

IN THE HIGH COURT OF SOUTH AFRICA
KWAZULU-NATAL, DURBAN
TRIAL ROLL FOR MONDAY 24TH AUGUST TO FRIDAY 28TH AUGUST 2009

MONDAY 24TH AUGUST 2009

1. S CASSIM AND ANOTHER VS ST MORITZ BODY CORPORATE 16788/04
(FATHIMA KARODIA) AND 5 OTHERS & 18425/04
(1ST RESPONDENT)
(L PILLAY ATTORNEYS)

(2ND RESPONDENT)
(DU TOIT HAVEMANN & LLOYD)

(3RD TO 6TH RESPONDENTS)
(CHELIN & ASSOCIATES)

(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009: **PART HEARD: VAN DER REYDEN, J**)
2. J M MORTON VS D T MORTON 6352/05
(KENNY VERHAGE & ASSOC) (KING-ESSACK & ASSOC. INC.)

(SET DOWN FOR 5 DAYS – 24TH – 28TH AUGUST 2009)
3. T L VISSER VS B D WARMAN 5295/03
(LARSON FALCONER INC.) (MACROBERT INC.)

(SET DOWN FOR 5 DAYS – 24TH – 28TH AUGUST 2009)
4. PANDU PAPER PRODUCTS (PTY) LTD VS P M GOVENDER t/a 4504/04
(MURUGASENS) BONNIES FREIGHT
(UNREPRESENTED)
(8 DECCAN DRIVE, EXTENTION 1
SHALLCROSS)

(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
5. S BURGER VS ETHEKWINI MUNICIPALITY 4497/06
(MONIQUE WOODS ATTORNEYS (NAIDOO MAHARAJ INC)
C/O ALIM AKBURALLY)

(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
6. N A NGXEKEXE VS MINISTER OF SAFETY & SECURITY 16492/05
(SHEMBE ATTORNEYS) (STATE ATTORNEY-KZN)

(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
7. BARNARD JACOBS MELLET PRIVATE VS A G ALLY 9602/05
CLIENT SERVICES (PTY) LTD (M G D ATTORNEYS)
(JOHNSTON & PARTNERS)

(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)

8. V CAVOR (DAVID GARDYNE & PART) VS JAMES C. LEPPAN (A C DE SOUSA ATTORNEYS) 5995/06
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
9. ROYAL VULCANIZING STATION (PTY) LTD (ANAND NEPAUL ATTORNEYS) VS N T MOODLEY (SHASHI MARARJH & CO) 1985/04
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
10. CHEVRON SOUTH AFRICA (PTY) LTD (J H NICOLSON STILLER & GESHEN) VS TIMEWISE COURIERS CC & 3 ORS (SHAUKAT KARIM & CO.) 7747/06
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
11. D S NCUBE (CHRISTINE WADE & CO.) VS B P NCUBE (MTHOKOZISI MAZIBUKO ATTOR.) 8318/06
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
12. B A BOSCH (KING-ESSACK & ASSOC. INC.) VS J C FREDERICHS (ARCHER ATTORNEYS) 1625/07
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
13. J SHAIK (HAJRA PATEL INC.) VS R MAHABEER (HERMAN LAURITZ HORN C/O PORT SHEPSTONE JUSTICE CENTRE) 10065/06
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
14. NEDBANK LIMITED (DE VILLERS EVANS & PETIT) VS PROCLAIMED INVESTMENTS CC (P RAMJATHAN & ASSOC) 15087/05
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
15. R LUTCHMIAH (BAIJNATH & ASSOCIATES) VS ROAD ACCIDENT FUND (NGUBANE & PART INC.) 11543/06A
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
16. N P NXUMALO (ASKEW & ASSOCIATES) VS ROAD ACCIDENT FUND (S D MOLOI & ASSOCIATES) 11042/03
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
17. G S DZAMBIE (SANJEEV SINGH INC.) VS ROAD ACCIDENT FUND (DWARIKA NAIDOO & CO.) 6655/06
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)

