IN THE SUPREME COURT OF APPEAL OF SOUTH AFRICA

IN DIE HOOGSTE HOF VAN APPèL VAN SUID-AFRIKA

FINAL ROLL

MAY 2025

19 May 2025

The number of the Judge to whom in each case the judgment has been allocated is designated by dark shading

Thursday: 01 May 2025

PUBLIC HOLIDAY

Friday: 02 May 2025

COURT A

1. Ramesa Johannes Rathebe v The State

1571/2024 (GP)

Mocumie JA
Keightley JA
Baartman JA
Phatshoane AJA
Henney AJA

COURT B

2. Matric Luphondo v The State

123/2024 (GP)

Makgoka JA
Kathree-Setiloane JA
Koen JA
Coppin JA
Dawood AJA

COURT C

3. Barend Hermanus Rautenbach, Johan Smit, Francois Smit, Barend De Klerk v The Governing Body of Die Hoërskool DF Malan, The Western Cape Minister of Education

073/2024 (WCC)

Mokgohloa JA
Mbatha JA
Weiner JA
Smith JA
Modiba AJA

COURT D

4. Cynthia Nobuhle Khedama v Minister of Police

667/2024 (KZP)

Hughes JA
Dlodlo AJA
Steyn AJA

Monday: 05 May 2025

COURT A

5. Pine Glow Investments (Pty) Ltd v The Minister of Energy, The Controller of Petroleum Products, ERF 6 Highveld Technopark Investments (Pty) Ltd, NAD Property Income Fund (Pty) Ltd, Royale Energy (Pty) Ltd, Royale Energy Management Service (Pty) Ltd, Royale Energy Olifantsfontein (Pty) Ltd, Viva Oil (Pty) Ltd, Tokivect (Pty) Ltd
1264/2023 (MP)

Zondi DP
MocumieJA
Mokgohloa JA
Koen JA
Molitsoane AJA

COURT B

6. Tridevco (Pty) Ltd and Witfontein X16 Boedery CC v The National Minister of Agriculture, Land Reform and Rural Development, Delegate of the Minister of Agriculture, Land Reform and Rural Development, The Registrar of Deeds, Pretoria, The Ekhurhuleni Metropolitan Municipality
062/2024 (GP)

Nicholls JA
Unterhalter JA
Dawood AJA
Vally AJA
Norman AJA

COURT C

7. Jomane Eiendomme (Pty) Ltd v Magistrate E.M van Zyl and Jan Lodewyk Vosloo
067/2024 (NWM)

Mbatha JA
Matojane JA
Keightley JA
Coppin JA
Phatshoane AJA

Tuesday: 06 May 2025

COURT A

8. Maria Johanna Kruger v Tate Matthew Sibanyoni & Sibanyoni Family, Minister of Rural Development & Land Reform, Provincial Head of the Department & Land Reform, Eskom Holdings (Pty) Ltd and Steve Tshwete Municipality
1191/2023 (LCC)

Mokgohloa JA
Smith JA
Tolmay AJA
Molitsoane AJA
Norman AJA

COURT B

9. Godfrey Goliath Nicholls N O, Illse Hope Solomon N O and Elana Oosthuizen N O v Magdalena Gaybba
865/2023 (WCC)

Hughes JA
Weiner JA
Kathree-Setiloane JA
Henney AJA
Modiba AJA

COURT C

10. Mbalenhle Sydney Ntuli v The State
128/2023 (GJ)

Matojane JA
Unterhalter JA
Koen JA
Coppin JA
Dawood AJA

Wednesday: 07 May 2025

COURT A

11. Kgosi Nyalala Molefe John Pilane, Bakgatla Ba Kgafela Traditional Counsil, Bakgatla ba Kgafela Royal Family (Moruleng) v Premier of the North West Province, Rangwane Ramono Pilane Linchwe, Kgafela Kgafela II, Phenias Tjie
035/2024 (NWM)

Molemela P
Mothle JA
Hughes JA
Kathree-Setiloane JA
Norman AJA

COURT B

12. Casper Daniel Kasselman NO, Gertruida Susanna Kasselman NO, BVD Administration of States (Pty) Ltd and Loxodonta (Pty) Ltd v The South African National Road Agency SOC Ltd (SANRAL), The Minister, Department of Transport and The Minister, Department of Mineral Resources & Energy
297/2024 (GP)

