

IN THE HIGH COURT OF SOUTH AFRICA
KWAZULU-NATAL, DURBAN
TRIAL ROLL FOR MONDAY 31ST AUGUST 2009 TO FRIDAY 4TH SEPTEMBER 2009

MONDAY 31ST AUGUST 2009

1. E L MSWELI VS MINISTER OF SAFETY & SECURITY 1529/06
(SHEMBE ATTORNEYS) (STATE ATTORNEY)

(SET DOWN FOR 5 DAYS – 31ST AUGUST – 4TH SEPTEMBER 2009: **PART HEARD:**
MOKGOHLOA, J)
2. MARINE & GENERAL INSURANCE VS SUNFORD PROPERTIES CC 3694/04
BROKERS CC t/a PHOENIX FUNERAL SERVICES
(PATHER & PATHER) (NAIDOO & COMPANY INC)

(SET DOWN FOR 5 DAYS - 31ST AUGUST – 4TH SEPTEMBER 2009)
3. U MISRA AND ANOTHER VS MARINE & GENERAL INSURANCE 12387/06
(NAIDOO & CO INC) BROKERS CC
(1ST AND 2ND DEFENDANT)
(MUNDELL INC)

(3RD AND 4TH DEFENDANT)
(DENEYS REITZ INC.)

(SET DOWN FOR 5 DAYS – 31ST AUGUST – 4TH SEPTEMBER 2009)
4. S POONAN VS NEDCOR BANK LIMITED 8685/06
(RHM ATTORNEYS) (TATHAM WILKES INC.)

(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)
5. M D GAMMIE N.O. VS DR S S CHETTY 7551/08
(GARLICHE & BOUSFIELD INC.) (VAN DER MERWE & ASSOC
C/O UKZN LAW CLINIC)

(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)
6. F THANDABANTU VS ROAD ACCIDENT FUND 4072/02
(A D DANDALA & ASSOC) (LINDA MAZIBUKO & ASSOC)

(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
7. JUGGANNADH TRANSPORT VS CROSSMOOR TRANSPORT CC 1792/99
AND PLANT HIRE CC
(LOUIS M PODBIELSKI) (PEACOCK LIEBENBERG & DICKINSON)

(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
8. A I KAJEE (PTY) LIMITED VS SOUTH AFRICAN AIRWAYS (PTY) LTD 19306/04
(DAWOOD PATEL & CO.) (1ST RESPONDENT)
(SIWENDU & PARTNERS INC.)

J & M DOHERTY
(2ND AND 3RD RESPONDENT)
(PEARCE DU TOIT & MOODIE)

(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)

9. T J MASTERTON VS M A MASTERTON 6107/06
(ISABEL ABRAHAM ATTORNEYS) (OLIVIER & MALAN ATTORNEYS
C/O ATKINSON, TURNER & DE WET)

(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)

10. DYLAN ENGINEERING CC VS FIRSTRAND BANK LIMITED 2184/06
(UNREPRESENTED) (1ST DEFENDANT)
(811 MARINE DRIVE (LIVINGSTON LEANDY INC)
BRIGHTON BEACH
DURBAN, 4052) Z KIRSTEN
(2ND DEFENDANT)
(JOHAN JOOSTE & COMPANY)

(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)

11. TRENTYRE (PTY) LTD VS C MILLINGHAM 5384/06
(SHEPSTONE & WYLIE) (DEAN CARO & ASSOC)

(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)

12. R JAMES VS B J JAMES 11975/06
(PRAVDA TERBLANCHE & KNOWLES) (LAING FRANK & MACDONALD)

(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)

13. J B HUBERTS VS R L HUBERTS 11522/06
(KENNY VERHAGE & ASSOC) (DITZ INC)

(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)

14. M Z NGOBESE VS ROAD ACCIDENT FUND 8760/06
(THORRINGTON-SMITH & SILVER) (NOMPUMELELO RADEBE & CO)

(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)

15. S SEWBHUJJAN VS ROAD ACCIDENT FUND 11335/04
(KIRSHEN NAIDOO & CO. INC) (NOMPUMELELO RADEBE & CO)

(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)

16. B J MNGADI VS ROAD ACCIDENT FUND 9430/05
(DON KALI & COMPANY) (HUGHES-MADONDO INC.)

(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)