18. K CHILIZA (DE JAGER CLEMENS & ASSOC.) VS ROAD ACCIDENT FUND (DWARIKA NAIDOO & CO.) 86/04
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
19. M I SONI (DLAMINI JULY ATTORNEYS) VS ROAD ACCIDENT FUND (RIAZ HAFJEJEE) 12207/05
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
20. V PERSAD (ASKEW & ASSOCIATES) VS ROAD ACCIDENT FUND (RIAZ HAFJEJEE) 11343/06
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
21. C M MCAMBO (ASKEW & ASSOCIATES) VS ROAD ACCIDENT FUND (ASKEW GRINDLAY & PART INC) 11397/03
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
22. Z I BUTHELEZI (BREYTENBACH ATTORNEYS) VS ROAD ACCIDENT FUND (ZUBEDA K SEEDAT & CO.) 9931/06
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
23. O P RADEBE N.O. (V S RAJAH, S PILLAY INC) VS ROAD ACCIDENT FUND (NOMPUMELELO RADEBE & CO.) 10977/06
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
24. N MDEDELWA (KANHAI-MOODLEY & ASSOC) VS ROAD ACCIDENT FUND (HUGHES MADONDO INC.) 5338/01
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
25. B J PRINSLOO (MACRITCHIE & BUCK ATT) VS ROAD ACCIDENT FUND (DWARIKA NAIDOO & CO.) 17219/05
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
26. B R MKHIZE (NAICKER & NAIDOO) VS ROAD ACCIDENT FUND (ZUBEDA K SEEDAT & CO.) 4954/06
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
27. S NOGEMANE (M S HOUSEN & CO.) VS ROAD ACCIDENT FUND (RIAZ HAFJEJEE) 7649/06
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)
28. D P THINGADU (MARSHALL GALLAGHER) VS ROAD ACCIDENT FUND (S D MOLOI & ASSOCIATES) 16323/04
(SET DOWN FOR 2 DAYS – 24TH – 25TH AUGUST 2009)

29. S NGWANE VS ROAD ACCIDENT FUND 2318/07
(FRIEDMAN & ASSOC) (S D MOLOI & ASSOCIATES)
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
30. M GOVENDER VS ROAD ACCIDENT FUND 6563/05
(BAIJNATH & ASSOCIATES) (DWARIKA NAIDOO & CO.)
(SET DOWN FOR 2 DAYS – 24TH AUGUST – 25TH AUGUST 2009)
31. N V NGEZANA VS ROAD ACCIDENT FUND 2530/07
(SALLIGRAM & ASSOC) (KUBONI INC)
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
32. V E HLONGWANA VS ROAD ACCIDENT FUND 4948/07
(SALLIGRAM & ASSOC) (ZUBEDA K SEEDAT & CO.)
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
33. P V MACKAY VS ROAD ACCIDENT FUND 4412/04
(SONI SOONDER & ASSOC) (RIAZ HAFJEJEE ATTORNEYS)
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
34. E M KHUMALO VS ROAD ACCIDENT FUND 1842/03
(THORRINGTON-SMITH & SILVER) (LINDA MAZIBUKO & ASSOC)
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)
35. T V NGIBA VS ROAD ACCIDENT FUND 7150/07
(V S RAJAH, S PILLAY INC.) (S D MOLOI & ASSOCIATES)
(SET DOWN FOR 1 DAY – 24TH AUGUST 2009)

WEDNESDAY 26TH AUGUST 2009

2. J M MORTON CONTINUED/VERVOLG 6352/05
3. T L VISSER CONTINUED/VERVOLG 5295/03
36. S DE VRIES VS ROAD ACCIDENT FUND 11205/03
(FRIEDMAN & ASSOC) (LINDA MAZIBUKO & ASSOC)
(SET DOWN FOR 3 DAYS – 26TH TO 28TH AUGUST 2009: **PART HEARD: JAPPIE, J**)
37. S T GORDON VS ROAD ACCIDENT FUND 14882/08
(MARLAN NAIDOO & PART) (LIVINGSTON LEANDY INC.)
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)

38. P REDDY AND ANOTHER VS T PRETORIUS 761/05
(HOUSEN KADER & ASSOC) (REG THOMAS ATTORNEYS) & 19975/04

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
39. D L FRANCE VS A R FRANCE 5538/06
(RETHA MEIRING) (LINDSAY & LINDSAY)

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
40. A KIZIALA VS MENS HEALTH CLINIC INTERNATIONAL 8017/06
(UNREPRESENTED) (PTY) LTD & ANOT
(P O BOX 149072 (DENEYS REITZ INC)
EAST END, 4018)

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
41. P PILLAY VS P PILLAY 149/08
(SHEPSTONE & WYLIE) (SANGHAM INC)

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
42. M BEUKES VS G H VAN TONDER AND ANO. 4522/06
(TATE NOLAN & KNIGHT) (SHEPSTONE & WYLIE)

(SET DOWN FOR 3 DAYS – 26TH AUGUST – 28TH AUGUST 2009)
43. S DEWAR VS DR I C FUNNEL 10740/06
(BROGAN & OLIVE) (MACROBERT INC.)

