

THE SUPREME COURT OF ESWATINI

SECOND SESSION COURT ROLL 2021

FINAL

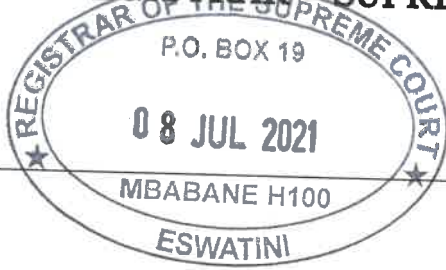
**TO: Honourable Chief Justice
Honourable Justices of Appeal
Honourable Justices of the High Court
Honourable Justices of the Industrial Court of Appeal
Honourable Justices of the Industrial Court
Attorney General
The Director of Public Prosecutions
The Registrar of the High Court
The Registrar of the Industrial Court of Appeal
The Registrar of the Industrial Court
The National Commissioner of Police
The Commissioner General of Correctional Services
The Law Society
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

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REGISTRAR SUPREME COURT



DATE:

CIVIL AND CRIMINAL CASES

MONDAY 19 JULY 2021

1. CIV/APP. 40/2020 – APPEAL

BUYISILE DLAMINI

AND

LOTI NICHOLAS DLAMINI & TWO OTHERS

**T. L. DLAMINI
ATTORNEYS**

C. J. LITTLER ATTORNEYS

TUESDAY 20 JULY 2021

2. CRIM/APP. 62/2017 – APPEAL

CATHERINE HLATSHWAKO

AND

REX

BEN J. SIMELANE ATTORNEYS

DPP's CHAMBERS

WEDNESDAY 21 JULY 2021

3. CRIM/APP. 13/2020 – APPEAL

MBONGENI MAZWI MNGOMETULU & ANOTHER
AND
REX

NZIMA ASSOCIATES

DPP's CHAMBERS

MONDAY 02 AUGUST 2021

4. CRIM/APP. 18/2018 - APPEAL

JOHANNES MFANUKHONA DLAMINI & ANOTHER
AND
REX

LINDA DLAMINI & ASSOCIATES

DPP's CHAMBERS

TUESDAY 03 AUGUST 2021

5. CIV/APP. 04/2021 – APPEAL

MDUDUZI MABILA

AND

SIPHIWO MASUKU

LINDA DLAMINI & ASSOCIATES

MTSHALI

NGCAMPHALALA ATTORNEYS

WEDNESDAY 04 AUGUST 2021

6. CIV/APP. 83/2020 - APPEAL

FRANK BARAS & THIRTY-THREE OTHERS

AND

SWAZILAND TRANSPORT & ALLIED WORKERS UNION

AND ANOTHER

S. M. JELE ATTORNEYS

MUSA M. SIBANDZE

ATTORNEYS

THURSDAY 05 AUGUST 2021

7. CIV/APP. 64/2020 – APPLICATION

LUCAS M. MAZIYA

AND

REGISTRAR – SUPREME COURT & OTHERS

NZIMA AND ASSOCIATES

WARING ATTORNEYS

8. CIV/APP. 67/2019 – APPLICATION

HOME BASE INVESTMENT (PTY) LIMITED & TWO OTHERS

AND

FIRST NATIONAL BANK OF ESWATINI

BOXSHALL – SMITH ASSOCIATES

MJ MANZINI

ASSOCIATES

MONDAY 09 AUGUST 2021

9. CIV/APP. 84/2020 – APPLICATION

ESWATINI NATIONAL PROVIDENT FUND BOARD
AND
LUCAS M. MAZIYA

WARING ATTORNEYS

NZIMA & ASSOCIATES

10. CIV/APP. 23/2020 - APPLICATION

KENNETH VAN ZYL

AND

ESWATINI NATIONAL PROVIDENT FUND BOARD

IN PERSON

WARING ATTORNEYS

TUESDAY 10 AUGUST 2021

11. CIV/APP. 63/2019 - APPLICATION

SOLOMON MTHETHWA

AND

SHISELWENI FORESTRY COMPANY LIMITED

MAGAGULA & HLOPHE ATTORNEYS

MLANGENI &

COMPANY

WEDNESDAY 11 AUGUST 2021

12. CIV/APP. 09/2020 – APPEAL

ELLEN NOMSA DLAMINI

AND

NONHLANHLA PRINCESS DLAMINI & THREE OTHERS

