



THE SUPREME COURT OF SWAZILAND

2ND SESSION COURT ROLL **FINAL**

TO: Honourable Chief Justice
Honourable Justices of Appeal
Honourable Justices of the High Court
Honourable Attorney General
The Director of Public Prosecutions
The Registrar of the High Court
The Commissioner of Police
The Commissioner of Correctional Services
The Law Society of Swaziland
Litigants in Person.

NB: ALL MATTERS WILL BE HEARD IN COURT A.

CRIMINAL AND CIVIL CASES

MONDAY 03 JULY 2017

1. C OF A (CIV) 56/2017

SAMUEL MYENI HLAWE

V

BEATRICE THOLAKELE SEYAMA AND 2 OTHERS

(M.S Dlamini Legal) (Malinga& Malinga Incl)

TUESDAY 04 JULY 2017

2. C OF A (CRIM) 02/2016

MATHEW SIPHO HLANZE

V

REX

(In person) (DPP'S Chambers)

WEDNESDAY 05 JULY 2017

3.C OF A (CRIM) 02/2017

MFANUKHONA JOHHANNES DLAMINI & ANOTHER

V

REX

(Mabila Attorneys) (DPP's Chambers)

THURSDAY 06 JULY 2017

4. C OF A (CRIM) 02/2016

MXOLISI SICELO DLAMINI
V
REX

(Attorney Faiya Pro-deo) (DPP'S Chambers)

MONDAY 10 JULY 2017

5. C OF A (CRIM) 07/2016

MCHUMANISI MKHATSHWA
V
REX

(In person) (DPP'S Chambers)

TUESDAY 11 JULY 2017

6. C OF A (CRIM) 19/2015

WILLIAM VALINDZAWO NDLANDLA
V
REX

(Attorney Xolani Mthethwa- Pro deo) (DPP's Chambers)

WEDNESDAY 12 JULY 2017

7. SABELO KUNENE
V
REX

(Attorney Philile Dlamini- Pro deo) (DPP's Chambers)

THURSDAY 13 JULY 2017

8. C OF A (CRIM) 02/2016

TONY ZOLA MAMBA
V
REX

(Ben J Simelane Att) (DPP's Chambers)

MONDAY 17 JULY 2017

9. C OF A (CRIM) 28/2013 **(REVIEW)**

MPUMELELO MAMBA & 2 OTHERS
V
REX

(B.S Dlamini Att) (DPP'S Chambers)

TUESDAY 18 JULY 2017

10. C OF A (CIV) 69/2015 **(REVIEW)**

THEMBA NZUZA AND 5 OTHERS

V

ENOCK MANDLA NZUZA AND 2 OTHERS

(C.J Littler & Company) (Dunseith Attorneys)

WEDNESDAY 19 JULY 2017

11. C OF A (CIV) 28/2017

SIFISO SIBANDZE

V

THE PRIME MINISTER OF SWAZILAND AND 2 OTHERS

(Mkhwanazi Attorneys) (Attorney General's Chambers)

THURSDAY 20 JULY 2017

12. C OF A (CIV) 32/2017

SIFISO NSIBANDE

V

DIRECTOR OF PUBLIC PROSECUTION AND 4 OTHERS

(Howe Masuku Nsibande) (Attorney General's Chambers)

MONDAY 31 JULY 2017

13. C OF A (CIV) 55/2016

BARAKA INVESTMENT PTY LTD
V
GALP SWAZILAND PTY LTD

(S.V Mdladla Att) (Robinson Bertram)

TUESDAY 1 AUGUST 2017

14. C OF A (CIV) 27/2016

FRED LEIBBRANDT
V
STEVEN PHILIP LEIBBRANT AND 5 OTHERS

(Zonke Magagula Attorneys) (Ben J Simelane Attorneys)

WEDNESDAY 2 AUGUST 2017

15. C OF A (CIV) 77/2016

MA RANCHES (PTY) LTD
V
FRANS DU PONT & 4 OTHERS

(L.R Mamba Att) (Robinson Bertram Attorneys)

THURSDAY 3 AUGUST 2017

16. C OF A (CIV) 23/2016 (**REVIEW**)

BEAUTY PAT SIHLONYANE N.O
V
XOLILE SIHLONGONYANE AND 3 OTHERS

(Motsa Mavuso Att) (Robinson Bertram)

MONDAY 7 AUGUST 2017

17. C OF A (CIV) 39/2016

MACALENI MATSEJWA
V
MAVIS MATSEJWA

(Kush Vilakati & Ass) Attorneys) (Zonke Magagula & CO)

TUESDAY 8 AUGUST 2017

18. C OF A (CIV) 78/2016

THREE KAY KAY INVESTMENT AND 3 OTHERS
V
SWAZILAND INVESTMENT PROMOTION AUTHORITY

S.V. Mdladla Attorneys) (Mkhwanazi Attorneys)

