



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

Case number: **024491/2024**

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

 31/03/2026
SIGNATURE DATE

In the matter between:

LETSEPE MPHELA PHAHLANE

Applicant

And

SEPHANKI JOHANNES PHETO

First Respondent

CINDY MAKWENA PHAHLANE

Second Respondent

**THE CITY OF THSWANE METROPOLITAN
MUNICIPALITY**

Third Respondent

This judgment has been delivered by uploading it to the Court online digital data base of the Gauteng Division, Pretoria and by email to the attorneys of record of the parties. The date of the delivery of the judgment is deemed to be 31 March 2026.

JUDGMENT

Makhoba J

1. On 18 February 2026 this court granted the following order in this matter:

"[10] In regard to the costs reserved on the 08 May 2024, it is my view that it was imperative for the court to order the Municipality to file a report to alternative accommodation. It is further my view that there should be no order as to costs in respect of the reserved costs.

[11] In the premises I make the following order:

11.1. The cost previously reserved on the 26 March 2024 and on the 08th of May 2024 are costs in the cause.

11.2. In regard to the costs associated with this application/hearing, I make no order as to costs."

2. It is clear from paragraph 10 of my order above that the court intended to order that the reserved costs of the 26 March 2024 and 8th May 2024 should be ("no order as to costs").
3. Unfortunately, due to oversight on my part, I made the mistake by ordering as follows ("*the costs previously reserved on the 26 March 2024 and 08th May 2024 are costs in the cause*").
4. I should have ordered no order as to costs in respect of the 26 March 2024 and 08th May 2024 respectively.
5. Therefore, in terms of rule 42(1)(d) of the Uniform Rules, I vary (correct) paragraph 11.1 of the order as follows:

11.1. The costs previously reserved on the 26 March 2024 and the 08th of May 2024, I make no order as to costs.



D Makhoba
Judge of the High Court
Gauteng Division, Pretoria

APPEARANCES

For Applicant: Attorney - Prince Mudau and Associates In
Counsel – Khathutshelo Maphwanya

For the Respondent: Attorney - Elliot Attorneys
Counsel - Eugene Muller

Date of Judgment : 31 March 2026