

IN THE KWAZULU-NATAL HIGH COURT, DURBAN
REPUBLIC OF SOUTH AFRICA
TRIAL ROLL FOR MONDAY 22ND FEBRUARY 2010 TO FRIDAY 26TH FEBRUARY 2010

MONDAY 22ND FEBRUARY 2010

1. S.B. MURPHY VS ETHEKWINI MUNICIPALITY & ANOT 7519/08
[IN PERSON] [LINDA MAZIBUKO & ASSOC]
[202 SUMMERSANDS
41 SOL HARRIS CRESCENT
NORTH BEACH, DURBAN, 4001]
[SET DOWN FOR 5 DAYS – 22ND – 26TH FEBRUARY 2010]
2. HLANGANANI NEWLANDS VS J.V. MZIMELA AND 6 ORS 8248/09
RESIDENTS ASSOCIATES [1ST – 5TH DEFENDANTS]
[SIZA KHUMALO ATT.] [AZIZ & ASSOC]

(6TH & 7TH DEFENDANTS)
[1ST FLOOR, AFRICAN LIFE BUILDING
200 CHURCH STREET
PIETERMARITZBURG, 3201]
[SET DOWN FOR 5 DAYS – 22ND – 26TH FEBRUARY 2010]
3. NEDBANK LIMITED VS S. NAIR AND ANOTHER 13913/05
[DE VILLIERS EVANS & PETIT] [ASMAL & ASMAL]

[SET DOWN FOR 1 DAY – 22ND FEBRUARY 2010]
4. J.A. MALANSKEY VS MEMBER OF THE EXECUTIVE 4634/06
[LAING FRANK & MACDONALD] COUNCIL FOR HEALTH (KZN)
[STATE ATTORNEY]

[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
5. S. MOODLEY VS R. MOODLEY 14083/08
[SEGIE MOODLEY & ASSOCIATES] [RETHA MEIRING]

[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
6. CHARTAPROPS 1035 CC VS M. CHETTY AND ANO. 7443/02
[ASKEW & ASSOC.] [UNREPRESENTED]
[10 EBONYFIELD CRESCENT
SPRINGFIELD PARK
DURBAN, 4001]

[SET DOWN FOR 1 DAY – 22ND FEBRUARY 2010]
7. W.S.B. TRANSPORT VS MONDI LIMITED 9383/04
[M S GWAGWA & ASSOC] [COX YEATS]
C/O KAFU & DLAMINI ATT]

[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]

8. KINSEY'S WELDING SERVICES VS VULINDLELA CIVIL & MECHANICAL ENGINEERS 7072/06
 [WOODHEAD, BIGBY & IRVING INC] [J H NICOLSON, STILLER & GESHEN]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
9. N DUBE VS C B SASSMAN AND ANOT 2518/06
 [ASKEW & ASSOC] [L A KHAN]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
10. EAST COAST ELECTRICAL VS R R BROWN AND 2 ORS 2353/06
 WHOLESALERS CC [PATRICK LANDER ATT]
 [THORPE & HANDS INC]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
11. P A ABERNETHY VS S D ABERNETHY 11307/06
 [GRUNDLINGH ATT] [NESS-HARVEY ATT]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
12. SUPER TEAM ELECTRICAL (PTY) LTD VS R R BROWN 10813/06
 [STIRLING ATT] [PATRICK LANDER ATT]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
13. EXECUCRETE READY MIX VS SA EAGLE INSURANCE CO. LTD 10620/06
 [O'BRIEN ATT] [AUDI BOTHA & CO]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
14. WOODFORD CAR & BAKKIE HIRE CC VS Y S DISTRIBUTORS (PTY)LTD & ANO 11788/06
 [THORPE & HANDS INC] [ASKEW & ASSOC]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
15. J.C.J. MEYER VS Q.S. MEYER 2290/06
 [PRAVDA, TERBLANCHE & KNOWLES] [HANNES GOUWS & PARTNERS
 C/O ASKEW GRINDLAY & PARTNERS INC]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
16. N. NGOZI VS ROAD ACCIDENT FUND 2388/07
 [V.S. RAJAH, S. PILLAY INC] [HUGHES-MADONDO INC]
 [SET DOWN FOR 1 DAY – 22ND FEBRUARY 2010]
17. M.L. MFEKA VS ROAD ACCIDENT FUND 237/07
 [V.S. RAJAH, S. PILLAY INC] [S D MOLOI & ASSOC]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]