S. M. JELE ATTORNEYS

N. E. GININDZA ATTORNEYS

THURSDAY 12 AUGUST 2021

13. CIV/APP. 06/2018 – APPEAL

LOWVELD TRUCKING (PTY) LTD
AND
SWAZILAND RAILWAY

S. M. JELE ATTORNEYS

**ROBINSON BERTRAMS
ATTORNEYS**

MONDAY 16 AUGUST 2021

14. CIV/APP. 90/2020 – APPLICATION

TRIOMF SWAZILAND (PTY) LIMITED
AND
DIAMOND CONTRACTORS (PTY) LTD

M. L. DLAMINI ATTORNEYS

RODRIGUES & ASSOCIATES

TUESDAY 17 AUGUST 2021

15. CIV/APP. 45/2020 – APPLICATION

SAMKETI DLAMINI
AND
XI PANDA FOODS (PTY) LIMITED

**T. L. DLAMINI
AND ASSOCIATES**

S. V. MDLADLA & ASSOCIATES

WEDNESDAY 18 AUGUST 2021

16. CIV/APP. 74/2019 – APPEAL

SILVER FALCON T/A 288 (PTY) LIMITED & ANOTHER
AND
KIMULIMULI (PTY) LIMITED

GIGI A. REID ATTORNEYS

S. V. MDLADLA ATTORNEYS

THURSDAY 19 AUGUST 2021

17. CIV/APP. 86/2020 – APPLICATION

SIFISO RONALD MAPHALALA
AND
LITTLE INTELLECTUALS DEVELOPMENT CENTRE (PTY)
LIMITED

NZIMA ATTORNEYS

WARING ATTORNEYS

MONDAY 23 AUGUST 2021

18. CIV/APP. 95/2020 – APPEAL

PHUZAMOYA LIMITED
AND
BEBESHA INVESTMENTS (PTY) LTD & ANOTHER

HENWOOD & COMPANY

**ZONKE MAGAGULA
ATTORNEYS**

TUESDAY 24 AUGUST 2021

19. CIV/APP. 20/2021 – APPEAL

FIDELITY GROUP SERVICES SWAZILAND (PTY) LTD
AND
BULLDOG DISTRIBUTORS (PTY) LTD

**MAGAGULA & HLOPHE
ATTORNEYS**

**NKOMONDZE
ATTORNEYS**

20. CIV/APP. 32/2020 – APPLICATION

JABULANI MNDZEBELE
AND
NONHLANHLA SHONGWE

IN PERSON

MUSA NSIBANDZE ATTORNEYS

WEDNESDAY 25 AUGUST 2021

21. CIV/APP. 26/2021 – APPEAL

ESPERANZA INVESTMENTS (PTY) LIMITED
AND
FLORENCE FALABO BENNET N.O & FOUR OTHERS

NKOMONDZE ATTORNEYS

**S. V. MDLADLA &
ASSOCIATES**

THURSDAY 26 AUGUST 2021

22. CIV/APP. 12/2021 – APPEAL

SIMANGALISO PATRICK MAMBA
AND
ACKEL ZWANE & TWO OTHERS

**MAGAGULA & HLOPHE
ATTORNEYS**

M. S. DLAMINI - LEGAL

MONDAY 13 SEPTEMBER 2021

23. CIV/APP. 68/2015 – REVIEW

BEAUTY BUILD CONSTRUCTION (PTY) LIMITED
AND
MUZI P. SIMELANE T/A MP SIMELANE

**ROBINSON BERTRAM
ATTORNEYS**

**HOWE MASUKU NSIBANDZE
ATTORNEYS**

TUESDAY 14 SEPTEMBER 2021

24. CIV/APP. 01/2021 – APPEAL

ALDONA LAPIDOS
AND
ZINHLE MASEKO-MDLULI & TWO OTHERS

**MAGAGULA & HLOPHE
ATTORNEYS**

**C. J. LITTLER &
COMPANY**

WEDNESDAY 15 SEPTEMBER 2021

25. CIV/APP. 78/2020 – APPEAL

SLOMOES CORPORATION (PTY) LIMITED
AND
BONGANI S. DLAMINI N.O & FIVE OTHERS

**C. J. LITTLER & COMPANY HOWE MASUKU NSIBANDZE
ATTORNEYS**

THURSDAY 16 SEPTEMBER 2021

26. CIV/APP. 77/2020 – APPEAL

MYENGWA MACUBA SIBANDZE
AND
NATIONAL FOOTBALL ASSOCIATION OF ESWATINI

**T. L. DLAMINI & ASSOCIATES S. V. MDLADLA
ASSOCIATES**

MONDAY 20 SEPTEMBER 2021

27. CIV/APP. 92/2020 – APPEAL

PITOLI SAMUEL SHABANGU & ANOTHER
AND
