
SOUTH AFRICA / JUDGMENT

November and Others v Road Accident Fund and Another (53493/2010) [2017] ZAGPPHC 424 (4 May 2017) [2017] ZAGPPHC 424

COURT

North Gauteng High Court, Pretoria

BEFORE

Bagwa

CASE / FILE NUMBER

53493/2010

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IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION, PRETORIA)

CASE NO: 53493/2010

DATE: 4/5/2017

In the matter between:

ME NOVEMBER First

Plaintiff

NG NOVEMBER

Second Plaintiff

NB NOVEMBER Third

Plaintiff

NF NOVEMBER Fourth

Plaintiff

and

THE ROAD ACCIDENT FUND First

Defendant

MULLER & PARTNERS Second

Defendant

APPLICATION FOR LEAVE TO APPEAL JUDGMENT

Bagwa J

- [1] This is an application for leave to appeal against my judgment handed down on 15 November 2016 in terms of which the special plea raised by the second defendant was upheld.
- [2] I have considered the reasons advanced by the applicants for the application for leave and more particularly divergent decisions in the various Divisions regarding the jurisdiction issue. Mainly for that reason I have come to the

conclusion that:

2.1 There is a compelling reason that an appeal should be heard and the application is granted in terms of section 17 (1) (a) (ii) of the Superior Courts Act 10 of 2013 for leave to appeal to the Full Court of the Gauteng Division of the High Court, Pretoria.

2.2 Costs to be costs in the appeal.

S. A. M.

JUDGE OF THE HIGH COURT OF SOUTH AFRICA

GAUTENG DIVISION, PRETORIA

Date of Hearing: 04 May 2017

Date of Judgment: 04 May 2017

For the Applicant: Advocate J. O. Williams SC

Instructed by: Marais Basson Attorneys

For the Respondents: Advocate R. Strydom

Instructed by: Muller & Partners

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