18. S.M. LUTHULI VS ROAD ACCIDENT FUND 13761/04
[ERZ ZWANE & CO] [S D MOLOI & ASSOC]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
19. B.R. MHLONGO VS ROAD ACCIDENT FUND 12256/06
[DU TOIT, HAVEMANN & LLOYD] [ZUBEDA K SEEDAT & CO]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
20. B.M. NAIDOO VS ROAD ACCIDENT FUND 9013/04
[LOUIS M PODBIELSKI] [HAJRA PATEL INC]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
21. S.A. XULU VS ROAD ACCIDENT FUND 5773/06
[MARLAN NAIDOO & ASSOC] [ZUBEDA K SEEDAT & CO]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
22. B.P. NTOMBELA VS ROAD ACCIDENT FUNDD 13326/06
[JUSTICE REICHLIN RAMSAMY] [HUGHES-MADONDO INC]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
23. S.S. LUTHULI VS ROAD ACCIDENT FUND 12381/06
[JUSTICE REICHLIN RAMSAMY] [HUGHES-MADONDO INC]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
24. V.M. NDIMANDE VS ROAD ACCIDENT FUND 13324/06
[JUSTICE REICHLIN RAMSAMY] [DWARIKA, NAIDOO & CO]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
25. J.P. NACKEN VS ROAD ACCIDENT FUND 11823/06
[LAING FRANK & MAC DONALD] [S D MOLOI & ASSOC]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
26. C.L. MNYANDU VS ROAD ACCIDENT FUND 7942/06
[MXENGE NGXINGWENI & CO] [KUBONI & CO]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
27. T.S. VESI VS ROAD ACCIDENT FUND 6913/06
[KHOMO & ASSOC] [HAJRA PATEL INC]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
28. L.J. NKOMO VS ROAD ACCIDENT FUND 5316/06
[DU TOIT HAVEMANN & LLOYD] [ZUBEDA K SEEDAT & CO]
[SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]

29. L.G. MOODLEY VS ROAD ACCIDENT FUND 575/07
 [MARSHALL GALLAGHER] [NGUBANE & PARTNERS INC]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
30. K.O. BENNETT VS ROAD ACCIDENT FUND 1018/07
 [CALITZ CROCKART & ASSOC] [HUGHES-MADONDO INC]
 [SET DOWN FOR 2 DAYS – 22ND – 23RD FEBRUARY 2010]
31. B. BEYERS VS ROAD ACCIDENT FUND 5295/07
 [THORRINGTON-SMITH & SILVER] [DWARIKA, NAIDOO & CO]
 [SET DOWN FOR 1 DAY – 22ND FEBRUARY 2010]
32. L S MSANI VS ROAD ACCIDENT FUND 2868/06
 [FATHIMA KARODIA] [ASKEW GRINDLAY & PART INC]
 [SET DOWN FOR 1 DAY – 22ND FEBRUARY 2010]
33. K. MAHARAJ VS ROAD ACCIDENT FUND 8236/07
 [FRIEDMAN & ASSOC] [DWARIKA, NAIDOO & CO]
 [SET DOWN FOR 1 DAY – 22ND FEBRUARY 2010]
34. L. KHOALI VS ROAD ACCIDENT FUND 8597/07
 [ASKEW & ASSOC] [ZUBEDA K SEEDAT & CO]
 [SET DOWN FOR 1 DAY – 22ND FEBRUARY 2010]
35. N.A. FAYILANA VS ROAD ACCIDENT FUND 8140/07
 [ASKEW & ASSOC] [ZUBEDA K SEEDAT & CO]
 [SET DOWN FOR 1 DAY – 22ND FEBRUARY 2010]

WEDNESDAY 24TH FEBRUARY 2010

1. S.B. MURPHY CONTINUED 7519/08
2. HLANGANANI NEWLANDS RESIDENTS ASSOCIATES CONTINUED 8248/09
36. L. CHETTY VS ROAD ACCIDENT FUND 13347/07
 [MARLAN NAIDOO & ASSOC] [LINDA MAZIBUKO & ASSOC]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010: **PART HEARD : VAN ZYL, J**]
37. A.G. BYRNE VS ETHEKWINI MUNICIPALITY 1944/07
 [CHRIS MARTIN ATT] [GCOLOTELA-PETER INC]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]