JOYCE SIBANDZE & THREE OTHERS

**SIBUSISO B. SHONGWE MOTSA MAVUSO ATTORNEYS
ASSOCIATES**

TUESDAY 21 SEPTEMBER 2021

28. CIV/APP. 07/2021 – APPEAL

SEITH NKAMBULE & TWO OTHERS
AND
MARIA THOKOZILE NKAMBULE

C. J. LITTLER & COMPANY B. S. DLAMINI & ASSOCIATES

WEDNESDAY 22 SEPTEMBER 2021

29. CIV/APP. 02/2021 – APPEAL

REJOICE THWALA-SUZMAN
AND
MACEY PHYLIS GROENING

**S. V. MDLADLA &
ASSOCIATES**

RODRIGUES & ASSOCIATES

THURSDAY 23 SEPTEMBER 2021

30. CIV/APP. 93/2020 – APPEAL

ROYAL ESWATINI SUGAR CORPORATION LIMITED
AND
ACTING JUDGE MSIMANGO N.O AND FOUR OTHERS

**MAGAGULA & HLOPHE
ATTORNEYS**

**MAGAGULA
ATTORNEYS**

MONDAY 04 OCTOBER 2021

31. CIV/APP. 13/2021 – APPEAL

MBHILIBHI (PTY) LTD T/A MBHILIBHI CIVIL
AND
ESOR CONSTRUCTION (PTY) LTD

WARING ATTORNEYS

**CURRIE-WRIGHT
ASSOCIATES**

TUESDAY 05 OCTOBER 2021

32. CIV/APP. 03/2021 - APPEAL

ISHMAEL MOHAMED
AND
REGINA MARIA SANTOS & TWO OTHERS

S. M. JELE ATTORNEYS

MKHABELA ATTORNEYS

WEDNESDAY 06 OCTOBER 2021

33. CIV/APP. 28/2020 – APPEAL

MICHAEL THEMBA NSIBANDZE AND ANOTHER
AND
THE EXECUTOR N.O: ESTATE LATE PHILLIP & THREE
OTHERS

**S. V. MDLADLA &
ASSOCIATES**

**MTSHALI NGCAMPHALALA
THWALA**

THURSDAY 07 OCTOBER 2021

34. CIV/APP. 07/2018 – REVIEW

ALPHEOUS NXUMALO
AND
THE SWAZI OBSERVER (PTY) LTD T/A OBSERVER ON
SUNDAY & TWO OTHERS

MTM NDLOVU ATTORNEYS

**MAGAGULA & HLOPHE
ATTORNEYS**

MONDAY 11 OCTOBER 2021

35. CIV/APP. 61/2019 - APPEAL

TEACHING SERVICE COMMISSION & ANOTHER
AND
TIMOTHY TSABEDZE

ATTORNEY GENERAL

**MAGAGULA & HLOPHE
ATTORNEYS**

TUESDAY 12 OCTOBER 2021

36. CIV/APP. 06/2021 - APPEAL

LOBULAWU INVESTMENTS (PTY) LTD & ANOTHER
AND
NGWANE MILLS (PTY) LTD T/A FEEDMASTER

**N. E. GININDZA
ATTORNEYS**

BOXSHALL SMITH

WEDNESDAY 13 OCTOBER 2021

37. CIV/APP. 42/2020 – APPEAL

TQM INVESTMENTS (PTY) LTD

AND

SAMKELO ABEL DLAMINI

S. M. JELE ATTORNEYS

M. H. MDLULI ATTORNEYS

THURSDAY 14 OCTOBER 2021

38. CIV/APP. 11/2019 – APPLICATION

THE COMMANDER – UMBUTFO ESWATINI DEFENCE
FORCE

AND

THEMBA MAZIYA

ATTORNEY GENERAL

L. M. DLAMINI & ASSOCIATES

MONDAY 18 OCTOBER 2021

39. CIV/APP. 822/2016 – APPEAL

KUKHANYA (PTY) LIMITED
AND
MBONGISENI MSIBI

**S. V. MDLADLA &
ASSOCIATES**

**MAGAGULA & HLOPHE
ATTORNEYS**

TUESDAY 19 OCTOBER 2021

40. CIV/APP. 63/2020 – APPEAL

SWAZILAND COMMERCIAL & ALLIED WORKERS UNION
ZANELE MAMBA & TWELVE OTHERS
AND
LEWIS STORES

**B. S. DLAMINI
ATTORNEYS**

HENWOOD & COMPANY

WEDNESDAY 20 OCTOBER 2021

41. CIV/APP. 26/2020 – REVIEW

CASHBUILD ESWATINI (PTY) LIMITED
AND
THEMBI PENELOPE MAGAGULA

**MAGAGULA & HLOPHE
ATTORNEYS**

MKHWANAZI ATTORNEYS

