



THE SUPREME COURT OF THE KINGDOM OF ESWATINI

SECOND SESSION COURT ROLL 2019

DRAFT

TO: Honourable Chief Justice
Honourable Justices of the Supreme Court
Honourable Justices of the High Court
Honourable Justices of the Industrial Court
Attorney General
The Director of Public Prosecutions
The Registrar of the High Court
The Registrar of the Industrial Court
The National Commissioner of Police
The Commissioner General of Correctional Services
The Law Society of the Kingdom of ESwatini
Litigants in Person

NOTICE

- 1. ALL MATTERS WILL BE HEARD IN COURT A AND ATTORNEYS ARE ADVISED TO ATTEND COURT TIMEOUSLY.**
- 2. ATTORNEYS ARE FURTHER ADVISED TO COMPLY STRICTLY WITH THE RULES OF COURT IN RESPECT OF THE RECORDS OF PROCEEDINGS, THE FILING OF HEADS OF ARGUMENT AND THE LIST OF AUTHORITIES.**

CRIMINAL AND CIVIL CASES

MONDAY 15 JULY 2019

1. CIV/APP. 102/17

IMVUSELELO INVESTMENTS (PTY) LTD

AND

USUTHU FOREST PRODUCTS LIMITED

MUSA M. SIBANDZE ATTORNEYS

**HENWOOD AND
COMPANY**

TUESDAY 16 JULY 2019

2. CIV/ APP. 19/19

REGIONAL EDUCATION OFFICER FOR HHOHHO REGION
& ANOTHER

AND

MESHACK MAKHUBU & ANOTHER

ATTORNEY GENERAL LINDA DLAMINI & ASSOCIATES

WEDNESDAY 17 JULY 2019

3. CIV/APP. 68/18

XOLILE GAMA

AND

FOOT THE BILL INVESTMENTS (PTY) LTD

LINDA DLAMINI AND ASSOCIATES

**HENWOOD AND
COMPANY**

THURSDAY 18 JULY 2019

4. CRIM/APP. 20/18

MZWANDILE KHETHABAKHE SIYAYA

AND

REX

DLAMINI-KUNENE ASSOCIATED

DPP's CHAMBERS

TUESDAY 23 JULY 2019

5. CIV/APP. 100/17

THE WEEKEND OBSERVER AND TWO OTHERS

AND

SIPHO MAKHABANE

MAGAGULA AND HLOPHE ATTORNEYS

**ROBINSON
BERTRAM**

WEDNESDAY 24 JULY 2019

6. CRIM/APP. 23/17

BONGANI BAVUKILE DLAMINI

AND

REX

XABA ATTORNEYS

DPP's CHAMBERS

THURSDAY 25 JULY 2019

7. CIV/APP. 53/17

EKUHLAMUKENI FARMERS ASSOCIATION LIMITED

AND

SIPHO DLAMINI

**ZONKE MAGAGULA AND COMPANY LUCAS BKS
DLAMINI ATTORNEY**

MONDAY 5 AUGUST 2019

8. CRIM/APP. 01/19

VUSANI MANQOBA MHLANGA

AND

REX

MABILA ATTORNEYS

DPP's CHAMBERS

TUESDAY 6 AUGUST 2019

9. CIV/APP. 02/19

VICTOR TESAR

AND

