

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIACASE NO.: 91533/2015DATE: 28-04-2026

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

In the matter between

10 BOTES, SANDRA

Applicant

and

GOTTINI LAKE TRADING 177 (PTY) LTD

Respondent

J U D G M E N T**[LEAVE TO APPEAL]**

20 **VAN DER WESTHUIZEN, J:**

In matter 91533/2015 the applicant applies for Leave to Appeal against my written judgment delivered on 28 January 2026. The applicant was the defendant in the matter that came before this court, one which a judgment was granted.

It appears from the judgment that the parties have agreed to the separation of issues, the one dealing with the

so-called merits of the cause of action and the second portion that was separated is the issue of quantum. The applicant seems to have a second string to his bow and submitting that the order in respect of costs was too broad and another court would come to a different conclusion on that issue.

I have carefully considered my judgment and I have listened to the submissions made on behalf of the applicant. I am not persuaded that another would, on the probabilities,
10 come to a different conclusion than I have come in respect of the issue of the so-called merits.

Accordingly the application for Leave to Appeal is dismissed with costs to be taxed on the scale C of the Uniform Rules of court.

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VAN DER WESTHUIZEN, J
JUDGE OF THE HIGH COURT
DATE:17 June 2026.