

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA**

CASE NO:53071/2016

PRETORIA 18 APRIL 2018

BEFORE THE HONOURABLE MR JUSTICE VILIKAZI, AJ

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION,
PRETORIA

In the matter between:

FIRST RAND BANK LIMITED

Private Bag X67, Pretoria 0001

APPLICANT

AND



2018 -05- 04



MASTER OF THE HIGH COURT (PRETORIA)

1ST RESPONDENT

THE BODY CORPORATE OF VICTORY PARK

2ND RESPONDENT

CORNELIA CAROLINA MIENDE

3RD RESPONDENT

IGNATIUS CLEMENT MIKATEKO

4TH RESPONDENT

SHIRELELE NO

5TH RESPONDENT

NEDBANK LIMITED

6TH RESPONDENT

MINISTER OF JUSTICE AND CONSTITUTIONAL
DEVELOPMENT

7TH RESPONDENT

MINISTER OF RURAL DEVELOPMENT
LAND REFORM

HAVING HEARD counsel(s) for the parties and having read the documents filed the court reserved its judgment.


THEREAFTER ON THIS DAY THE COURT ORDERS

JUDGMENT



1. The decision/direction of the first respondent handed down on 20 June 2016 whereby the applicant's objection to the first and final Liquidation, Distribution and Contribution Account under Master's Reference No. T76/2011 was refused and/or dismissed, be reviewed, set-aside and corrected with a decision/direction in the following terms:-
2. The applicant's objection to the first and final liquidation, Distribution and Contribution Account under Master's Reference T76/2011 is sustained; and

3. The third respondent and fourth respondent are directed to amend the first and final liquidation, Distribution and Contribution Account by (i) reflecting the applicant, second respondent and fifth respondent as liable pro rata to pay the contribution of R46 663.16.
4. That it be declared that the legal costs (including interest) incurred by the second respondent in order to sequestrate the estate of Joseph Zakes Msimango (ID 741215 6181 08 3) do not form part of and/or are not subject to section 15B(3)(a)(i)(aa) of the Sectional Title Act, No 95 of 1986.
5. No order as to costs.

BY THE COURT


REGISTRAR
CB

Attorney:

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA GAUTENG DIVISION, PRETORIA		
Private Bag X67, Pretoria 0001		
	2018-05-04	
GD-PRET-012		
GRIFFIER VAN DIE HOOGGEREGSHOF SUID-AFRIKA, GAUTENG- AFDELING, PRETORIA		