joint estate; maintenance of minor children; defendant's resignation from work to care for disabled child; defendant's entitlement to 50% of plaintiff's Provident Fund; sale of the matrimonial home) Pre-trial minutes: 26 May 2023 Estimated duration: 1 day	**WANLESS J** Secretary: Ms E Manuel Email: Emanuel@judiciary.org.za
12.	2021/50779	GRAYDON PROPERTY PROJECTS CC VS MEC FOR ROADS AND TRANSPORT GAUTENG AND OTHER Plaintiff: Adv J H F le Roux Defended action to compel the defendant to expropriate the remainder of Portion 134 (A portion of portion 38) of the Farm Rietfontein 2 Township, Registration I.R, Province of Gauteng (the plaintiff's property) in accordance with s 19 of the Gauteng Transport Infrastructure Act 8 of 2001 (the Act) and for payment of an amount as compensation for such expropriation in accordance with s 30 of the Act Pre-trial conference: 01 March 2023 Minutes filed: 29 May 2023 Estimated duration: 2 – 3 days	**MEERSINGH AJ** Secretary: Mr P Nkhumishe Email: PNkhumishe@judiciary.org.za
13.	2022/18967	MARK SACK VS GARY SEAN GORTON AND 2 OTHERS	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll
MATTERS THAT HAVE BEEN CROWDED OUT FROM PREVIOUS WEEK AND HAVE STOOD DOWN			
PART B: ROAD ACCIDENT FUND			

We1.	2017/44985	ADV VIVIAN RIKHOTSO AND OTHER VS ROAD ACCIDENT FUND Plaintiff: Adv M Mokale Quantum (general damages; future medical expenses; future loss of earning capacity) Pre-trial conference: 14 March 2023 Estimated duration: 1 day	**MIA J** Secretary: Ms B C Ramaube Email: BCRamaube@judiciary.org.za
We2.	2022-009566 Court Online	KHAN MUHAMMAD MOHSIN VS ROAD ACCIDENT FUND Plaintiff: Mr G Sadiki Defendant: Mr T Naidoo Merits and quantum (general damages; loss of earnings; past medical expenses; future medical expenses) Pre-trial conference: 05 July 2023 Minutes filed: 18 July 2023 Estimated duration: 2 – 3 days	**MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS.** **MATTERS CROWDED OUT: IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY**

We6.	2021/11598	MALUNGANA MBAZIMA MOSES VS ROAD ACCIDENT FUND Plaintiff: Adv K C Mthethwa Defendant: Ms N Mhlongo Merits and quantum Estimated duration: 2 – 3 days	**MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS.** **<u>MATTERS CROWDED OUT</u>: IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY**
7.	2017/07061	PUMEZA TOLBADI VS ROAD ACCIDENT FUND Plaintiff: Adv Z Buthelezi Merits and quantum (general damages; loss of earnings) Estimated duration: 1 day	**MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS.** **<u>MATTERS CROWDED OUT</u>: IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY**

Th1.	2022/2283	TSHUKUDU HERBERT VS ROAD ACCIDENT FUND Plaintiff: Adv N Nemukula Merits and quantum Estimated duration; 1 hour (if argued); 3 days (if evidence led)	**MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS.** **<u>MATTERS CROWDED OUT</u>: IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY**
Th2.	2018/33996	FIKILE PRECIOUS HLONGWANE VS ROAD ACCIDENT FUND Plaintiff: Adv A Sewpersath Merits and quantum (future medical expenses; loss of earning capacity; general damages) Pre-trial conference: 15 August 2022 Minutes filed: 16 September 2022 Estimated duration: 2 – 3 days	**MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS.** **<u>MATTERS CROWDED OUT</u>: IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY**

Th5.	2017/4331	MATHIPE REBECCA RAMPAKU VS ROAD ACCIDENT FUND Plaintiff: Adv T Tonyela Defendant: Mr E M Mdlovu Quantum (general damages) Estimated duration: 30 minutes	**MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS.** **MATTERS CROWDED OUT: IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY**
MATTERS REMOVED FROM THE ROLL BY NOTICE			

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

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.
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.
3. The failure of the registrar to include matters on the roll must be taken up with the Registrar by no later than five (05) court days before the trial date. For that purpose, kindly approach the registrar, **Ms N Mvumbi (NMvumbi@judiciary.org.za / 010 494 8399**) timeously to enquire about the enrolment.
4. If the **registrar** 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.
5. Last-minute enquiries will not be accommodated.