

IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG  
MONDAY 25<sup>TH</sup> NOVEMBER 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**

9C BEFORE THE HONOURABLE JUDGE WILSON J

9D BEFORE THE HONOURABLE JUDGE S VAN NIEUWENHUIZEN AJ

9E BEFORE THE HONOURABLE JUDGE D MARAIS AJ

9F BEFORE THE HONOURABLE JUDGE COMBRINK AJ

**UNOPPOSED MOTION**

GC BEFORE THE HONOURABLE JUDGE OPPERMAN J

GD BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

GE BEFORE THE HONOURABLE JUDGE KEKANA AJ

**URGENT APPLICATIONS**

9A BEFORE THE HONOURABLE JUDGE MALI J

9B BEFORE THE HONOURABLE JUDGE ADAMS J

**SPECIAL MOTION**

8E BEFORE THE HONOURABLE JUDGE WEPENER J 09H30  
*2022/24148 S F SITHOLE v AFRICAN NATIONAL CONGRESS*

8F BEFORE THE HONOURABLE JUDGE VALLY J  
*2014/76664*

11A BEFORE THE HONOURABLE JUDGE SENYATSI J  
*2023-019086*

4E BEFORE THE HONOURABLE JUDGE MIA J  
*2021/17850 2021/27167*

**INCOME TAX COURT**

BEFORE THE HONOURABLE JUDGE COLLIS J  
**(IT46434)**

## **FAMILY COURT**

11B BEFORE THE HONOURABLE JUDGE H PRETORIUS AJ

11C BEFORE THE HONOURABLE JUDGE SPEIER AJ

## **SPECIAL INTERLOCUTORY COURT**

GB BEFORE THE HONOURABLE JUDGE MABESELE J

## **RAF DEFAULT JUDGMENT COURT**

8A BEFORE THE HONOURABLE JUDGE WEIDEMAN AJ

## **CRIMINAL APPEALS**

4E BEFORE THE HONOURABLE JUDGE MIA J  
AND BEFORE THE HONOURABLE JUDGE MOOSA J  
*A112/2023*

## **FULL COURT APPEALS: CRIMINAL**

4C BEFORE THE HONOURABLE JUDGE STRYDOM J  
AND BEFORE THE HONOURABLE JUDGE MALINDI J  
BEFORE THE HONOURABLE JUDGE F VAN DER WESTHUIZEN AJ  
*A129/2012*

## **CIVIL TRIALS OF LONG DURATION**

1A BEFORE THE HONOURABLE JUDGE ALLEN AJ  
*2020/14101; 2020/14170*

GA BEFORE THE HONOURABLE JUDGE S KRUGER AJ  
*2021/47220*

## **GENERAL CIVIL TRIALS**

Video-link BEFORE THE HONOURABLE JUDGE WINDELL J

8B BEFORE THE HONOURABLE JUDGE LIEBENBERG AJ

8C BEFORE THE HONOURABLE JUDGE THOBANE AJ

8D BEFORE THE HONOURABLE JUDGE MNISI AJ

BEFORE THE HONOURABLE JUDGE NIGRINI AJ

## THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP.

THERE SHALL BE NO PHYSICAL TRIAL ROLL CALL.

PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH  
19 OF THE ABOVEMENTIONED DIRECTIVE.

### Regarding Practice Notes:

1. *What is envisaged is a practice note filed **shortly before the trial** after a last check on whether a trial is necessary at all, and if so, how expeditiously can it be conducted. Axiomatically this assessment can only be made shortly before trial.*
2. *In several instances, a practice note is filed months before the trial date. This is of **no value** in declaring the status quo on the eve of trial. When matters are struck off because no recent practice note was filed, parties are understandably disappointed. The **recent** practice note is critical to the optimal utilisation of court time, and it must therefore be so that it must indeed be recent.*
3. *Litigants' attention is drawn to paragraphs 19.3, 19.4 and 19.5 of Practice Directive 01 of 2024 which came*

*into effect from 26 February 2024 and which were amended on 12 June 2024. The practice note, prepared in accordance with the practice note templates annexed to the Directive must be uploaded not earlier than **7 court** days and not later than **5 court** days before the hearing set-down. If no practice note is timeously uploaded (or uploaded after the cut-off date), the matter shall automatically be removed from the roll, and the date forfeited. If the practice note is non-compliant with the practice manual or Practice Directive 01 of 2024, the matter shall be automatically removed and similarly the date forfeited. The provision shall be strictly applied.*

