

ON OPPOSED MOTION ROLL: 17 February 2014

IN THE HIGH COURT OF SOUTH AFRICA
(WESTERN CAPE DIVISION, CAPE TOWN)

17 Feb 2014
CASE NO. 13193/13

Before: His Lordship the Honourable Mr Justice Henney

On: 17 February 2014 at CAPE TOWN

In the matter between:

INVESTEC BANK LTD

Applicant

And

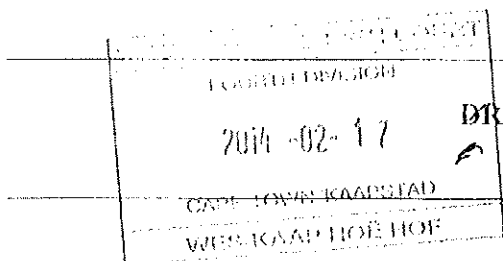
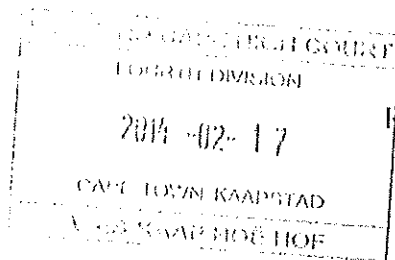
PEZULA PRIVATE ESTATE (PTY) LTD

Respondent

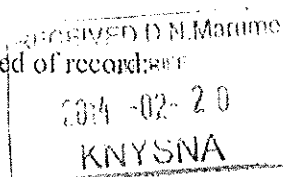
And

CRUCIALTRADE 101 (PTY) LTD

Intervening Party



Having heard counsel for the parties and having read the papers filed of record:



IT IS ORDERED THAT:-

1. The Respondent and Intervening party's postponement application dated 12 February 2014 (*"the second postponement application"*) is refused;

2. The costs of the second postponement application are to be paid by the Intervening Party *and* on an attorney and client scale. *Respondent for costs*

3. The costs occasioned by the postponement pursuant to the Respondent and Intervening Party's postponement application dated 29 January 2014 are to be paid by the Intervening Party.

4. The Respondent is placed under provisional liquidation:

5. A Rule Nisi is issued calling upon all persons interested to appear and show cause, if any, to this Honourable Court on Thursday, 27 March 2014 as to:-

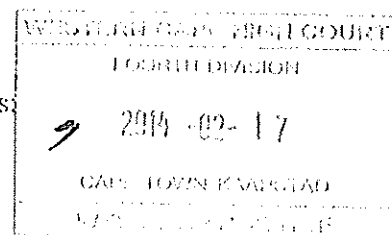
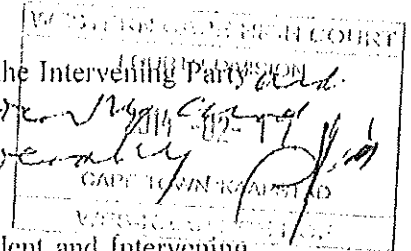
5.1. why the Respondent should not be placed in final liquidation; and

5.2. Why the costs of the application should not be costs in the liquidation.

6. The service of the order is to be effected as follows:-

6.1. By the Sheriff on the Respondent at the Respondent's registered place of business;

6.2. By the Sheriff upon the South African Revenue Services;



6.3. By the Sheriff upon the employees of the Respondent and any trade union representing such employees (if any);

6.4. By one publication in each of the Cape Times and Die Burger Newspapers.

BY ORDER OF COURT



COURT REGISTRAR

Marius Botha Attorneys,
c/o 9 Bisset BOehmke McBlain, CAPE TOWN

/ec

