



CASE NO: 3034/2006

**IN THE HIGH COURT OF SOUTH AFRICA  
(TRANSCAAL PROVINCIAL DIVISION)**

PRETORIA ON 2 AUGUST 2006

BEFORE THE HONOURABLE JUSTICE MAVUNDLA

In the matter between:

SOCIETES DES MINES DE LOULO S.A.

PCS ASSIGNMENTS (PTY) LTD

ABSA BANK LTD

AND

MDM FERROMAN (PTY) LTD  
THEODOR WILLEM VAN DEN HEEVER N.O.  
DANIE VAN DER MERWE N.O.  
ENVER MOTALA N.O.

GRIFPER VAN DIE HOOGGERECHSHOF VAN S.A.  
TRANSCAALSE PROVINSIALE AFDDELING  
PRIVAATSAK/PRIVATE BAG X67

2006-08-02  
1<sup>ST</sup> APPLICANT  
2<sup>ND</sup> APPLICANT  
INTERVENING PARTY)

PRETORIA 0001  
TRANSCAAL PROVINCIAL DIVISION  
REGISTRAR OF THE SUPREME COURT OF SA  
(2) INTERVENING PARTY)

1<sup>ST</sup> RESPONDENT  
2<sup>ND</sup> RESPONDENT  
3<sup>RD</sup> RESPONDENT  
4<sup>TH</sup> RESPONDENT

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. That the provisional winding-up order is made final.
2. That the cost in the main application, including the cost of senior counsel are cost in the liquidation.
3. That the first and second intervening parties are declared creditors in the liquidation.

4. That the costs of both creditors respectively, including the costs of employing two counsel, where such is applicable, shall be costs in the liquidation.

BY THE COURT

  
REGISTRAR

220 Att: EDELSTEIN-BOSMAN  
HIGH COURT TYPIST: E LE ROUX