



# **IN THE HIGH COURT OF SWAZILAND**

## **SECOND SESSION ROLL 2016**

To: The Honorable Chief Justice  
The Honorable Judges of the High Court  
The Registrar of the Supreme Court  
The Registrar of the Industrial Court  
The Attorney General  
The Director of Public Prosecutions  
The National Commissioner of Police  
The Commissioner General of the Correctional Services  
Their Worships the Magistrates  
The Law Society of Swaziland  
Litigants in person

1. His Lordship the Chief Justice has determined the period between 6<sup>th</sup> June to 5<sup>th</sup> August 2016 to be the dates for the Second Session of the sitting of the High Court.
2. Each Judge has been allocated a Flexible Roll which comprises of criminal matters, civil matters, criminal appeals and reviews from the

Magistrate's Courts. A roll call should be held within two weeks of the commencement of the session to allocate dates of hearing.

3. Kindly take note that Judges will continue presiding over cases which were allocated to them during the first session of 2016, which include both fresh and part-heard cases.
4. Fridays shall be reserved for motion court matters

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**S. MABILA**  
**REGISTRAR OF THE HIGH COURT**



10. CASE NO.2789/2008 USUTHU FOREST PRIMARY SCHOOL  
V  
BRIAN M. MAYISELA
11. CASE NO.2809/2008 PROTRONICS NETWORKING CORPORATIVES  
(PTY) LTD  
V  
WANDILE NDZINISA ATTORNEYS
12. CASE NO.3284/2008 MELISA HABICK  
V  
THE DIRECTOR OF SOCIAL WELFARE, MINISTRY  
OF HEALTH & SOCIAL WELFARE & 2 OTHERS
13. CASE NO.3350/2008 MOTOR HOUSE (PTY) LTD  
V  
TWIN ENGINEERING (PTY) LTD
14. CASE NO. 3356/2008 KHULEKANI FELIX NXUMALO  
V  
SWAZILAND GOVERMENT
15. CASE NO.244/2008 JABULANI NXUMALO  
V  
JAMES M. NXUMALO & 3 OTHERS
16. CASE NO.2090/05 BUSISIWE MASINA  
V  
COMMISSIONER OF POLICE
17. CASE NO. 1201/2008 KHETSIWE DLAMINI T/A KHULEKANI  
TRANSPORT  
V  
GILBERT SIKHOSANA
18. CASE NO.2934/09 THABSILE SIBANDZE  
V  
SIMAME GWEBU & 5 OTHERS
19. CASE NO.3175/09 BHEKI THWALA & ANOTHER  
V  
VUSI THWALA & ANOTHER
20. CASE NO.2934/09 THABSILE SIBANDZE

V  
SIMAME GWEBU & 5 OTHERS

21. CASE NO.3175/09 BHEKI THWALA & ANOTHER  
V  
VUSI THWALA & ANOTHER

**CRIMINAL MATTERS**

1. CASE NO.16/11 REX  
V  
KHANYISANI MKHWANAZI
2. CASE NO.172/2004 REX  
V  
PHILIP SITHOLE
3. CASE NO.336/13 REX  
V  
MIKE MAMBA
4. CASE NO.173/10 REX  
V  
MFUNDO TSABEDZE & 3 OTHERS
5. CASE NO.242/2005 REX  
V  
SIFUNDVO FUKU MDLULI
6. CASE NO.218/2006 REX  
V  
JAMES PILLISO
7. CASE NO.257/95 REX  
V  
SIKHUMBUZO SIMELANE
8. CASE NO.168/99 REX  
V  
SIMEON V. MAPHANGA
9. CASE NO.340/02 REX









14. CASE NO.04/08            REX  
   V  
   SANELE SHONGWE
15. CASE NO.360/07        REX  
   V  
   MANDLA M. SHABANGU
16. CASE NO.202/12        REX  
   V  
   SIBUSISO S. DLAMINI & 3 OTHERS

