

IN THE HIGH COURT OF SOUTH AFRICAGAUTENG LOCAL DIVISION, PRETORIACASE NO: 083401/2024DATE: 05.03.2026

DELETE WHICHEVER IS NOT APPLICABLE	
(1) REPORTABLE:	YES / NO
(2) OF INTEREST TO OTHER JUDGES :	YES / NO
(3) REVISED:	YES / NO

In the matter between

10	DANIEL PETRUS BOSMAN	1 st Applicant
	LIBERTY FIGHTERS NETWORK	2 nd Applicant
	REYNO DAWID DE BEER N.O.	3 rd Applicant

and

	ABSA BANK LIMITED	1 st Respondent
	NATIONAL CREDIT REGULATOR	2 nd Respondent
	LEGAL PRACTICE COUNCIL	3 rd Respondent
	YOU ARE LAW	4 th Respondent
20	ANNE VERSTER	5 th Respondent

J U D G M E N T

MAZIBUKO J:

In this matter of Bosman and ABSA Bank and Others, I have read the papers filed of record, heard counsel on behalf of the first respondent, ABSA Bank Limited ('ABSA'), the first applicant, Mr Daniel Petrus Bosman ('Mr Bosman') who appears in Court today in person, and the third applicant, Mr Reyno Dawid De Beer ('Mr De Beer'), cited *nomino officio* for Mr Bosman. Mr De Beer is the President of the second applicant, the Liberty Fighters Network, of which Mr Bosman is a member.

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The application seeks, firstly, for the Liberty Fighters Network to intervene in the proceedings between ABSA and Mr Bosman. Secondly, for Mr De Beer to represent Mr Bosman in the proceedings in the matter between ABSA and Mr Bosman. Thirdly, to rescind the judgment and order of Davis J dated 26 November 2024. Fourthly, cancelling the warrant of execution and attachment issued pursuant to the judgment and order dated 26 November 2024. Fifthly, transmission of the record to the second respondent to
20 determine reckless granting of credit by ABSA to Mr Bosman, and sixthly, transmission of the record to the third respondent with regard to legal representation.

I have considered the relief sought, as per the notice of motion, paragraphs 1 to 3 appearing on caselines 25-5,

which reads notice of motion: application for invalidity / setting aside of judgment, dated 29 May 2025.

The relief sought as per the notice of motion reads as follows:

1. That the Court condones any non-compliance by the applicants with the Uniform Rules of Court ('rules') and/or the applicable practice directives of this Court in terms of rule 27 (3) of the rules, and/or invokes its inherent power under section 173 of the Constitution of the Republic of South Africa, 1996 ('Constitution'), to regulate its own process and permit the format, structure and extent of this application insofar as it may be necessary in the interest of justice and/or for the development or amendment of the common law, where applicable.
2. That Liberty Fighters Network, the second applicant, (hereinafter referred to as "LFN"), be granted leave to intervene in these proceedings as an interested party in terms of rule 12 of the rules, by virtue of its direct interest in the rights and welfare of its elderly member, Daniel Petrus Bosman ("Mr Bosman"), the first applicant, and further in the public interest in

accordance with section 38 (c), (d) and (e) of the Constitution.

3. That it be confirmed that Reyno Dawid De Beer N.O. is a *nomine officio* capacity (Mr De Beer), in his *nomine officio* capacity as President and duly authorised officer of LFN is authorised to represent and appear on behalf of LFN as well as on behalf of its elderly member, Mr Bosman in these proceedings, and in any appeal or further related proceedings that may arise therefrom.
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In respect of the first three prayers in terms of the notice of motion, I will proceed to make an order. However, before that, let me mention that after making the order, I will then deal with paragraphs 4, 5, 6, 7, 8, 9 and 10 of the notice of motion, which, to a certain extent, speak to the rescission application. Having considered the matter, I make the following order in respect of prayers 1 to 3 of the notice of motion; the application with regard to paragraphs 1, 2 and 3 is hereby refused with costs, the costs to be borne by the first, second and third applicants as cited, one paying the other to be absolved.

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With regard to prayers 4, 5, 6, 7, 8, 9 and 10, I make the following order: the rescission application is postponed *sine*

die to allow the first applicant an opportunity to obtain legal assistance. Thank you.



MAZIBUKO, J

JUDGE OF THE HIGH COURT

DATE: 5 MARCH 2026

TRANSCRIBER'S CERTIFICATE

I, the undersigned, hereby certify that **so far as it is audible to me**, the foregoing is a true and correct transcript of the proceedings recorded by means of a digital recorder in the matter between:

DP BOSMAN // ABSA BANK LIMITED

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PROBLEMS EXPERIENCED WITH RECORDING

1. The Court's microphone is not working, the remaining microphone channels barely pick her up when speaking.

DATE COMPLETED : 10.03.2026



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