WEDNESDAY 9 AUGUST 2017

19. C OF A (CIV) 53/2016

MARTHA MAKHANYA AND 3 OTHERS
V
SARAH B. DLAMINI

(Ben J Simelane Attorneys) (Hlabangani Attorneys)

THURSDAY 10 AUGUST 2017

20. C OF A (CIV) 59/2016

GODFREY KHETHO SIBANDZE
V
SALIGNA DEVELOPMENT (PTY) LTD

(S.B Dlamini Attorneys) (RJS Perry Attorney)

MONDAY 14 AUGUST 2017

21. C OF A (CIV) 29/2016

STANLEY MCHEPA BANDA
V
SWAZILAND DEVELOPMENT & SAVINGS BANK

(Mabila Attorneys) (Mlangeni Attorneys)

TUESDAY 15 AUGUST 2017

22. C OF A (CIV) 86/2016
CELIWE REJOICE NKAMBULE
V
AFRICAN ECHO (PTY) LTD
(Musa Sibandze Att) (Masina Mzizi Att)

WEDNESDAY 16 AUGUST 2017

23. C OF A (CIV) 87/2016
MUSA MAKEPEACE DLUDLU
V
COAL POWER AFRICA PTY LTD AND 9 OTHERS
(Rodrigues & Ass) (Magagula Hlophe Attorneys)

THURSDAY 17 AUGUST 2017

24. C OF A (CIV) 94/2016
SIKELELA MAGAGULA
V
ATTORNEY GENERAL
(Mkhwanazi Attorneys) (Attorney General Chambers)

MONDAY 21 AUGUST 2017

25. C OF A (CIV) 75/2015

LUCKY MAHLALELA

V

SABELO MNGOMEZULU AND ANOTHER

(Musa Sibandze Attorneys) ()

TUESDAY 22 AUGUST 2017

26. C OF A (CIV) 47/2016

NKOSINATHI GORDON DLAMINI

V

CHANTEL DOROTHY DLAMINI

(Musa Sibandze Attorneys) (Robinson Bertram Attorneys)

WEDNESAY 23 AUGUST 2017

27. C OF A (CIV) 07/2017

JOHAN JACOB RUDOLPH

V

KANHNYM ESTATES (PTY) LTD AND 2 OTHERS

(Currie- Wright Ass) (Robinson Bertram)

THURSDAY 24 AUGUST 2017

28. C OF A (CIV) 99/2016

PHILA GAMEDZE AND 2 OTHERS
V
NOZIPHO DLAMINI

(MTN Ndlovu Att) (Khumalo Ngcamphalala Attorneys)

MONDAY 28 AUGUST 2017

29. C OF A (CIV) 09/2017

LETSHEGO FINANCIAL SERVICES SWAZILAND
V
ALLINAH KHONTILE MYENI

(S.V Mdladla Att) (Sithole Magagula Attorneys)

TUESDAY 29 AUGUST 2017

30. C OF A (CIV) 34/2016

SWAZILAND REVENUE AUTHORITY
V
CIC PTY LTD AND ANOTHER

(Magagula Hlophe) (C.J Littler)

WEDNESDAY 30 AUGUST 2017

31. C OF A (CIV) 98/2016

RODNEY WAY

V

BENJAMIN WAY AND 4 OTHERS

(Malinga & Malinga Incl) (C.J Littler & CO)

THURSDAY 31 AUGUST 2017

32. C OF A (CIV) 64/2015

MVUSELELO FAKUDZE

V

MILLICENT NOMALUNGELLO FAKUDZE

(Musa Sibandze Att) (S.V Mdladla Att)

MONDAY 18 SEPTEMBER 2017

33. C OF A (CIV) 16/2017

PHAKAMA MAFUCULA

V

THEMBI KHANYISILE MAZIYA(BHIYA)

(M.S Dlamini Legal) (Waring Attorneys)

TUESDAY 19 SEPTEMBER 2017

34. C OF A (CIV) 43/2017

SWAZILAND REVENUE AUTHORITY
V
RUTH MKHALIPHI

(Musa Sibandze att) (B.S Dlamini & Ass)

WEDNESDAY 20 SEPTEMBER 2017

35. C OF A (CIV) 21/2017

E1 RANCH (PTY) LTD
V
EARLY HARVEST FARMING

(Boxshall-Smith att) (Henwood and Company)

THURSDAY 21 SEPTEMBER 2017

36. C OF A (CIV) 75/2016

THULI FAKUDZE
V
SABELO EUNETH NDZABANDZABA

(Mbuso Simelane and Ass) (L.M Simelane & Ass)

MONDAY 25 SEPTEMBER 2017

37. C OF A (CIV) 41/2017

LOMCEBO DLAMINI
V
VUSI SIBISI

(S.V Mdladla & Ass) (Sibusiso Shongwe Att)

