



IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)

DELETE WHICHEVER IS NOT APPLICABLE

(1) REPORTABLE: YES/NO
(2) OF INTEREST TO OTHERS JUDGES: YES/NO
(3) REVISED

04/04/17
DATE

[Signature]
SIGNATURE

CASE NO: 53493/2010

4/5/2017

In the matter between:

M E NOVEMBER

First Plaintiff

N G NOVEMBER

Second Plaintiff

N B NOVEMBER

Third Plaintiff

N F NOVEMBER

Fourth Plaintiff

and

THE ROAD ACCIDENT FUND

First Defendant

MULLER & PARTNERS

Second Defendant

APPLICATION FOR LEAVE TO APPEAL JUDGMENT

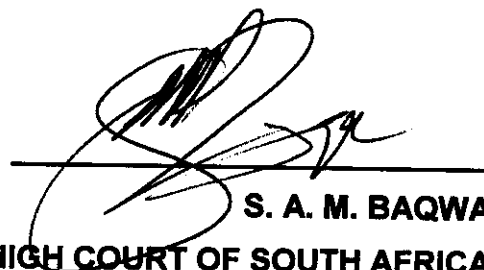
Bagwa J

- [1] This is an application for leave to appeal against my judgment handed down on 15 November 2016 in terms of which the special plea raised by the second defendant was upheld.

[2] I have considered the reasons advanced by the applicants for the application for leave and more particularly divergent decisions in the various Divisions regarding the jurisdiction issue. Mainly for that reason I have come to the conclusion that:

2.1 There is a compelling reason that an appeal should be heard and the application is granted in terms of section 17 (1) (a) (ii) of the Superior Courts Act 10 of 2013 for leave to appeal to the Full Court of the Gauteng Division of the High Court, Pretoria.

2.2 Costs to be costs in the appeal.



S. A. M. BAQWA
JUDGE OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

Date of Hearing: 04 May 2017

Date of Judgment: 04 May 2017

For the Applicant: Advocate J. O. Williams SC
Instructed by: Marais Basson Attorneys

For the Respondents: Advocate R. Strydom
Instructed by: Muller & Partners