38. STAFFGRO (PTY) LIMITED VS SORENTO FASHIONS CC 7512/05
 [JOHAN OBERHOLZER & CO.] [UNREPRESENTED]
 [C/O PATSY GOVENDER
 54 VINDHYA STREET
 SHALLCROSS, 4093]
- [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
39. P.A. DUMAKUDE VS MINISTER OF SAFETY & SECURITY & ANOT 6910/06
 [GWALA KASAMBARA & ASSOC] [STATE ATTORNEY]
- [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
40. R.E. RANDALL VS T.A. RANDALL 21759/04
 [SCHULZ WIESINGER O'DWYER [SHEPSTONE & WYLIE]
 C/O GOODRICKES ATT]
- [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
41. R. LUCKYCHAND VS MINISTER OF SAFETY & SECURITY & ANOT 8217/00
 [VIREN SINGH & CO] [STATE ATTORNEY]
- [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
42. D.K. CHAIN AND ANO. VS KEYS PROJECTS AND 2 ORS. 6717/06
 [NAIDOO MAHARAJ INC] (1ST DEFENDANT)
 [BARKERS INC]
 (2ND DEFENDANT)
 [GOODRICKES ATT]
 (3RD DEFENDANT)
 [JOHNSTON & PARTNERS]
- [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
43. S.J. ROBINSON VS T.N. KEMP AND ANO. 6869/06
 [JOHAN JOOSTE & CO] (1ST DEFENDANT)
 [MACROBERT INC]
 (2ND DEFENDANT)
 [MOONEY FORD & PARTNERS]
- [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
44. F.E. ZANELLA VS QUEEN MARY INV(PTY) LTD & ANOT 12225/06
 [DLAMINI VAN ONSELEN O'CONNEL INC] [LUTGE MAGIGABA INC.]
- [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
45. M. BATTISTIG VS SOUTH AFRICAN FRANCHISING 11753/06
 [MAREE INC] SERVICES & ANOT
 [VASU NAIDOO & ASSOC]
- [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]

46. Z.Z. MPUA VS ROAD ACCIDENT FUND 5494/07
[FRIEDMAN & ASSOC] [S D MOLOI & ASSOC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
47. B.E. SITHOLE VS ROAD ACCIDENT FUND 14877/04
[SUDESH SIDHLALL & ASSOC] [LIVINGSTON LEANDY INC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
48. R.D. DUBE VS ROAD ACCIDENT FUND 11372/06
[VELLI SAGADAVAN & CO] [HAJRA PATEL INC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
49. M.P. CHETTY VS ROAD ACCIDENT FUND 3547/07
[BERKOWITZ COHEN WARTSKI] [HAJRA PATEL INC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
50. P. SINGH VS ROAD ACCIDENT FUND 13360/04
[ASKEW & ASSOC] [S D MOLOI & ASSOC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
51. D.B. MANQELE VS ROAD ACCIDENT FUND 1453/07
[BERKOWITZ COHEN WARTSKI] [S D MOLOI & ASSOC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
52. M. NATHANIAL VS ROAD ACCIDENT FUND 1337/06
[MURUGASENS] [LIVINGSTON LEANDY INC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
53. T.J. XHAKASA VS ROAD ACCIDENT FUND 5019/05
[FRIEDMAN & ASSOC] [KUBONI INC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
54. A.N. MBITYANA VS ROAD ACCIDENT FUND 7116/02
[ASKEW & ASSOC] [LINDA MAZIBUKO & ASSOC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
55. N.G.E. LUSHABA VS ROAD ACCIDENT FUND 2158/07
[BERKOWITZ COHEN WARTSKI] [NGUBANE & PARTNERS INC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
56. P.T. SOKHULU VS ROAD ACCIDENT FUND 3734/07
[BERKOWITZ COHEN WARTSKI] [KUBONI INC]
[SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]

57. B.S. RAVJEE VS ROAD ACCIDENT FUND 7926/06
 [BERKOWITZ COHEN WARTSKI] [LIVINGSTON LEANDY INC]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
58. D.B. TYLER VS ROAD ACCIDENT FUND 6231/07
 [FRIEDMAN & ASSOC] [KUBONI INC]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
59. T.G. FUMBATA VS ROAD ACCIDENT FUND 20742/04
 [DU TOIT HAVEMANN & LLOYD] [LINDA MAZIBUKO & ASSOC]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
60. Z. DLAMINI VS ROAD ACCIDENT FUND 10768/03
 [ASKEW & ASSOC] [RIAZ HAFJEJEE]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
61. M.A.A. WALTERS VS ROAD ACCIDENT FUND 8095/07
 [GOWANS & PATON] [S D MOLOI & ASSOC]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
62. D. SOLOMON VS ROAD ACCIDENT FUND 2913/05' A'
 [DU TOIT HAVEMANN & LLOYD] [ASKEW GRINDLAY & PART INC]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
63. V.J. MBANJWA VS ROAD ACCIDENT FUND 629/05
 [ASKEW & ASSOC] [NOMPUMELELO RADEBE & CO.]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
64. Q. GOBA VS ROAD ACCIDENT FUND 5384/03
 [ASKEW & ASSOC] [KUBONI INC]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]
65. M.G. NKWANYANA VS ROAD ACCIDENT FUND 11229/03
 [VELLI SAGADAVAN & CO.] [MAULEKE SERITI MAKUME MATLALA INC.
 C/O E T M KHUMALO ATT.]
 [SET DOWN FOR 3 DAYS – 24TH – 26TH FEBRUARY 2010]