**MATTERS BEFORE HER LADYSHIP JUSTICE Q.M. MABUZA**

**CIVIL MATERS**

1. CASE NO.3053/07        ALFRED DESOUZA  
   V  
   PETROS DLAMINI
2. CASE NO. 96/08         THOMAS MOTSA  
   V  
   FANANA MOTSA
3. CASE NO. 4004/07       ABSALOM NGWENYA  
   V  
   SWAZI BANK
4. CASE NO.876/04        LOMCEBO DLAMINI  
   V  
   VUSI SIBISI
5. CASE NO.2728/99        ABEDNEGO NXUMLAO  
   V  
   TIMOTHY MDLULI
6. CASE NO.3238/08        DUMSANE ZWANE  
   V  
   SWAZILAND INTERSTATE
7. CASE NO.1400/13        BEATRICE MOTSA  
   V

- MANDLA MOTSA
8. CASE NO.1841 JAIME MANUEL MACHANDO DA SILVA  
V  
ANNA PAULA FONCECA
9. CASE NO.652/2008 JOSEPH GAVU DLAMINI  
V  
SWAZILAND GOVERNMENT
10. CASE NO.1282/2014 SIPHIWE S. MAMBA  
V  
SWAZILAND GOVERNMENT & 2 OTHERS
11. CASE NO.130/2008 HOSSAIN INTERNATIONALS INVEST (PTY) LTD  
V  
YUNUS M PATEL & ANOTHER
12. CASE NO. 04/2008 STD BANK SWAZILAND  
V  
MAKHATHU INVESTMENT T/A KILIMANJARO  
RESTAURANT & COFFEE HOUSE & 4 OTHERS

### **CRIMINAL MATTERS**

1. CASENO.218/07 REX  
V  
NKOSINATHI SHABANGU
2. CASENO.11/2010 REX  
V  
WANDILE DLAMINI
3. CASENO.50/09 REX  
V  
BHEKINIKOSI DLAMINI
4. CASENO.88/10 REX  
V  
NGCEBO MATHUNJWA
5. CASENO.394/07 REX

- V  
MENZI MTSETFWA
6. CASE NO.128/10 REX  
V  
SAMSON MATSE
7. CASENO.107/07 REX  
V  
THOKOZANE DLAMINI
8. CASE NO.43/07 REX  
V  
DEXTER NDLOVU
9. CASE NO.492/05 REX  
V  
SIBONISO BHUNTJINTJO MOTSA
10. CASENO.19/12 REX  
V  
JOHANESS MAHLASELA ZWANE
11. CASE NO.41/13 REX  
V  
SABELO SIGUNUGUNU LUBISI
12. CASE NO. 478/15 REX  
V  
BHEKWAYO DLAMINI & OTHERS
13. CASE NO. 43/16 REX  
V  
LWAZI KUBHEKA
15. CASE NO. 351/07 REX  
V  
MELUSI MATSENJWA
16. CASENO. 15/07 REX  
V  
MUSA MATSENJWA
17. CASE NO.111/13 REX