17. S N NENE VS ROAD ACCIDENT FUND 9601/06
(BREYTENBACH ATTORNEYS) (DWARIKA NAIDOO & CO.)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
18. M CABE VS ROAD ACCIDENT FUND 8798/05
(ASKEW & ASSOCIATES) (NGUBANE & PART INC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
19. M BUTHELEZI VS ROAD ACCIDENT FUND 8006/06
(DU TOIT HAVEMANN & LLOYD) (LINDA MAZIBUKO & ASSOC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
20. K C MEYIWA OBO S V MEYIWA VS ROAD ACCIDENT FUND 8966/06
(DU TOIT HAVEMANN & LLOYD) (NOMPUMELELO RADEBE & CO.)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
21. C T MEMELA VS ROAD ACCIDENT FUND 4248/06
(MARSHALL GALLAGHER) (ZUBEDA K SEEDAT & CO.)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
22. Z T MAPHUMULO VS ROAD ACCIDENT FUND 11396/05
(JUSTICE REICHLIN RAMSAMY) (NOMPUMELELO RADEBE & CO.)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
23. C M REYNOLDS VS ROAD ACCIDENT FUND 9457/06
(ASKEW & ASSOCIATES) (KUBONI INC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
24. G S MABASO VS ROAD ACCIDENT FUND 8449/05
(ASKEW & ASSOCIATES) (S D MOLOI & ASSOCIATES)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
25. S NAIDOO VS ROAD ACCIDENT FUND 2488/03
(KANHAI-MOOLDEY & ASSOC.) (KUBONI INC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
26. M M CALENI VS ROAD ACCIDENT FUND 4382/06
(DLAMINI JULY ATTORNEYS) (S D MOLOI & ASSOC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)

27. P S FERGUSON VS ROAD ACCIDENT FUND 6699/06
(ASKEW & ASSOC) (LINDA MAZIBUKO & ASSOC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
28. N N MTHEMBU VS ROAD ACCIDENT FUND 7951/06
(M S HOUSEN & CO.) (HUGHES-MADONDO INC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
29. M LUTHULI VS ROAD ACCIDENT FUND 5378/05
(SANJEEV SINGH INC.) (NGUBANE & PART INC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
30. B I SHEZI VS ROAD ACCIDENT FUND 11817/06
(THORRINGTON-SMITH & SILVER) (ASKEW GRINDLAY & PART INC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
31. Z Y KHAMBULE VS ROAD ACCIDENT FUND 6052/06
(DLAMINI JULY ATTORNEYS) (LINDA MAZIBUKO & ASSOC)
(SET DOWN FOR 2 DAYS – 31ST AUGUST – 1ST SEPTEMBER 2009)
32. P P NYUSWA VS ROAD ACCIDENT FUND 6068/07
(SALLIGRAM & ASSOC) (LIVINGSTON LEANDY INC.)
(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)
33. S W NXELE VS ROAD ACCIDENT FUND 6069/07
(SALLIGRAM & ASSOC) (HAJRA PATEL INC)
(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)
34. J SITHOLE VS ROAD ACCIDENT FUND 11465/06
(ASKEW & ASSOCIATES) (ZUBEDA K SEEDAT & CO.)
(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)
35. A M MYEZA VS ROAD ACCIDENT FUND 4118/07
(SALLIGRAM & ASSOC) (LIVINGSTON LEANDY INC)
(SET DOWN FOR 1 DAY – 31ST AUGUST 2009)

WEDNESDAY 2ND SEPTEMBER 2009

1. E L MSWELI CONTINUED 1529/06
2. MARINE & GENERAL INSURANCE CONTINUED 3694/04
BROKERS CC

3. U MISRA AND ANOTHER CONTINUED 12387/06
36. SPEEDY REPRO & DESIGN CC VS M L KHANYILE AND 2 OTHERS 8262/06
(ARSHANA SHYAM NIRHOO & ASSOCIATES) (M E MBHELE & CO.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009: **PART- HEARD: MURUGASEN, J**)
37. S Y NDWANDWE VS ROAD ACCIDENT FUND 7523/08
(MARLAN NAIDOO & ASSOC) (DWARIKA NAIDOO & CO.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
38. MARSABEL PROPERTY INVESTMENTS VS JPA RAS EIENDOMME 7062/07
(PTY) LTD (PTY) LTD
(NICO VAN ZYL INC. (VAN HEERDEN ATTORNEYS)
C/O AMC HUNTER)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
39. N P DLUDLA VS Y CONRADIE 5988/01
(AMC HUNTER INC.) (1ST AND 2ND DEFENDANT)
(ASKEW & ASSOCIATES)

H VENTER
(3RD DEFENDANT)
(UNREPRESENTED)
(P O BOX 368
EMPANGENI, 3880)

INYANGA MOTORS (PTY) LTD
(4TH DEFENDANT)
(SHEPSTONE & WYLIE)

CHRISTINE WADE & CO.
(2ND THIRD PARTY)
(LAING FRANK & MACDONALD)