ANITA TESAR

GIGI A REID ATTORNEYS

**CURRIE-WRIGHT
ATTORNEYS**

WEDNESDAY 7 AUGUST 2019

10. CIV/APP. 10/18

PIUS HENWOOD N.O

AND

EFFIE SONIA HENWOOD N.O AND ANOTHER

**HOWE MASUKU NSIBANDE
ATTORNEYS**

**SIBUSISO B.
SHONGWE AND
ASSOCIATES**

THURSDAY 8 AUGUST 2019

11. CRIM/APP. 19/18

CHARLES JELE

AND

REX

ROBINSON BERTRAM

DPP's CHAMBERS

MONDAY 12 AUGUST 2019

12. CRIM/APP. 07/16

BOY MCHUMANISI MKHATSHWA

AND

REX

S. B. MOTSA ATTORNEYS

DPP's CHAMBERS

THURSDAY 15 AUGUST 2019

15. CRIM/APP. 36/14

MFANASIBILI C. DLAMINI

AND

REX

S. A. NKOSI ATTORNEYS

DPP's CHAMBERS

MONDAY 19 AUGUST 2019

16. CRIM/APP. 06/18

DOCTOR VICTOR MKHABELA

AND

REX

IN PERSON

DPP's CHAMBERS

TUESDAY 20 AUGUST 2019

17. CRIM/APP. 15/17

NKOSIVILE LUSHABA

AND

REX

T. M. BHEMBE ATTORNEYS

DPP's CHAMBERS

WEDNESDAY 21 AUGUST 2019

18. CRIM/APP. 31/17

BANELE MAMBA

AND

REX

LINDA DLAMINI AND ASSOCIATES

**DPP's
CHAMBERS**

THURSDAY 22 AUGUST 2019

19. CRIM/APP. 12/17

MACHAWE NKOSINATHI DLAMINI

AND

REX

LINDA DLAMINI AND ASSOCIATES

**DPP's
CHAMBERS**

MONDAY 9 SEPTEMBER 2019

20. CRIM/APP. 03/19

DUMSANI MAXWELL KUNENE

AND

REX

MLK NDLANGAMANDLA ATTORNEYS

**DPP's
CHAMBERS**

TUESDAY 10 SEPTEMBER 2019

21. CRIM/APP. 12/17

MACHAWE NKOSINATHI DLAMINI

AND

REX

LINDA DLAMINI AND ASSOCIATES DPP's CHAMBERS

WEDNESDAY 11 SEPTEMBER 2019

22. CRIM/APP. 07/16

JOHANNES MFANUKHONA DLAMINI

AND

REX

LINDA DLAMINI AND ASSOCIATES DPP's CHAMBERS

THURSDAY 12 SEPTEMBER 2019

23. CIV/APP. 03/19

SIKHATSI DLAMINI

AND

THE MAYOR - MBABANE MUNICIPAL COUNCIL OF
MBABANE & OTHERS

MBUSO E. SIMELANE & ASSOCIATES

**ROBINSON
BERTRAM**

MONDAY 16 SEPTEMBER 2019

24. CIV/APP. 65/18

CLEOPAS SIPHO DLAMINI

AND

CYNTHIA MPHOE DLAMINI (BORN SIMELANE)

L. R. MAMBA AND ASSOCIATES

**SIMELANE MTSHALI
ATTORNEYS**

TUESDAY 17 SEPTEMBER 2019

25. CIV/APP. 93/18 B

ETHEL DLAMINI (BORN GULE)

AND

PRINCE CHIEF GASAWANGWANE

ZONKE MAGAGULA AND COMPANY

**ATTORNEY
GENERAL**

WEDNESDAY 18 SEPTEMBER 2019

26. CIV/APP. 15/19

LUMBELA GENERAL TRADING CC.

