

# REPUBLIC OF SOUTH AFRICA



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

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

13 April 2026  
DATE

  
SIGNATURE

CASE NO:2025/249561

In the matter between:

**FRANK BUYANGA SADIQI**

**Applicant**

and

**NATIONAL DIRECTOR OF PUBLIC PROSECUTIONS**

**1<sup>st</sup> Respondent**

**MINISTER OF JUSTICE AND CORRECTIONAL SERVICES**

**2<sup>nd</sup> Respondent**

**DEPARTMENT OF CORRECTIONAL SERVICES**

**3<sup>rd</sup> Respondent**

**NATIONAL COMMISSIONER OF CORRECTIONAL**

**SERVICES SUN CITY CORRECTIONAL FACILITY**

**4<sup>th</sup> Respondent**

**JOHANNESBURG CORRECTIONAL FACILITY**

**SUNCITY PRISON**

**5<sup>th</sup> Respondent**

MINISTER OF HOME AFFAIRS

6<sup>th</sup> Respondent

DEPARTMENT OF HOME AFFAIRS

7<sup>th</sup> Respondent

SOUTH AFRICA POLICE SERVICES

8<sup>th</sup> Respondent

INVESTIGATION OFFICER IN THE MATTER OF THE

APPLICANT UNDER CASE NUMBER 3/5921/2022

9<sup>th</sup> Respondent

MAGISTRATE OF THE RANDBURG MAGISTRATE'S

COURT RANDBURG

10<sup>th</sup> Respondent

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**JUDGMENT: APPLICATION FOR LEAVE TO APPEAL**

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*(The mater was heard in open court on 25 March 2026. Judgment was reserved and the reserved judgment was handed down by uploading thereof onto the electronic case of the matter on CaseLines. The date of the judgment tis deemed to be the date of uploading thereof onto Caselines).*

**BEFORE: HOLLAND-MUTER J:**

[1] A party aggrieved by a judgment in a high court may apply for leave to appeal that judgment in terms of section 17(1)(a) of the Superior Court Act, 10 of 2013 ("the Act").

[2] The provisions of section 17(1)(a) states that leave to appeal may only be given where the court concerned is of the view that:

(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] Having heard the representatives of the parties and perusing the application, the court is of the view that there is no reasonable prospect of success and that there is no compelling reason why the appeal should be heard by another court.

[4] The following order is made'

**The application for leave to appeal is refused with costs, costs to be on a party and party scale.**



HOLLAND-MUTER J

Judge of the Pretoria High Court

Matter was heard on 25 March 2025

Judgment was uploaded onto Caselines on 13 April 2026.

TO: The Applicant: Adv T Sellem

The Respondent: Adv M D Sekwakweng