Zondi JA
Nicholls JA
Coppin JA
Steyn AJA
Tolmay AJA

COURT C

13. The Rock Foundation properties cc, Esther Nyarwai Ndegwa v Dosvelt Properties (Pty) Ltd and Eli Nathan Chaitowitz

1038/2023 (GJ)

Mocumie JA
Keightley JA
Unterhalter JA

Thursday: 08 May 2025

COURT A

14. Engela Dorothea Maria Annandale v Meintjes and Meintjes Rekenmeesters CC, Old Mutual Trust (Pty) t/a Old Mutual Trust

632/23 (GP)

Mocumie JA
Keightley JA
Phatshoane AJA

COURT B

15. Martha Johanna Petronella Rossouw v Blignaut & Wessels, MEC: Police, Roads and Transport for the province of the Free State

1234/23 (FB)

Makgoka JA
Mbatha JA
Weiner JA
Vally AJA
Modiba AJA

COURT C

Friday: 09 May 2025

COURT A

16. AV Theron & Swanepool Inc, Matthys Swanepoel v Neil Sean Knott

237/2024 (FB)

Mocumie JA
Kathree-Setiloane JA
Smith JA
Dawood AJA
Henney AJA

COURT B

17. Herman Mercer Crous v Wynberg Boys High School, Eastco Travel CC and Lorraine Fourie

200/2024 (GP)

Makgoka JA
Weiner JA
Koen JA
Baartman JA
Tolmay AJA

COURT C

18. Johannes Diederick Le Roux N O (Curator ad item for Ntomzodwa Patricia Olifant) and Johannes Diederick Le Roux N O (Curator ad item for Johannes Barry) v The Nelson Mandela Bay Municipality

239/2024 (ECMK)

Hughes JA
Matojane JA
Steyn AJA
Vally AJA
Modiba AJA

Monday: 12 May 2025

COURT A

19. Glencore Operations South Africa (Pty) Ltd; Arm Coal (Pty) Ltd and Goedgevonden Joint Venture v The Commissioner for the South African Revenue Services and Anand Khelawon N O

406/24 (GP)

Molemela P
Kathree-Setiloane JA
Koen JA
Phatshoane AJA
Norman AJA

COURT B

20. Manyaku Maria Thulare v Morwamohube Ernest Thulare, Thoromet Jane Deborah Thulare, The Premier, Limpopo Province, The Minister of Co-operative Gorvernance and Traditional Affairs, The President of the Republic of South Africa and Limpopo House of Traditional Leaders

470/2023 (LP)

Zondi JA
Keightley JA
Unterhalter JA
Steyn AJA
Henney AJA

COURT C

21. Aptitude Trading Enterprise (Pty) Ltd v The City of Tshwane Metropolitan Municipality, The Municipal Manager of the City of Tshwane Metropolitan Municipality

251/24 (GP)

Mocumie JA
Mokgohloa JA
Coppin JA
Tolmay AJA
Molitsoane AJA

COURT D

22. Kobus Nel v The State

708/2023 (GP)

Nicholls JA
Saldulker AJA
Dlodlo AJA

Tuesday: 13 May 2025

COURT A

23. Minister of Home Affairs, Director-General of the Department of Home Affairs v Vindiren Magadzire, Zimbabwe Immigration Federation NPC

245/2024 (GP)

Mocumie JA
Mbatha JA
Unterhalter JA
Dawood AJA
Modiba AJA

COURT B

24. Kurt Robert Knoop N O, Johan Louis Klopper N O v Islandsite Investments 180 (Pty) Ltd, Ronica Ragavan N O, Dhanesvarin Appavoo N O and Hugh Vincent Cooke

260/24 (FB)

with

Islandsite Investments 180 (Pty) Ltd, Ronica Ragavan N O v Kurt Robert Knoop N O, Johan Louis Klopper N O, Dinesh Appavoo N O and Hugh Vincent Cooke

746/2024 (FB)

Makgoka JA
Mothle JA
Baartman JA
Phatshoane AJA
Henney AJA

COURT C

25. Jansen Van Vuuren, Dillion Wesley v The Member of the Executive Council for Health, Gauteng Province

054/2024 (GP)

Mokgohloa JA
Matojane JA
Weiner JA
Smith JA
Vally AJA

COURT D

26. Assmang (Pty) Ltd v The Commissioner for the South African Revenue Service, The Minister of Justice, The Minister of Finance

311/2024 (GP)