TUESDAY 26 SEPTEMBER 2017

38. C OF A (CIV) 11/2017

SOLOMON MAPHANGA
V
SWAZILAND GOVERNMENT

(Magagula Hlophe Att) (Attorney General's Chambers)

WEDNESDAY 27 SEPTEMBER 2017

39. C OF A (CIV) 17/2017

STEPHEN SANDLA DLAMINI
V
SAMUEL S. DLAMINI

(M.J Manzini & Ass) (Magagula Hlophe Att)

THURSDAY 28 SEPTEMBER 2017

40. C OF A (CIV) 33/2017

MASIKO DLAMINI
V
PHILILE MASUKU

(Ben J Simelane Att) (Mkhwanazi Att)

MONDAY 02 OCTOBER 2017

41. C OF A (CIV) 33/2017 **(REVIEW)**

DERRICK DUBE
V
EZULWINI MUNICIPALITY AND 6 OTHERS

(Magagula Hlophe Att) (S.V Mdladla & Ass)

TUESDAY 03 OCTOBER 2017

42. C OF A (CIV) 93/2016

RHODA MAMBA
V
SWAZILAND SUGAR ASSOCIATION

(Kush Vilakati & Ass) (Henwood & Company)

WEDNESDAY 04 OCTOBER 2017

43. C OF A (CIV) 04/2017

STCS CONSULTING ENGINEERS PTY LTD
V
JOHN MAGAGULA & ANOTHER

(L.R Mamba & Ass) (Henwood & Company)

THURSDAY 05 OCTOBER 2017

44. C OF A (CIV) 08/2017

SWAZILAND DEVELOPMENT & SAVINGS BANK
V
SIYAKHOKHA INVESTMENT AND 4 OTHERS

(MTN Ndlovu Attorneys) (S.V Mdladla Att)

MONDAY 09 OCTOBER 2017

45. C OF A (CIV) 20/2017 **(REVIEW)**

MPHOLI ANTHONY NDZIMANDZE AND 3 OTHERS
V
THE REGIONAL ADMINISTRATOR

(Malinga & Malinga Incl) (Attorney General's Chambers)

TUESDAY 10 OCTOBER 2017

46. C OF A (CIV) 73/2016 **(REVIEW)**

THE PRIME MINISTER OF SWAZILAND
V
THULANI MASEKO

(Attorney General's Chambers) (Mkhwanazi Attorneys)

WEDNESDAY 11 OCTOBER 2017

47. C OF A (CIV) 03/2017

MFANUFIKILE PATRICK DLAMINI & ANOTHER
V
ZODWA DLAMINI

(M.P Simelane Att) (Mbuso E.Simelane & Ass)

THURSDAY 12 OCTOBER 2017

48. C OF A (CIV) 60/2016

RAYMOND MAPOPI NHLEKO
V
SWAZILAND ELECTRICITY COMPANY

(Musa Sibandze Att) (Malinga & Malinga Incl)

MONDAY 16 OCTOBER 2017

49. C OF A (CIV) 92/2016

NTEZA SIFUNDZA

V

ANDREAS MADALA MHLONGO

(V.Z Dlamini Att) (Motsa Mavuso Att)

TUESDAY 17 OCTOBER 2017

50. C OF A (CIV) 81/2016

HENDRICK SPRINGLE AND ANOTHER

V

SYDNEY NUGA SPRINGLE & 5 OTHERS

(Zonke Magagula Att) (Nzima & Ass)

WEDNESDAY 18 OCTOBER 2017

51. C OF A (CIV) 97/2016

JACOB C. YENDE

V

NGONINI ESTATE

(Sibusiso Shongwe Att) (Henwood & Co)

THURSDAY 19 OCTOBER 2017

52. C OF A (CIV) 31/2017

SIPHIWE SIBONGILE MAMBA

V

THE GOVERNMENT OF THE KINGDOM OF SWAZILAND

(S.C Dlamini Att) (Attorney General's Chambers)

MONDAY 23 OCTOBER 2017

53. C OF A (CIV) 23/2017

ANNA PAULA FONSECA

V

JAIME MANUEL MACHADO DA SILVA

(Robinson Bertram) (Rodrigues & Ass)

TUESDAY 24 OCTOBER 2017

54. C OF A (CIV) 06/2017

MASOTJA DLAMINI

V

MUZI SIMELANE AND ANOTHER

(Musa Sibandze Att) (Mabila Attorneys)

WEDNESDAY 25 OCTOBER 2017

55. C OF A (CIV) 101/2016

MDUDUZI BACEDE MABUZA
V
THULISILE BUSISIWE MABUZA

(Makhosini C. Vilakati Att) (C.J Littler Company)

