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CAPE TOWN/KAAPSTAD

GAIFFIER: HOOGGEREUSHOF

Provisional Liquidation

IN THE HIGH COURT OF SOUTH AFRICA

[WESTERN CAPE HIGH COURT, CAPE TOWN]

Case No: 15530/09

CAPE TOWN, On Thursday 6 August 2009

Before the Honourable Justice AlliREGISTRAR: HIGH COURT

In the matter between:

TREVOR PHILIP GLAUM N.O.

RYNETTE PIETERS N.O.

Second Applicant

First Applicant

(in their capacities as the duly appointed Provisional Liquidators of **Biz Africa 1332 (Pty) Ltd** (In Liquidation) Registration No. 2001/006894/07)

and

A & S MAKELAARS (PTY) LTD (Registration No: 2006/012764/07) Respondent

Registered Address and Principal Place of Business at 22 Voortrekker Street, Prince Alfred Hamlet, Western-Cape Province.

## ORDER

HAVING READ THE PAPERS FILED OF RECORD and having heard counsel for the Applicants an order is made in the following terms:

1. That Respondent is placed under a provisional order of winding-up in the hands of the Master of this Honourable Court.

- That a *Rule Nisi* is issued calling upon all interested parties to show cause on Friday the 4th of September 2009, if any, to the above Honourable Court, as to why:
  - 2.1 Respondent should not be placed under a final order of winding-up; and
  - 2.2 Why the costs of this application should not be costs in the winding-up of Respondent;
- 3. That service of this order be effected by:
  - 3.1 The Sheriff of this Honourable Court or his lawful deputy on the registered office of Respondent;
  - 3.2 Prepaid certified mail on all known creditors of Respondent with claims exceeding R5 000,00;
  - 3.3 One publication in each of the following newspapers:
    - 3.3.1 The Cape Times;
    - 3.3.2 Die Burger in English;

REGISTRAM: HIG CAPE TOWN/KAAF GRIFFIER: HOOG OF

- 3.4 On the employees of Respondent by affixing a copy of the provisional order to the main door of Respondent's principal place of business;
- 3.5 Applicant's attorneys of record on the South African Revenue Services.
- 4. Further and/or Alternative relief.

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BY THE ORDER OF THE COURT

Danser

COURT REGISTRAR

REGISTRAR: HIGH COURT

2009 -08- 0 6

GAPE TOWN/RAAPSTAD

59 Visagie Vos Attorneys 33 Church Street Cape Town