Nicholls JA
Saldulker AJA
Dlodlo AJA

Wednesday: 14 May 2025

COURT A

27. James Thomas Evans v Western Province Athletics

1349/2024 (WCC)

Mbatha JA
Kathree-Setiloane JA
Koen JA
Dawood AJA
Molitsoane AJA

COURT B

28. Parch Properties 72 (Pty) Ltd v Summervale Lifestyle Estate Owner's Association, City of Cape Town, Theodore Brophy and Willem Hendrik Du Preez and 282 other Respondents)

171/24 (WCC)

Mokgohloa JA
Baartman JA
Coppin JA
Steyn AJA
Tolmay AJA

COURT C

29. Francois Jurie Nicolaas (Cois) Harman v Pieter Hendrik Strydom

285/2024 (NWM)

Mothle JA
Weiner JA
Smith JA
Vally AJA
Norman AJA

Thursday: 15 May 2025

COURT A

30. Kido Staalwerke CC v Safety Engineering International LLC, Aeroklas Duys (Pty) Ltd

265/1024 (GP)

Molemela P

Mocumie JA
Makgoka JA
Unterhalter JA
Phatshoane AJA

COURT B

31. The Commissioner for the South African Revenue Service v African Bank Ltd
242/24 (WCC)

Zondi DP
Keightley JA
Dlodlo AJA
Steyn AJA
Norman AJA

COURT C

32. Eugene Prinsloo v Donovan Theodore Majiedt N O and Reinette Steynburg N O
257/2024 (FB)

Matojane JA
Weiner JA
Koen JA
Henney AJA
Modiba JA

Friday: 16 May 2025

COURT A

33. Tight Business Enterprises CC v Petrus Johannes Lordan N O, Theodorus Louis Lordan N O and Charles Jakobus Pieterse [Trustees of the Lordan Trust (IT 1795/19950)]
356/2024 (GP)

Mocumie JA
Kathree-Setiloane JA
Tolmay AJA
Vally AJA
Modiba AJA

COURT B

34. The Financial Sector Conduct Authority, Unathi Kamlana N O, Brandon Topham N O, Gerrit Jacques Bruwer N O v Municipal Employees' Pension Fund, Akani Retirement Fund Administrators (Pty) Ltd, Akani Properties (Pty) Ltd, Munghana Leisure And Tourism (Pty) Ltd, Margaret Magdalena Le Grange, Zamani Ernest Ephraim Letjane, Nthabeleng Refilwe Motsohi, Jack Bruce Malebane
1344/2023 (GP)

Makgoka JA
Nicholls JA
Smith JA
Dawood AJA
Molitsoane AJA

COURT C

Monday: 19 May 2025

COURT A

35. Melusi Emmanuel Ncala v Park Avenue Body Corporate, Community Scheme Ombud Services and Dombolo Magkomo Masilela N O

813/2023 (GP)

Makgoka JA
Mbatha JA
Keightley JA
Tolmay AJA
Vally AJA

COURT B

36. The Sheriff of the High Court: Giyani (Sidney Herbert Park, an officer of the Court) v Renky Thulani Makhubela

1270/2023 (LP)

Nicholls JA
Saldulker AJA
Norman AJA

COURT C

37. Kurt Robert Knoop, Johan Louis Klopper, Juanito Martin Damons, Kgashane Christopher Monyela v Tegeta Exploration and Resources (Pty) Ltd, Koornfontein Mines (Pty) Ltd, Optimum Coal Mine (Pty) Ltd, Ronica Ragavan, Dhanasegaran Archary

312/2024 (GP)

Hughes JA
Weiner JA
Unterhalter JA
Baartman JA
Molitsoane AJA

Tuesday: 20 May 2025

COURT A

38. The Kingdom of Lesotho v Frazer Solar GMBH, Trans-Caledon Tunnel Authority, Lesotho Highland Development Authority, The Standard Bank of South Africa Limited, The Sherriff of the High Court: Johannesburg Central, The Sheriff of the High Court: Centurion East, The Minister of Justice and Constitutional Development, National Government of the Republic of South Africa

438/2024 (GJ)

Molemela P
Makgoka JA
Mokgohloa JA
Smith JA
Koen JA

Steyn AJA
Modiba AJA

COURT B

39. Intengo Imoto (Pty) Ltd t/a Northcliff Nissan v Zoutpansberg Motor Wholesalers CC t/a Hyundai Louis Trichardt

474/2024 (LP)