## CRIMINAL MATTERS

1. CASE NO.226/09      REX  
   V  
   SABELO ELIAS DLAMINI
  
2. CASE NO.420/09      REX  
   V  
   THEMBA PHINEAS DLAMINI & ANOTHER
  
3. CASE NO.320/05      REX  
   V  
   PRINCESS PHUMELELE DLAMINI & ANOTHER
  
4. CASE NO.77/13      REX  
   V  
   MASINDA LOWER DLAMINI & OTHERS
  
5. CASE NO.265/13      REX  
   V  
   BUSTER VILAKATI & OTHERS
  
6. CASE NO.404/10      REX  
   V  
   MBEKENI DLAMINI
  
7. CASE NO. 53/01      REX  
   V  
   PHATHIBANDLA SIMELANE
  
8. CASE NO.331/07      REX  
   V  
   BHEKI MKHONTA
  
9. CASE NO.332/08      REX  
   V  
   NDODA SANDILE NDLELA
  
10. CASE NO. 319/08      REX  
   V  
   HUMPHREY T. SHABANGU
  
11. CASE NO.97/03      REX

V  
MILTON MOTSA

12. CASE NO. 4/04

REX  
V  
SIFISO MPENDULO SIBANDZE

13. CASE NO.4/07

REX  
V  
SIBONISO B. MOTSA

14. CASE NO.131/03

REX  
V  
THULANI MAVIMBELA & BONGUMUSA  
MAVIMBELA

15. CASE NO.47/03

REX  
V  
STEPHEN M. MBULI

16. CASE NO. 53/03

REX  
V  
ELIAS MASILELA

17. CASE NO.55/03

REX  
V  
VUSI MAZIBUKO

18. CASE NO.79/03

REX  
V  
ASHIAH SHODI MHLONGO

19. CASE NO.51/13

REX  
V  
GCINA SIFISO MAKHUKHULA

20. CASE NO.195/12

REX  
V  
BERNARD BECCARY

21. CASE NO.1000/09

REX  
V  
SIBUSISO GOODWILL LUSHABA

22. CASE NO.139/16

REX



- V  
NEW LIFE INTERNATIONAL INSTITUTE & ANOTHER
10. CASE NO.1294/12 COCA COLA SWAZILAND  
V  
NOMATHEMBA GAMEDZE
11. CASE NO.1660/ 09 WORLD COURIER SERVICES  
V  
THE COMMISSIONER OF CUSTOMS & EXERCISE &  
ANOTHER
12. CASE NO.1683/09 SWAZILAND BUILDING SOCIETY  
V  
ERNEST DUMISA MAGAGULA
13. CASE NO.2107/09 PATIENCE BENNERT  
V  
GIFT NGWENYA
14. CASE NO. 2280/09 TECHNOQUIP SWAZILAND LTD  
V  
STANDARD BANK OF SWAZILAND
- 15 CASE NO.132/03 MANDLA THELA  
V  
ATTORNEY GENERAL
16. CASE NO 2822/16 GIDEON DLAMINI  
V  
S&B CIVIL ROADS (PTY) LTD

### **CRIMINAL MATTERS**

1. CASE NO.42/07 REX  
V  
MUSA FAKUDZE & 11 OTHERS
2. CASE NO.28/13 REX  
V  
JOHANNES MFANUKHONA DLAMINI
3. CASE NO.181/14 REX



- V  
MLUNGISI MAKHAYA & 6 OTHERS
4. CASE NO.444/10 REX  
V  
VARRAM ABSALOM SIKHOSANA
5. CASE NO.177/08 REX  
V  
NUZI SONNYBOY MAGAGULA
6. CASE NO.90/08 REX  
V  
THANDIWE SELLINAH MLILO & 2 OTHERS
7. CASE NO.317/08 REX  
V  
JUSTICE PHIWOKWAKHE NXUMALO & 2  
OTHERS
8. CASE NO.444/09 REX  
V  
SIFISO LUCKY DLAMINI
9. CASE NO.24/04 REX  
V  
NCAMSILE CHRISTINAH GWEBU
10. CASE NO.172/09 REX  
V  
THULANI RUDOLPH MASEKO
11. CASE NO.64/13 REX  
V  
MAFUGU MPHUMELELO LAMINI
12. CASE NO.34/15 REX  
V  
SICELO DENIS DLAMINI
13. CASE NO.418/15 REX  
V  
MICHAEL MANANA

