



**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, JOHANNESBURG**

CASE NO: 133253/2023

- (1) REPORTABLE: NO
- (2) OF INTEREST TO OTHER JUDGES: NO
- (3) REVISED: NO

24 February 2026

DATE

SIGNATURE

In the matter between:

ENVER MOHAMED MOTALA

APPLICANT

And

CHIEF MASTER OF THE HIGH COURTS

RESPONDENT

JUDGMENT

TWALA J

- [1] This is an application for leave to appeal the judgment and order of this Court handed down electronically on 15 December 2025 wherein the applicant's claim was dismissed with costs on a party and party Scale A.
- [2] It is a trite principle of our law that leave to appeal may only be given where the Judge or Judges concerned are of the opinion that the appeal would have a reasonable prospect of success or where there is some other compelling reason why the appeal should be heard, including conflicting judgments on the matter under consideration. (*See section 17 (1)(a)(i) and (ii) of the Superior Courts Act, 10 of 2013*).
- [3] The grounds for the leave to appeal are succinctly stated in the notice of application for leave to appeal and I do not intend to repeat them in this judgment. Furthermore, I would like to express my gratitude and appreciation to the counsels of the parties for the concise heads of argument and submissions made therein.
- [4] I am satisfied that I have covered and considered all the issues raised in the application for leave to appeal in my main judgment. I am therefore not persuaded by the applicant that there are reasonable prospects of success in this appeal. Put differently, I am of the view that there is no prospect that another Court would come to a different conclusion in this case. The unavoidable conclusion is therefore, that the application for leave to appeal the judgment falls to be dismissed

[5] In the result, the following order is made:

1. The application for leave to appeal is dismissed with costs on Scale B.



TWALA M L
JUDGE OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, JOHANNESBURG

For the Applicant: **Advocate R Bhana SC**
 Advocate I Currie

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For the Respondent: **Advocate M Pompo**

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Date of Hearing: **On the papers – 20 February 2026**

Date of Judgment: **24 February 2026**

Delivered: This judgment and order was prepared and authored by the Judge whose name is reflected and is handed down electronically by circulation to Parties / their legal representatives by email and by uploading it to the electronic file of this matter on Case Lines. The date of the order is deemed to be 24 February 2026.