AND

SWAZI INDUSTRIES AGENCIES (PTY) LTD t/a
BUILDERS DISCOUNT CENTRE AND ANOTHER

M. S. DLAMINI LEGAL

WARING ATTORNEYS

THURSDAY 19 SEPTEMBER 2019

27. CIV/APP. 96/17

MINISTER OF TOURISM & AUTHORITY
ENVIRONMENTAL AFFAIRS AND ANOTHER

AND

STEPHEN ZUKE & ANOTHER

ATTORNEY GENERAL

ROBINSON BERTRAM

MONDAY 30 SEPTEMBER 2019

28. CIV/APP. 08/16

SIMANGA GINA

AND

CLEMENT SIMELANE

S. V. MDLADLA & ASSOCIATES

**SITHOLE &
MAGAGULA ATTORNEYS**

TUESDAY 1 OCTOBER 2019

29. CIV/APP. 63/15

THE CHAIRPERSON OF KWALUSENI COUNCIL N. O

AND

MUSA MOSES ZWANE & OTHERS

ATTORNEY GENERAL

**NZIMA AND ASSOCIATES
HOWE MASUKU NSIBANDE
ATTORNEYS**

WEDNESDAY 2 OCTOBER 2019

30. CIV/APP. 21/19

SWAZILAND PERISHABLE FOODS (PTY) LTD t/a FOOD
LOVERS MARKET & ANOTHER

AND

VAN WYK & SONS (PTY) LTD & ANOTHER

**HOWE MASUKU NSIBANDE
ATTORNEYS**

**BOXSHALL –
SMITH ATTORNEYS**

THURSDAY 3 OCTOBER 2019

31. CIV/APP. 08/19

SWAZILAND NATIONAL YOUTH COUNCIL

AND

SWAZI JIVE ENTERTAINMENT (PTY) LTD AND
ANOTHER

GIGI A. REID ATTORNEYS

**MAGAGULA AND
HLOPHE ATTORNEYS**

MONDAY 7 OCTOBER 2019

32. CIV/APP. 06/19

SIKHUMBUZO DLAMINI

AND

SAMUKELISIWE DLAMINI AND OTHERS

B. S. DLAMINI AND ASSOCIATES

**MAGAGULA AND
HLOPHE ATTORNEYS**

TUESDAY 8 OCTOBER 2019

33. CIV/APP. 42/18

ALAN ALEXANDER McGREGOR

AND

ROBERT CRABTREE & OTHERS

**MAGAGULA AND HLOPHE
ATTORNEYS**

**MAKHOSI C.
VILAKATI ATTORNEYS**

**MBUSO E. SIMELANE
AND ASSOCIATES**

WEDNESDAY 9 OCTOBER 2019

34. CIV/APP. 60/17

MARTIN N. DLAMINI

AND

THE LAW SOCIETY OF SWAZILAND AND ANOTHER

N. E. GININDZA ATTORNEYS

ROBINSON BERTRAM

THURSDAY 10 OCTOBER 2019

35. CIV/APP. 95/17

SIDUMO DLAMINI

AND

BICON CONSULTING ENGINEERS (SWAZILAND) (PTY)
LTD

S. V. MDLADLA AND ASSOCIATES

**MAGAGULA AND
HLOPHE
ATTORNEYS**

MONDAY 14 OCTOBER 2019

36. CIV/APP. 70/16

LOMDASHI LIMITED & ANOTHER

AND

JOZANA SUPPLIERS (PTY) LTD AND OTHERS

HOWE MASUKU NSIBANDE ATTORNEYS

**MAGAGULA
AND
HLOPHE ATTORNEYS**

TUESDAY 15 OCTOBER 2019

37. CRIM/APP. 39/18

HAPPY COLISILE MAVIMBELA

AND

BUYISILE MAVIMBELA AND ANOTHER

ROBINSON BERTRAM

**MAGAGULA AND SITHOLE
ATTORNEYS**

WEDNESDAY 16 OCTOBER 2019

38. CIV/APP. 103/18

RAMASHKA INVESTMENTS (PTY) LTD

AND

ABAMBISANE CONSTRUCTION SWAZILAND (PTY) LTD

S. V. MDLADLA AND ASSOCIATES

**BOXSHALL –
SMITH
ATTORNEYS**

THURSDAY 17 OCTOBER 2019

39. CRIM/APP. 13/16

THE COMMISSIONER OF ANTI-CORRUPTION
COMMISSION

AND

GIDEON DLAMINI AND OTHERS

DPP's CHAMBERS

MTM NDLOVU ATTORNEYS

MONDAY 21 OCTOBER 2019

40. CIV/APP. 11/19

THE COMMANDER OF THE UMBUTFO ESWATINI
DEFENCE FORCE AND ANOTHER

AND

THEMBA MAZIYA

ATTORNEY GENERAL

S. A. NKOSI ATTORNEYS

TUESDAY 22 OCTOBER 2019

41. CIV/APP. 112/18

MANGWENI TINGOTINI FARMERS ASSOCIATION

AND

JOHN LUKHULENI AND OTHERS

ZONKE MAGAGULA AND COMPANY

**NZIMA AND
ASSOCIATES**

WEDNESDAY 23 OCTOBER 2019

42. CIV/APP. 109/18