Zondi DP
Mothle JA
Weiner JA
Kathree-Setiloane JA
Coppin JA

COURT C

40. Minister of Police and National Director of Public Prosecutions v Khotso Julius Ramabanta

511/24 (FB)

Mbatha JA
Saldulker AJA
Dlodlo AJA

COURT D

41. Maano Water (Pty) Ltd v Eskom Holdings SOC Ltd

383/2024 (GJ)

Matojane JA
Keightley JA
Phatshoane AJA

Wednesday: 21 May 2025

COURT A

42. Inzalo Enterprise Management Systems (Pty) Ltd v Chief Albert Luthuli Municipality

102/2024 (MP)

Nicholls JA
Unterhalter JA
Norman AJA

COURT B

43. The MEC for Health: Gauteng Province, Head of Department of Health for the Gauteng Province, Chairperson of the Bid Adjudication Committee, Chairperson of the Bid Evaluation Committee and Tshenolo Waste (Pty) Ltd v Buhle Waste (Pty) Ltd

338/2024 & 384/2024 (GJ)

Mbatha JA
Baartman JA
Steyn AJA

Tolmay AJA
Vally AJA

COURT C

44. Maximum Profit Recovery (Pty) Ltd v Naledi Local Municipality, Tripple M Advisory Services (Pty) Ltd and Segapo Modisenya

340/2024 (NWM)

Hughes JA
Kathree-Setiloane JA
Smith JA
Keightley JA
Henney AJA

Thursday: 22 May 2025

COURT A

45. Julie Lopes, Democratic Alliance v Executive Mayor of the Knysna Local Municipality, Aubrey Tsengwa, Deputy Executive Mayor of the Knysna Local Municipality, Alberto Marbi and Speaker of the Knysna Local Municipality.

345/2024 (WCC)

Makgoka JA
Mokgohloa JA
Kathree-Setiloane JA
Dawood AJA
Modiba AJA

COURT B

46. Pick n Pay Retailers (Pty) Ltd v Shoprite Checkers (Pty) Ltd

363/2024 (WCC)

Nicholls JA
Mothle JA
Coppin JA
Vally AJA
Norman AJA

COURT C

47. N'wamitwa Solomon Mkhonto, Walter Daniele Mokoena, Zulu Willias Seerane, Tsundzuka Remember Makhubela, Ephraim Nkuna, N'wanungu Sipho Mlambo, Lakios Mosoma, Fhumulani Cathrine Thovhakale, Ngungunyane Henry Mhlaba v Bushbuckbridge Local Municipality, Cynthia Audrey Nkuna: Municipal Manager, Sylvia Khumalo: Executive Mayor

218/24 (MP)

Matojane JA
Weiner JA
Koen JA
Phatshoane AJA
Molitsoane AJA

Friday: 23 May 2025

COURT A

48. Hassody Katha v Primathie Pillay N O, Kenderuby Ramoothy N O, Master of the High Court: Gauteng Johannesburg
276/2024 (GJ)

Matojane JA
Koen JA
Dlodlo AJA
Dawood AJA
Steyn AJA

COURT B

49. King Sabata Dalinyebo Local Municipality, The Municipal Manager: King Sabata Dalinyebo Local Municipality , The Chief Financial Officer: King Sabata Dalindyebo Local Municipality v Fikile Vincent Hintsa and the Persons listed in Annexure "A"
323/2024 (ECM)

Mokgohloa JA
Smith JA
Henney AJA
Modiba AJA
Molitsoane AJA

COURT C

50. Tekoa Consulting Engineers (Pty) Ltd v Alfred Nzo District Municipality, Municipal Manager: Alfred Nzo District Municipality, Zinzame Consulting Engineers / Cycle Projects/ Ubuntu Bam JV, Emlanjeni JV, Olon Consulting Engineers JV Imp Plant Hire and BM Infrastructure JV Magnacorp
1094/2023 (ECG)

Hughes JA
Unterhalter JA
Baartman JA
Coppin JA
Tolmay AJA

Monday: 26 May 2025

COURT A

51. The National Director of Public Prosecutions v Sithembiso Adolphus Gcaba
488/2024 (KZD)

Makgoka JA
Coppin JA
Dawood AJA
Phatshoane AJA
Henney AJA

COURT B

52. Hugo Ras v The State
885/2024 (GP)

with

Willem Andries Van Jaarsveld v The State
1105/2023 (GP)