THURSDAY 26 OCTOBER 2017

56. C OF A (CIV) 69/2016

WENDY MAMBA
V
SISEKELO HIGH SCHOOL AND 2 OTHERS

(Zonke Magagula Att) (Waring Att)

MONDAY 06 NOVEMBER 2017

57. C OF A (CIV) 19/2017

MASUNDVWINI ROYAL KRAAL
V
EVANGELICAL CHURCH

(M.S Dlamini Legal) (Robinson Bertram)

TUESDAY 07 NOVEMBER 2017

58. C OF A (CIV) 24/2017

THEMBINKOSI BAFANA MAVUSO
V
LONDIWE HLOPHE AND 3 OTHERS

(M.P Simelane Att) (Robinson Bertram)

WEDNESDAY 08 NOVEMBER 2017

59. C OF A (CIV) 54/2016

MIKKA SWAZILAND PTY LTD
V
THOMAS INVESTMENTS CORPORATION

(N.E Ginindza Att) (Waring Att)

THURSDAY 09 NOVEMBER 2017

60. C OF A (CIV) 14/2017

PAUL MULINDWA N.O
V
FIRST NATIONAL BANK AND 2 OTHERS

(L.R Mamba Att) (Robinson Bertram)

MONDAY 13 NOVEMBER 2017

61. C OF A (CRIM) 15/2016

ELLIOT MAMBA
V
REX

(Mabila Att) (DPP's Chambers)

62. C OF A (CIV) 48/2017

THABISO TSABEDZE
V
NTOMBIFUTHI DLAMINI AND ANOTHER

(Magagula Hlophe Att) (Mbuso Simelane Att)

TUESDAY 14 NOVEMBER 2017

63. C OF A (CRIM) 12/2016

ABSALOM VERAM SIKHOSANA
V
REX

(In person) (DPP's Chambers)

64. C OF A (CIV) 48/2017
- SABELO GABRIEL NXUMALO
V
LYLE HUTTON AND 2 OTHERS
- (S.C Dlamini Att) (Waring Att)

WEDNESDAY 15 NOVEMBER 2017

65. C OF A (CRIM) 06/2017
- THEMBA MZIKAYIFANI MNGOMEZULU AND
V
REX
- (In person) (DPP's Chambers)
66. C OF A (CIV) 95/2016
- HANS OSCAR HELMUTH STEFFEN AND ANOTHER
V
BONIFACE MDLULI
- (Robinson Bertram) (Musa Sibandze Att)

THURSDAY 16 NOVEMBER 2017

67. C OF A (CRIM) 16/2016

SIBANGANI SIKELELA KHUMALO
V
REX

(Mabila Att) (DPP's Chambers)

68. C OF A (CIV) 48/2017

LANDIWE LUNGILE DLAMINI
V
JULIA FIKILE NXUMALO AND ANOTHER

(S.C Dlamini Att) (Motsa Mavuso Att)

MONDAY 20 NOVEMBER 2017

69. C OF A (CRIM) 22/2015

BONGANI MATSEJWA
V
REX

(In person) (DPP's Chambers)

70. C OF A (CIV) 32/2016

GREGORY ARCHIBALD NEWELL
V
SPHESIHLE SHARON MALAZA

(Howe Masuku Nsibande Att) (Robinson Bertram)

TUESDAY 21 NOVEMBER 2017

71. C OF A (CIV) 32/2016

MANZINI CITY COUNCIL AND ANOTHER
V
THE TAXING MASTER OF THE HIGH COURT

(Howe Masuku Nsibandze Att) (Attorney General's Chambers)
(Magagula Hlophe Att)

WEDNESDAY 22 NOVEMBER 2017

72. C OF A (CIV) 08/2016

SIMANGA GINA
V
CLEMENT SIMELANE

(S.V Mdladla Attorneys) (Sithole Magagula Attorneys)

THURSDAY 23 NOVEMBER 2017

73. C OF A (CIV) 27/2015

JOSEPH SAMBO

V

ALFRED MABANGA

(Magagula Hlophe Att) (Howe Masuku Nsibande)

MONDAY 27 NOVEMBER 2017

74. C OF A (CIV) 36/2016

DONALD MANDLAKAYISE NDLOVU

V

ELGIN MAGUDUZA MAKHUBU AND 3 OTHERS

(Dlamini-Kunene Ass) (Mngomezulu Att)

TUESDAY 28 NOVEMBER 2017

75. C OF A (CIV) 79/2016

MARWICK H. DLAMINI

V

ZEBLOM MALINGA

(V.Z Dlamini Attorneys) (S.V Mdladla Attorneys)

WEDNESDAY 29 NOVEMBER 2017

76. C OF A (CIV) 42/2017

CABSILE ZIYANDA NDLOVU

V

SWAZILAND CHRISTIAN UNIVERSITY

(N.E Ginindza Attorneys) (Musa Sibandze Att)