14. CASE NO.431/15

REX  
V  
MICHAEL MADOLO

**MATTERS BEFORE HER LADYSHIP JUSTICE M. DLAMINI**

**CIVIL MATTERS**

1. CASE NO.461/12

LUKE SHIBA  
V  
THE TIMES OF SWAZILAND

2. CASE NO.911/12

JUNIOR MDUDUZI DLAMINI  
V  
ROBBY ZEEMAN

3. CASE NO.2852/12

MICHAEL KHOLOLO MADZINANE  
V  
AGNES MHONEY

4. CASE NO.852/12

NKOSINATHI NHLENGETFWA  
V  
ATTORNEY GENERAL

5. CASE NO722/14

SARAH B. DLAMINI  
V  
MARTHA MAKHANYA & OTHERS

6. CASE NO.440/07

LOWVELD TRUCKING (PTY) LTD

7. CASE NO.230/13

NTOMBIFUTHI MNGOMETULU  
V  
SWAZILAND GOVERNMENT

8. CASE NO.527/12

LINDA GRACE ZUNGU  
V  
ZEPHANIA V.ZWANE





CORRECTIONAL SERVICES

30. CASE NO. 2534/09

GUGU LUKHELE (NEE) MKOKO  
V  
THEMBA MKOKO & 5 OTHERS

**MATTERS BEFORE HIS LORDSHIP JUSTICE N. NKOSI**

**CIVIL MATTERS**

1. CASE NO.423/16 SD DEVELOPMENT FINANCE CO-OPERATION  
V  
MOONSTRUCK INVESTMENTS & ANOTHER
2. CASE.NO.1745/11 MAURICE GUMEDZE  
V  
THE ARMY COMMEANDER & 2 OTHERS
3. CASE. NO.2199/10 KARREN ASHRAFF & ANOTHER  
V  
GIGATECH (PTY) LTD
4. CASE. NO.1424/12 PHUMZILE SIMELANE  
V  
VULINDLELA DLAMINI
5. CASE NO.2308/11 MANANGA SUGER PACKERS  
V  
NOMCEBO NTSHANGASE
6. CASE NO.1754/12 JABULANI NYONI  
V  
PATRICIA MLOTSA
7. CASE NO.1939/15 CITY & SPARES (PTY) LTD  
V  
MINISTRY OF PUBLIC WORKS & TRANSPORT &  
ANOTHER
8. CASE NO.1428/15 LWAZI MENZI DLAMINI  
V  
NONDUDUZO MAMA & ANOTHER
9. CASE NO.699/14 TEE DOUGLAS MASUKU

- V  
LULU LIZZIE MASUKU & N.O OTHERS
10. CASE NO.2249/11 BONUS MAHLALELA  
V  
THE COMMISSIONER OF POLICE & ANOTHER
11. CASE NO.1266/11 SD REVENUE AUTHORITY  
V  
WEBSTER PRINT (PTY) LTD
12. CASE NO.845/13 LIYANDZA PROPERTIES (PTY) LTD  
V  
LINDIWE BRIDGET DLAMINI N.O & OTHERS
13. CASE NO.1730/11 SD REVENUE AUTHORITY  
V  
SD PRINTING & PUBLISHING
14. CASE NO.1604/11 AGNES KHETSAPHI MNCINA  
V  
DORTIA PRIMROSE DLAMINI
15. CASE NO.1828/13 PHILILE NONHLANHLA DLAMINI  
V  
MDUDUZI MASIKO DLAMINI
16. CASE NO.1487/10 LINDSAY JANE HALL  
V  
STHEMBISO HLATJWAKO
17. CASE NO.206/11 BETTY MAGAGULA (NEE) SIMELANE  
V  
ANNASTACIA NENGETI LOMAZULU & 3 OTHERS
18. CASE NO.2008/09 NEDBANK SD LTD  
V  
DOCTOR MILIJANE LUKHELE & 2 OTHERS
19. CASE NO.2829/09 BHEKITHEMBA MKWANAZI  
V  
THE COMMISSIONER OF POLICE & ANOTHER
20. CASE NO.2142/11 KENNETH DLAMINI

