

SOUTH AFRICA / JUDGMENT

Road Accident Fund v Yangbonga and Another (2021/9373) [2025] ZAGPJHC 122 (28 January 2025) [2025] ZAGPJHC 122

COURT

South Gauteng High Court, Johannesburg

BEFORE

GC Wright

CASE / FILE NUMBER

2021/9373

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IN THE HIGH COURT OF
SOUTH AFRICA
GAUTENG DIVISION,
JOHANNESBURG
CASE

NO: 2021/9373

1.

Reportable: No

2.

Of interest to other judges: No

3.

Revised

28

January 2025

ROAD ACCIDENT

FUND

Applicant

and

YANGBONGA,

BIBICHE SINGO

First Respondent

THE

SHERIFF OF THE HIGH
COURT:

Second
Respondent
DISTRICT OF JOHANNESBURG

JUDGMENT

WRIGHT J

1. The RAF seeks urgently to interdict a sale in execution of its assets. A settlement was made an order of court but the Fund says that it is now aware that the first respondent is an illegal foreigner and it wants to have a rescission application heard.
2. The Fund is vague on when it formed the view that the first respondent was an illegal foreigner. A writ was issued as early as about a year ago.
3. In the founding affidavit, but not in the notice of motion, the RAF seeks condonation. For what is not clear.
4. A case for urgency is not made out.

ORDER

1. Struck off with costs on scale A. –

GC Wright

Judge of the High Court

Gauteng Division, Johannesburg

HEARD : 28 January 2025

DELIVERED : 28 January 2025

APPEARANCES :

Applicant Ms P Makhathini

State Attorney from RAF

Instructed by Road Accident Fund

Respondent Adv DB Du Preez

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ORIGINAL SOURCE <https://www.saflii.org/za/cases/ZAGPJHC/2025/122.html>

CASE PAGE <https://chat.esheria.ai/case-law/south-africa/road-accident-fund-v-yangbonga-and-others-unknown-topic-agpjhc-2025>

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