THURSDAY 21 OCTOBER 2021

42. CIV/APP. 91/2020 – APPEAL

THULANI RUDOLF MASEKO
AND
ANDREAS LUKHELE N. O AND OTHERS

**HOWE MASUKU NSIBANDZE
ATTORNEYS**

**THE ATTORNEY GENERAL
ROBINSON BERTRAMS
ATTORNEYS**

MONDAY 01 NOVEMBER 2021

43. CIV/APP. 67/2009 – REVIEW

NTSETSELELO HLATSHWAKO

AND

COMMISSIONER GENERAL OF THE CORRECTIONAL
SERVICES & ANOTHER

MOTSA MAVUSO ATTORNEYS

ATTORNEY GENERAL

TUESDAY 02 NOVEMBER 2021

44. CIV/APP. 96/2020 – APPEAL

SWAZILAND MEDICAL AID FUND

AND

THE CLINIC GROUP (PTY) LTD

**MAGAGULA & HLOPHE
ATTORNEYS**

HENWOOD & COMPANY

WEDNESDAY 03 NOVEMBER 2021

45. CIV/APP. 75/2020 – APPEAL

V & H SURGICAL & PATIENT CARE SUPPLIES LIMITED
AND
TOTAL CONSTRUCTION

N. E. GININDZA ATTORNEYS

**M. J. MANZINI &
ASSOCIATES**

THURSDAY 04 NOVEMBER 2021

46. CIV/APP. 17/2020 - REVIEW

USA DISTILLERS
AND
IMPROCHEM (PTY) LIMITED

**ROBINSON BERTRAMS
ATTORNEYS**

HENWOOD & COMPANY

MONDAY 08 NOVEMBER 2021

47. CIV/APP. 66/2019 - REVIEW

KUKHANYA (PTY) LIMITED T/A KUKHANYA CIVIL
ENGINEERING CONTRACTORS
AND
ABACUS CONSTRUCTION COST CONSULTANTS (PTY)
LIMITED

S. V. MDLADLA ATTORNEYS

**ROBINSON BERTRAMS
ATTORNEYS**

TUESDAY 09 NOVEMBER 2021

48. CIV/APP. 25/2018 - APPEAL

ESWATINI ELECTRICITY COMPANY
AND
GIDEON GWEBU & ANOTHER

**MAGAGULA & HLOPHE
ATTORNEYS**

**MLANGENI & COMPANY
ROBINSON BERTRAMS
ATTORNEYS**

WEDNESDAY 10 NOVEMBER 2021

49. CIV/APP. 13/2018 – APPEAL

THE SWAZI OBSERVER

AND

DR JOHANNES FUTHI DLAMINI & TWO OTHERS

**MAGAGULA & HLOPHE
ATTORNEYS**

**ROBINSON BERTRAMS
ATTORNEYS**

THURSDAY 11 NOVEMBER 2021

50. CIV/APP. 15/2021 – APPEAL

BHEKINKOSI MALAZA

AND

THANDAZILE GLORY DLUDLU

LUCAS BKS DLAMINI ATTORNEYS NZIMA & ASSOCIATES

MONDAY 15 NOVEMBER 2021

51. CIV/APP. 24/2020 - REVIEW

ESWATINI MEDICAL AID FUND

AND

MEDSCHEME ADMINISTRATORS SWAZILAND (PTY) LTD

**ROBINSON BERTRAMS
ATTORNEYS**

**MAGAGULA & HLOPHE
ATTORNEYS**

TUESDAY 16 NOVEMBER 2021

52. CIV/APP. 62/2020 - REVIEW

NUR & SAM (PTY) LIMITED T/A BIG TREE FILLING
STATION

AND

GALP ESWATINI (PTY) LIMITED

**ROBINSON BERTRAMS
ATTORNEYS**

**MAGAGULA & HLOPHE
ATTORNEYS**

WEDNESDAY 17 NOVEMBER 2021

53. CIV/APP. 65/2016 – APPEAL

SANDILE THWALA N.O & EIGHT OTHERS
AND
MESHACK DLAMINI

**HOWE MASUKU NSIBANDE ATTORNEYS
ATTORNEY GENERAL
DUNSEITH ATTORNEYS
ROBINSON BERTRAMS ATTORNEYS**

**MAGAGULA
& HLOPHE
ATTORNEYS**

THURSDAY 18 NOVEMBER 2021

54. CIV/APP. 82/2020 – APPEAL

MUZI P. SIMELANE
AND

THE CHIEF JUSTICE OF ESWATINI & TWO OTHERS

T. R. MASEKO ATTORNEYS

**ROBINSON BERTRAMS
ATTORNEYS**



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REGISTRAR – SUPREME COURT