V  
ROOTS CONSTRUCTION (PTY) LTD

21. CASE NO.793/15 SWAZI BANK  
V  
NHLANHLA BANELE MOTSA & 4 OTHERS
22. CASE NO.646/09 ZAKHELE J. MAPHALALA  
V  
LULAMA THWALA & 5 OTHERS
23. CASE NO.60/11 LANDELE ELIAS SIMELANE  
V  
NOMPUMELELO NHLABATSI & 2 OTHERS
24. CASE NO.1734/11 SOLOMON VUSUMUZI MAPHANGA  
V  
SD GOVERNMENT & 3 OTHERS
25. CASE NO.1045/11 SIBUSISO MATSENJWA  
V  
ALLEN STEWART
26. CASE NO.1843/11 SIMILO GEORGE MAVIMBELA  
V  
ZAMILLAN KHAN
27. CASE NO.1163/11 ZACHARIA NHLEKO  
V  
INNOTIM PROPERTY DEVELOPERS & ANOTHER
28. CASE NO.1144/00 JABULANI KHUMALO  
V  
THE COMMISSIONER OF POLICE
29. CASE NO.211/07 SD LIVESTOCK TECHNICAL SERVICES  
V  
SD GOVERNMENT
30. CASE NO.1667/15 SIHLENGE INVESTMENT  
V  
SD INDUSTRIAL DEVELOPMENT CO-OPERATION &  
ANOTHER

**MATTERS BEFORE HIS LORDSHIP JUSTICE T. M LANGENI**

**CIVIL MATTERS**

1. CASE NO.261/13            REX  
   V  
   VULINDLELA KUNENE
  
2. CASENO 78/16            REX  
   V  
   ASA NDZINISA
  
3. CASENO.391/15         REX  
   V  
   SANELE MANANA
  
4. CASE NO.119/02        REX  
   V  
   SIMISO KHUMALO
  
5. CASENO.636/06         REX  
   V  
   SANDILE NTSHANGASE
  
6. CASENO.396/14         REX  
   V  
   SIPHO DLAMINI
  
7. CASENO.115/05         REX  
   V  
   PHINDILE MASEKO
  
8. CASE NO.82/13         REX  
   V  
   BUKILE MYEZA
  
9. CASE NO.945/05        REX  
   V  
   MASHAYINA MKHABELA
  
10. CASE NO.661/05      REX





- V
- SANTA LUCIA FUNERAL SERVICES & 3  
OTHERS
10. CASENO.1507/15 LC VONWISSEL PTY LTD  
V  
SPAR GUILD OF SOUTHERN AFRICA & 2  
OTHERS
11. CASENO.1757/14 APOSTOLIC FAITH CHURCH OF  
SWAZILAND & 5 OTHERS
12. CASE NO.4351/09 NEDBANK SD LTD  
V  
DONALD THULASIZWE DLAMINI
13. CASENO.4354/09 BELLINAH MALANGWANE (NEE)  
SIMELANE  
V  
MFANASIBILI MALANGWANE &3  
OTHERS
14. CASE NO.3530/09 SWAZI WHOLESALE (PTY) LTD  
V  
NO.11 INVESTMENTS (PTY) LTDT/A  
SD PLUMBING SUPPLIES
15. CASENO.3499/09 FARM CHEMICALS LIMITED  
V  
JOZANA SUPPLIES (PTY) LTD &  
ANOTHER'
16. CASENO.3534/09 FRANCIS MASUKU & OTHERS  
V  
MBUSO DLAMINI
17. CASE NO.3785/09 STANLY MNGOMETULU  
V  
NOMPILO NGCAMPHALALA &  
ANOTHER
18. CASENO.4215/09 VICTOR E ALBINA MAVIE