(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
40. J HORN VS M D HATCH AND 2 ORS. 5688/08
(JANSSENS ATTORNEYS) (SHEPSTONE & WYLIE)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
41. A DE BEER VS ROAD ACCIDENT FUND 16574/04
(ASKEW & ASSOCIATES) (HAJRA PATEL INC.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
42. S MAHARAJ AND ANOTHER VS E APPALSAMY AND ANO. 4385/05
(STEENKAMP WEAKLEY NGWANE) (GOVENDER, PATHER & MORGAN)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)

43. J R WILLIAMS VS K GOVENDER 11090/05
(VAN HEERDEN ATTORNEYS) (ASKEW & ASSOCIATES)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
44. G J BALDO VS F MARTIN AND ANOTHER 4253/06
(VOWLES CALLAGHAN & BOSHOFF C/O DU TOIT HAVEMANN & LLOYD) (SHAM & CO. INC)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
45. UNILEVER SOUTH AFRICA VS DR A MANSOOR 6337/06
ICE CREAM (PTY) LIMITED (SHAUKAT KARIM & CO.)
(SHEPSTONE & WYLIE)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
46. K GOVENDER VS G GOVENDER 190/05
(PERUMAULS ATTORNEYS) (SIVEN SAMUEL & ASSOC)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
47. H SHEZI VS M L M HERBST 5967/06
(LEGATOR McKENNA INC.) (UNREPRESENTED)
(FLAT 1, NEW HORIZON RETHMAN DRIVE UMTENTWENI)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
48. COASTAL FARMERS CO- OPERATIVE VS HIPPO FRUIT AFRICA (PTY) LTD & ANOT 7385/06
LIMITED (HENWOOD BRITTER & CANEY)
(TATE NOLAN & KNIGHT)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
49. K P ARCHARY AND ANOTHER VS ETHEKWINI MUNICIPALITY 7547/06
(1ST DEFENDANT)
(BERKOWITZ COHEN WARTSKI)
(SUNIL PANDAY & ASSOC) G M NAIDU
(3RD DEFENDANT)
(UNREPRESENTED)
(51 SAFFRON DRIVE CHILTERN HEIGHTS SHALLCROSS, 4093)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
50. A MUHAMMAD VS ROAD ACCIDENT FUND 10763/06
(GOWANS & PATON) (NOMPUMELELO RADEBE & CO.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)

51. M R MKHIZE VS ROAD ACCIDENT FUND 11724/04
(SANJEEV SINGH INC.) (RIAZ HAFJEJEE)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
52. P SINGH VS ROAD ACCIDENT FUND 11362/04
(SANJEEV SINGH INC.) (ZUBEDA K SEEDAT & CO.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
53. B R HLONGWA VS ROAD ACCIDENT FUND 9240/06
(DU TOIT HAVEMANN & LLOYD) (RIAZ HAFJEJEE)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
54. B CELE VS ROAD ACCIDENT FUND 13517/06
(GOWANS & PATON) (HUGHES-MADONDO INC.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
55. S V MNGUNI VS ROAD ACCIDENT FUND 21366/04
(SANJEEV SINGH INC.) (NGUBANE & PART INC)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SPETEMBER 2009)
56. L GEBASHE VS ROAD ACCIDENT FUND 16887/05
(GOWANS & PATON) (ASKEW GRINDLAY & PART INC)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
57. D A BURGER VS ROAD ACCIDENT FUND 17248/05
(FRIEDMAN & ASSOC) (LIVINGSTON LEANDY INC.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
58. T E MKUMLA VS ROAD ACCIDENT FUND 15669/04
(BERKOWITZ COHEN WARTSKI) (HUGHES-MADONDO INC.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SPETEMBER 2009)
59. H P VAN DER MERWE VS ROAD ACCIDENT FUND 10786/06
(BERKOWITZ COHEN WARTSKI) (RIAZ HAFJEJEE)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
60. M H HLOPHE VS ROAD ACCIDENT FUND 11533/06
(BERKOWITZ COHEN WARTSKI) (HUGHES-MADONDO INC.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)

61. S NAIDOO VS ROAD ACCIDENT FUND 9241/06
(DU TOIT HAVEMANN & LLOYD) (LIVINGSTON LEANDY INC.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
62. M CHETTY VS ROAD ACCIDENT FUND 4202/06
(KIRSHEN NAIDOO) (KUBONI INC.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
63. M N MKHIZE VS ROAD ACCIDENT FUND 8590/05
(JUSTICE REICHLIN RAMSAMY) (ZUBEDA K SEEDAT & CO.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
64. N L DLADLA VS ROAD ACCIDENT FUND 723/05
(JUSTICE REICHLIN RAMSAMY) (NOMPUMELELO RADEBE & CO.)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
65. A F SWART VS ROAD ACCIDENT FUND 1327/04
(FRIEDMAN & ASSOCIATES) (ASKEW GRINDLAY & PART INC)
(SET DOWN FOR 3 DAYS – 2ND – 4TH SEPTEMBER 2009)
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