



IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

CASE NO: 042792/2023

(1)	REPORTABLE: NO
(2)	OF INTEREST TO OTHER JUDGES: NO
(3)	REVISED.
DATE 14/07/2025	
LENYAI J	

In the matter of:

BRILLIANT TELECOMMUNICATIONS (PTY) LTD

Applicant

And

ALTRON TMT (PTY) LTD

First Respondent

CITY OF TSHWANE METROPOLITAN MUNICIPALITY

Second Respondent

CBX TECH (PTY) LTD

Third Respondent

The judgment and order are published and distributed electronically. The date and time of hand-down is deemed to be 14:00 on 14 July 2025

J U D G M E N T

LENYAI J

1. This is an application for leave to appeal brought by the applicant against the judgment and order granted by me on the 7th April 2025.

2. The test for the granting of leave to appeal pertinent to the present matter is set out in section 17(1) of the Superior Courts Act 10 of 2013 as follows:

"(1) Leave to appeal may only be given where the judge or judges concerned are of the opinion that

(a) (i) the appeal would have a reasonable prospect of success or

(ii) there is some other compelling reason why the appeal should be heard, including conflicting judgments on the matter under consideration."

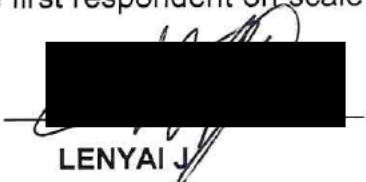
3. I have considered the grounds upon which the application has been brought and the reasons given by me for the judgment and the order. I have also considered the submissions made by counsel for the granting of leave to appeal on the part of the applicant and those opposing the granting of leave to appeal on behalf of the first respondent.

4. I am not persuaded that another court would come to a different conclusion or that there is some other compelling reason why leave to appeal should be granted.

5. In the circumstances, I make the following order:

5.1 The application for leave to appeal is refused.

5.2 The applicant is ordered to pay the costs of the first respondent on scale C.


LENYAI J
Judge of the High Court
Gauteng Division, Pretoria

Appearances

Counsel for Applicant:	: Adv Ralikhuvhana
Instructed by	: Katlego Ralikhuvhana Mokgola Inc
Counsel for the First Respondent	: Adv Prinsloo
Instructed by	: Lowndes Dlamini Incorporated
Date of hearing	: 11 JULY 2025
Date of Judgement	: 14 JULY 2025