Matojane JA
Unterhalter JA
Baartman JA
Tolmay AJA
Molitsoane AJA

COURT C

Tuesday: 27 May 2025

COURT A

53. Dr Waa Gouws (Johannesburg) (Pty) Ltd v HR Computek (Pty) Ltd, Yolandi Ann Mes, Johannes Hendrick Du Plessis N O, Marial Oelofsen N O, Welcome Norman N O and Master of the High Court, Johannesburg
909/2023 (GP)

Mbatha JA
Mothle JA
Hughes JA
Unterhalter JA
Modiba AJA

COURT B

Wednesday: 28 May 2025

COURT A

54(a). The President of the Republic of South Africa, The Minister of Cooperative Governance and Traditional Affairs v Prince Mbonisi Ka Bhekuzulu, Prince Vulindlela Ka Bhekuzulu, Prince Mathuba Ka Bhekuzulu, Prince Gaylord Mxolisi Ka Bhekuzulu, Princess Lindiwe Ka Bhekuzulu, Prince Zweliyazuza Ka Ningi Ka Solomon, Prince Bukhosikabupheli Ka Nkunziyezambane Ka Solomon, Prince Bhekinkosi Ernest Ka Nkunziyezambane Ka Solomon, Princess Thembokuhle Ka Ngqinda Ka Solomon, Princess Silungile Ka Bhekuzulu, Princess Gugulethu Ka Ngqinda Ka Solomon, Princess Zanele Ka Nkunziyezambane Ka Solomon, Princess Thembelihle Cynthia Ka Ningi Ka Solomon,

Princess Lindiwe Ka Bhekuzulu, Prince Nokwethemba Bhekinkosi Ka Nkunziyezambane Ka Solomon, Princess Sihlobosenkosi Linduzalo Ka Zwelithini Zulu, Princess Phumuzuzulu Mzomuhle Ka Zwelithini Zulu, Princess Thandeka Ka Zwelithini Zulu, Princess Khonzinkosi Sbambisile Ka Zwelithini Zulu, Prince Nhlanganiso Ka Zwelithini Zulu, Prince Bazabazi Mbuzeli Zwelithini Zulu, Princess Sibusile Ka Zwelithini Zulu, Princess Khethokuhle Zulu

147/2024 and 148/2024 and 217/2024 and 250/2024 (GP)

Zondi DP
Nicholls JA
Saldulker AJA
Phatshoane AJA
Molitsoane AJA

Thursday: 29 May 2025

COURT A

54(b). The President of the Republic of South Africa, The Minister of Cooperative Governance and Traditional Affairs v Prince Mbonisi Ka Bhekuzulu, Prince Vulindlela Ka Bhekuzulu, Prince Mathuba Ka Bhekuzulu, Prince Gaylord Mxolisi Ka Bhekuzulu, Princess Lindiwe Ka Bhekuzulu, Prince Zweliyazuza Ka Ningi Ka Solomon, Prince Bukhosikabupheli Ka Nkunziyezambane Ka Solomon, Prince Bhekinkosi Ernest Ka Nkunziyezambane Ka Solomon, Princess Thembokuhle Ka Ngqinda Ka Solomon, Princess Silungile Ka Bhekuzulu, Princess Gugulethu Ka Ngqinda Ka Solomon, Princess Zanele Ka Nkunziyezambane Ka Solomon, Princess Thembelihle Cynthia Ka Ningi Ka Solomon, Princess Lindiwe Ka Bhekuzulu, Prince Nokwethemba Bhekinkosi Ka Nkunziyezambane Ka Solomon, Princess Sihlobosenkosi Linduzalo Ka Zwelithini Zulu, Princess Phumuzuzulu Mzomuhle Ka Zwelithini Zulu, Princess Thandeka Ka Zwelithini Zulu, Princess Khonzinkosi Sbambisile Ka Zwelithini Zulu, Prince Nhlanganiso Ka Zwelithini Zulu, Prince Bazabazi Mbuzeli Zwelithini Zulu, Princess Sibusile Ka Zwelithini Zulu, Princess Khethokuhle Zulu

147/2024 and 148/2024 and 217/2024 and 250/2024 (GP)

Zondi DP
Nicholls JA
Saldulker AJA
Phatshoane AJA
Molitsoane AJA

Friday: 30 May 2025