V  
BULL TRACFIELD SERVICE (PTY)  
LTD

19. CASE NO.3728/09

VUSUMUZI SAMUEL HLPHE

V  
THABSILE SENANI HLOPHE  
(NEE) HLOPHE

20. CASE NO.4346/09

SINDI GAMEDZE (NEE) DLAMINI

V  
MALUNGISA GBL INVESTMENTS  
(PTY)LTD

## **MATTERS BEFORE HIS LORDSHIP JUSTICE FAKUDZE**

### **CIVIL MATTERS**

1. CASE NO.795/14

VOLTEX PTY LTD T/A VOLTEX  
NELSPRUIT

V  
M.S CIVILS & ANOTHER

2. CASE NO.1473/13

DOCTOR MNCINA

V  
MONICA L. MNCINA

3. CASE NO.926/14

SOLOMON MTHETHWA

V  
SHISELWENI FORESTRY

4. CASE NO.2257/07

LINA MANANA

V  
PHINDILE NKAMBULE





21. CASE NO. 44/10 REX  
V  
MBONGENI MANZINI MNGOMEZULU
22. CASE NO.383/10 REX  
V  
MFANASIBILI SIGAGADZA KHUMALO  
&MKHOMBA BHALAZA KHUMALO
23. CASE NO.17/16 REX  
V  
JOHN MADUNA DLAMINI
24. CASE NO.36/06 REX  
V  
GEORGE GWENYA
25. CASE NO.17/15 REX  
V  
MPENDULO MSIBI
26. CASE NO. 491/15 REX  
V  
VUSI DLAMINI

**MATTERS BEFORE HIS LORDSHIP JUSTICE T. DLAMINI**

**CIVIL MATTERS**

1. CIVIL CASE NO.2403/09 ALMON INVESTMENTS PTY LTD  
V  
THE GOVERNMENT OF SWAZILAND
2. CASE NO.347/09 MZWANDILE GINA & ANOTHER  
V  
COMMISSIONER OF POLICE &  
ANOTHER

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|----|-----------------|--|
| 3. | CASE NO.1300/09 | ROBINSON DLAMINI & ANOTHER<br>V<br>SERGEANT KENNETH MAVIMBELA &<br>OTHERS  |
| 4. | CASE NO.264/12  | DAVID MALINGA<br>V<br>BHEKI MALINGA  |
| 5. | CASE NO.733/10  | WORLD VISION SWAZILAND<br>V<br>VIP PROTECTION SERVICES   |
| 6. | CASE NO.1858/09 | MUSA H. HLOPHE<br>V<br>THE SD GOVERNMENT   |
| 7. | CASE NO.1312/10 | TIMOTHY SIBONANGAYE DLAMINI<br>V<br>SWAZI GOVERNMENT   |
| 8. | CASE NO.1716/08 | LUSENDVO FAKUDZE NO<br>V<br>BERLINAH DLUDLU & 6 OTHERS   |
| 9. | CASE NO.458/12  | CRUCIFIX FUNERAL DIRECTORS<br>& FUNERAL MANUFACTURES (PTY)<br>LTD<br>V<br>SPECTACULAR MANUFACTURERS<br>(PTY) LTD |

### **CRIMINAL MATTERS**

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|----|----------------|------------------------------|
| 1. | CASE NO.520/12 | REX<br>V<br>CARLOS NYAMBOSE  |
| 2. | CASE NO.333/14 | REX<br>V<br>BAVUKILE DLAMINI |





15. CASE NO. 40/14      REX  
                                  V  
                                  HLONIPHANI MAZIYA
16. CASE NO.833/12    REX  
                                  V  
                                  SIFISO S. THWALA
17. CASE NO.425/15    REX  
                                  V  
                                  NDODA JABULANI NHLABATSI
18. CASE NO.245/05    REX  
                                  V  
                                  VUSI VILAKATI & 2 OTHERS
19. CASE NO.240/12    REX  
                                  V  
                                  SIFISO SCELO MAKHUBULA
20. CASE NO.119/09    REX  
                                  V  
                                  SIMISO KHUMALO
21. CASE NO. 89/13     REX  
                                  V  
                                  WARDER MHLANGA