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
44. S RADUNSKI VS AUTO & GENERAL IN SURANCE CO LTD 11687/06
(STEENKAMP WEAKLEY NGWANE) (JOHNSTON & PARTNERS)

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
45. CARGO AFRICA (PTY) LTD VS BIGFOOT EXPRESS FREIGHT CC 7009/06
(COUZYNIS INC. (LEGATOR McKENNA INC.)
C/O CALITZ CROCKART & ASSOC)

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
46. CENTRAL CIVILS & ROAD WORKS CC VS R & I CONSTRUCTION CC 7554/06
(SHEPSTONE & WYLIE) (SUREN LUTCHMAN & CO.)

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
47. F L RODRIGUES VS ROAD ACCIDENT FUND 2470/06
(BERKOWITZ COHEN WARTSKI) (ASKEW GRINDLAY & PART INC)

(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)

48. N D CELE (SANJEEV SINGH INC.) VS ROAD ACCIDENT FUND (NGUBANE & PART INC.) 3317/05
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
49. T DLAMINI (SANJEEV SINGH INC.) VS ROAD ACCIDENT FUND (HUGHES-MADONDO INC) 6371/02
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
50. N W NKOSI (GOWANS & PATON) VS ROAD ACCIDENT FUND (ZUBEDA K SEEDAT & CO.) 4664/04
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
51. C L REYNOLDS (FRIEDMAN & ASSOCIATES) VS ROAD ACCIDENT FUND (NOMPUMELELO RADEBE & CO.) 1719/06
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
52. M S RADEBE (JEFF BLOCH & ASSOC) VS ROAD ACCIDENT FUND (S D MOLOI & ASSOCIATES) 11167/06
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
53. S P MSEBENI (BERKOWITZ COHEN WARTSKI) VS ROAD ACCIDENT FUND (NGUBANE & PART INC.) 6889/06
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
- 54.. C L HARWOOD (BERKOWITZ COHEN WARTSKI) VS ROAD ACCIDENT FUND (S D MOLOI & ASSOC) 7139/06
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
55. R NTOMBELA (FRIEDMAN & ASSOC) VS ROAD ACCIDENT FUND (DWARIKA NAIDOO & CO) 5563/05
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009).
56. B N PHEHLUKWAYO (SHAMLA GOVENDER & ASSOC) VS ROAD ACCIDENT FUND (LINDA MAZIBUKO & ASSOC) 5992/06
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
57. E C A A KUMM (A C DE SOUSA ATTORNEYS) VS ROAD ACCIDENT FUND (LINDA MAZIBUKO & ASSOCIATES) 13134/06
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)
58. B B NZIMANDE (GOWANS & PATON) VS ROAD ACCIDENT FUND (ASKEW GRINDLAY & PART INC) 11635/06
(SET DOWN FOR 3 DAYS – 26TH – 28TH AUGUST 2009)

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| 59. | D S XULU
(BERKOWITZ COHEN WARTKI) | VS | ROAD ACCIDENT FUND
(HUGHES-MADONDO INC.) | 11693/06 |
| | (SET DOWN FOR 3 DAYS – 26 TH – 28 TH AUGUST 2009) | | | |
| 60. | P MOONSAMY
(ANTHONY WHATMORE & CO.) | VS | ROAD ACCIDENT FUND
(ZUBEDA K SEEDAT & CO.) | 8835/04 |
| | (SET DOWN FOR 3 DAYS – 26 TH – 28 TH AUGUST 2009) | | | |
| 61. | F P NDLOVU
(DLAMINI JULY ATTORNEYS) | VS | ROAD ACCIDENT FUND
(LIVINGSTON LEANDY INC.) | 2973/06 |
| | (SET DOWN FOR 2 DAYS – 26 TH – 27 TH AUGUST 2009) | | | |
| 62. | R N MAHLABA
(ASKEW & ASSOCIATES) | VS | ROAD ACCIDENT FUND
(LINDA MAZIBUKO & ASSOC) | 11512/03 |
| | (SET DOWN FOR 2 DAYS – 26 TH – 27 TH AUGUST 2009) | | | |
| 63. | T P MKHONZA
(SALLIGRAM & ASSOC) | VS | ROAD ACCIDENT FUND
(NGUBANE & PART INC.) | 5246/07 |
| | (SET DOWN FOR 1 DAY – 26 TH AUGUST 2009) | | | |
| 64. | J F ZUNGA
(SALLIGRAM & ASSOC) | VS | ROAD ACCIDENT FUND
(ASKEW GRINDLAY & PART INC) | 5247/07 |
| | (SET DOWN FOR 1 DAY – 26 TH AUGUST 2009) | | | |
| 65. | R L BUTTERY
(FRIEDMAN & ASSOCIATES) | VS | ROAD ACCIDENT FUND
(HUGHES MADONDO INC) | 2154/07 |
| | (SET DOWN FOR 1 DAY – 26 TH AUGUST 2009) | | | |

/JD