CHARLES ANDREW AND CINDY ANNE VAN WYK N.O

AND

ADRIAN JACOBUS VAN WYK & ANOTHER

S. V. MDLADLA AND ASSOCIATES

**WARING
ATTORNEYS**

THURSDAY 24 OCTOBER 2019

43. CIV/APP. 27/19

JULIUS PATRICK NYONI

AND

THE TWELVE APOSTLES CHURCH IN CHRIST AND
OTHERS

C. J. LITTLER AND COMPANY

**M. V. DLAMINI
ATTORNEYS
ATTORNEY GENERAL**

MONDAY 28 OCTOBER 2019

44. CIV/APP. 106/18

ALPHEOUS LUSEKWANE DLAMINI

AND

NTOMBI ALICE DLAMINI

M. S. DLAMINI LEGAL

**MALINGA AND MALINGA
INCORPORATED**

TUESDAY 29 OCTOBER 2019

45. CIV/APP. 101/18

IFTIKHAR AHMED & ANOTHER

AND

QADIR IMRAN CHAUDHRY & ANOTHER

**SITHOLE AND MAGAGULA ATTORNEYS BEN J.
SIMELANE ASSOCIATES**

WEDNESDAY 30 OCTOBER 2019

46. CIV/APP. 01/17

SWAZI AUCTIONEERS (PTY) LIMITED AND OTHERS

AND

SWAZILAND DEVELOPMENT AND SAVINGS BANK

**L. R. MAMBA AND ASSOCIATES MAGAGULA AND
HLOPHE ATTORNEYS**

THURSDAY 31 OCTOBER 2019

47. CIV/APP. 29/19

NKOSINGIPHILE SHONGWE

AND

UMBUTFO SWAZILAND DEFENCE FORCE AND
ANOTHER

MUSA MOTSA ATTORNEYS

ATTORNEY GENERAL

MONDAY 4 NOVEMBER 2019

48. CIV/APP. 60/18

NHLANHLA MACINGWANE

AND

FAMILY OF GOD CHURCH

MAGAGULA AND HLOPHE ATTORNEYS

**MKHWANAZI
ATTORNEYS**

TUESDAY 5 NOVEMBER 2019

49. CIV/APP. 57/18

FRANCISCA THANDEKA SHAYO
AND

LINAH THEMBI MBHAMALI N. O AND OTHERS

ROBINSON BERTRAM

**S. M. KHOZA ATTORNEYS
ATTORNEY GENERAL**

WEDNESDAY 6 NOVEMBER 2019

50. CIV/APP. 39/17

SWAZILAND ELECTRICITY COMPANY

AND

GIRLIE THULIE SIBANDZE

MAGAGULA AND HLOPHE ATTORNEYS

**MKHWANAZI
ATTORNEYS**

THURSDAY 7 NOVEMBER 2019

51. CIV/APP. 78/13

SIMON VILANE N.O

AND

LIPNEY INVESTMENTS (PTY) LTD AND OTHERS

ROBINSON BERTRAM C. J. LITTLER AND COMPANY

MONDAY 11 NOVEMBER 2019

52. CIV/APP. 104/18

WAKE-UP CONSTRUCTION (PTY) LTD & OTHERS

AND

MUZI NTSHALINTSHALI

**MLK NDLANGAMANDLA ATTORNEYS HOWE
MASUKU NSIBANDE
ATTORNEYS**

TUESDAY 12 NOVEMBER 2019

53. CIV/APP. 80/17

THE CHAIRMAN, LIQUOR LICENSING BOARD

AND

THULANI MASEKO

ATTORNEY GENERAL T. R. MASEKO ATTORNEYS

WEDNESDAY 13 NOVEMBER 2019

54. CIV/APP. 26/19

ATLANTA PRODUCTS (PTY) LTD

AND

SWAZI CABLES AND LIGHTING (PTY) LTD t/a AUTO
TECH SOLUTIONS

SIMELANE MTSHALI ATTORNEYS

**MANYATSI &
ASSOCIATES**

THURSDAY 14 NOVEMBER 2019

55. CIV/APP. 51/17

PIETER PIETERSE & ANOTHER

AND

USUTHU FOREST PRODUCTS LIMITED

**HENWOOD AND COMPANY MAGAGULA AND HLOPHE
ATTORNEYS**

MONDAY 18 NOVEMBER 2019

56. CIV/APP. 23/19

NONTOKOZO MARILYN HADEBE N. O

AND

GRAHAM MANDA HADEBE

**MAGAGULA AND HLOPHE ATTORNEYS LEO GAMA
AND ASSOCIATES**

TUESDAY 19 NOVEMBER 2019

57. CIV/APP. 47/18

FIRST NATIONAL BANK SWAZILAND LIMITED AND
ANOTHER

AND

SWAZILAND UNION OF FINANCIAL INSTITUTIONS AND
ALLIED WORKERS

ROBINSON BERTRAM

M. HLOPHE ATTORNEYS

WEDNESDAY 20 NOVEMBER 2019

58. CIV/APP. 34/18

THE PRIME MINISTER OF ESWATINI AND OTHERS

AND

MICHAEL VUSI MASILELA

ATTORNEY GENERAL

**ZONKE MAGAGULA AND
COMPANY**





REGISTRAR – SUPREME COURT