4. LAST DATE TO SUBMIT PRACTICE NOTES: **MONDAY, 18 NOVEMBER 2024**

**JUDGES, ACTING JUDGES AND LITIGANTS ARE REMINDED OF CHAPTER 6.9 OF THE PRACTICE MANUAL DATED OCTOBER 2018 WHICH DEALS WITH THE PROCEDURE TO ENROLL PART-HEARD CIVIL TRIALS**

**NOTE ON CIVIL TRIALS WHERE ON THE DAY IT IS CALLED THE PARTIES ANNOUNCE A DESIRE TO SETTLE**

1. Judges and Acting Judges serving in the civil trial court must be circumspect when confronted by parties who seek a stand-down to settle.
2. Valuable judicial time is squandered whilst waiting on an agreement to be produced, if at all.
3. The standard procedure is that if a trial is not ready to run at 10h00 on the set down date it should be removed with no costs order. The judge is then available to take the next case.
4. In a case where the parties do settle in that week, an agreement can be brought to the judge who was presiding for it to be made an order. If settled later, the opportunity to re-enrol it on the settlement roll on one weeks' notice remains available
5. The cases awaiting a judge's attention must not be left to linger and risk being crowded out.

The abuse by parties is particularly prevalent in RAF cases.

NUMBER ON ROLL	CASE NO	PARTIES	DATE TRIAL DATE APPLIED FOR	DATE TRIAL DATE GRANTED	ALLOCATION/ORDER GRANTED
<b>PART A: GENERAL CIVIL TRIALS</b>					
1.	2023-002273	<p>YVONNE MKHONTWANE VS MATSHIDISO GWENDOLYA KHUMALO, GOVERNMENT EMPLOYEES PENSION FUND</p> <p>Plaintiff: Mr G Mncube 1<sup>st</sup> Defendant: Mr L Modise Divorce (pension interest; forfeiture of benefits) Estimated duration: 1 day</p>	20/06/2024	24/07/2024	<p><b>NIGRINI AJ</b> Secretary: Mr T Senoko Email: <a href="mailto:TSenoko@judiciary.org.za">TSenoko@judiciary.org.za</a></p>
2.	2022-051711	<p>ADEDAYO FAROOQ OREAGBA VS IPUSENG MANTOMBI OREAGBA</p> <p>Plaintiff: Adv M Rourke Defendant: Adv G Olwagen-Meyer Divorce (contact with minor child; maintenance in respect of minor child; sale of immovable property and proceeds thereof) Pre-trial conference: 11 June 2024 Minutes filed: 16 July 2024 Estimated duration: 2 – 3 days</p>	15/02/2024	24/07/2024	<p><b>THOBANE AJ</b> Secretary: Mr T Makheda Email: <a href="mailto:TMakheda@judiciary.org.za">TMakheda@judiciary.org.za</a></p>

3.	2017/40643	<b>GODFREY JONES VS THERESA JONES</b> Plaintiff: Mr J Lazarus Defendant: Adv G Y Benson Divorce (division of joint estate; spousal maintenance; arrear maintenance;) Pre-trial conference: 06 June 2024 Minutes filed: 12 June 2024 Estimated duration: 4 – 5 days			<b>MNISI AJ</b> Secretary: Ms F Leremi Email: <a href="mailto:FLeremi@judiciary.org.za">FLeremi@judiciary.org.za</a>
4.	2022/18485	<b>NKUNA NYIKO GIVEN VS NKUNA PERTUNIA LINDIWE</b> Plaintiff: Ms L van Deventer Divorce (defendant's pension fund; immovable property) Pre-trial conference: 12 April 2024; 15 October 2024 Estimated duration: 2 days	07/06/2024	30/07/2024	<b>LIEBENBERG AJ</b> Secretary: Mr J Letsoalo Email: <a href="mailto:JLetsoalo@judiciary.org.za">JLetsoalo@judiciary.org.za</a>

5.	2021/58338	<p>SAAYMAN STEDRICK VS SAAYMAN TAMSEN ELOUISE</p> <p>Plaintiff: C J Smith Defendant: Adv V Vergano Divorce (breakdown of marriage; maintenance in respect of minor and dependent children; value of estates and accrual; immovable property; spousal maintenance) Pre-trial conference: 26 July 2023 Estimated duration: 3 – 4 days</p>	03/06/2024	31/07/2024	<p><b>WINDELL J</b> Secretary: Ms A du Toit Email: <a href="mailto:ADuToit@judiciary.org.za">ADuToit@judiciary.org.za</a></p>

**PART B: ROAD ACCIDENT FUND**


**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](mailto: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.

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