

COURT ONLINE COVER PAGE

IN THE HIGH COURT OF SOUTH AFRICA
Gauteng Local Division, Johannesburg

CASE NO: **2024-054480**

In the matter between:

**Liebenberg Dawid Ryk Van der Merwe
,Johannes Frederick Klopper NO Acting
in their capacity as the jointly appointed
business rescue practitioners**

Plaintiff / Applicant / Appellant

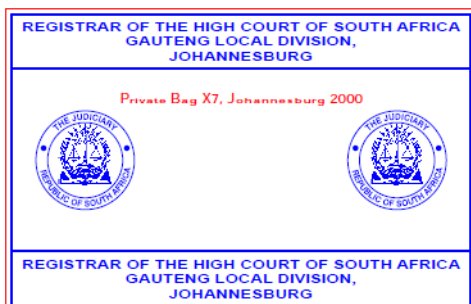
and

**Shaft Sinkers (Pty) Ltd (In Business
Rescue),Companies and Intellectual
Property Commission,Affected Persons
of Shaft Sinkers Pty Ltd In Business
Rescue**

Defendant / Respondent

Order granted 21 January 2025 unopposed motion

NOTE: This document was filed electronically by the Registrar on 29/1/2025 at 11:49:00 AM South African Standard Time (SAST). The time and date the document was filed by the party is presented on the header of each page of this document.



ELECTRONICALLY SIGNED BY:

**Registrar of High Court , Gauteng
Local Division,Johannesburg**

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION,
JOHANNESBURG**

Case Number: **2024-054480**

Before the Honourable Justice Adams J

Court Order granted on 23 January 2025

Mode of hearing: In person

In the matter between:-

LIEBENBERG DAWID RYK VAN DER MERWE N.O.

FIRST APPLICANT

JOHANNES FREDERICK KLOPPER N.O.

SECOND APPLICANT

ACTING IN THEIR CAPACITY AS THE JOINTLY
APPOINTED BUSINESS RESCUE PRACTITIONERS
OF SHAFT SINKERS (PTY) LTD (IN BUSINESS RESCUE)

and

SHAFT SINKERS (PTY) LTD (IN BUSINESS RESCUE)

FIRST RESPONDENT

**COMPANIES AND INTELLECTUAL
PROPERTY COMMISSION**

SECOND RESPONDENT

**AFFECTED PERSONS OF SHAFT SINKERS (PTY) LTD
(IN BUSINESS RESCUE)**

THIRD RESPONDENT

DRAFT ORDER

Having read the papers filed on record, having considered the matter and having heard counsel on behalf of the applicants, the following order is made:

1. the resolution commencing business rescue proceedings is set aside;

2. the first respondent's business rescue proceedings are discontinued;
3. the first respondent is placed under final winding up;
4. the costs of the application are costs in the winding-up on an attorney and client scale.

This order is made an Order of Court by the Judge whose name is reflected hereon, duly stamped by the Registrar of the Court and is submitted electronically to the parties or their legal representatives by email. This Order is further uploaded to the electronic file of this matter on Case Lines by the Judge or his Secretary/Registrar. The date of this order deemed to be 23 January 2025.



BY ORDER OF THE COURT

REGISTRAR

APPEARANCE:

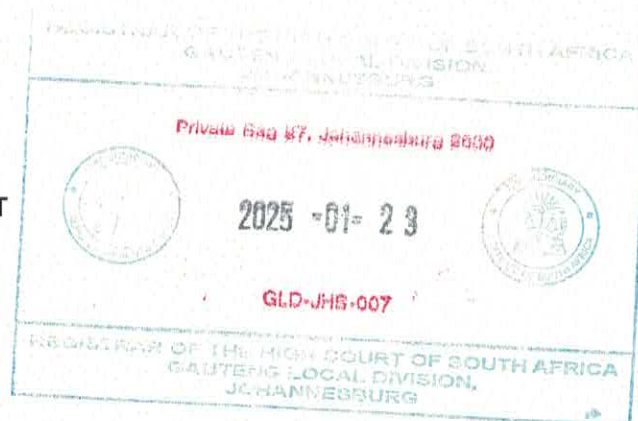
COUNSEL FOR THE APPLICANT

Myron Sean Mer

Johannesburg

Tel: 011 328 1730

Email: mmer@fluxmans.com



ATTORNEYS FOR THE APPLICANT

Fluxmans Incorporated

Brett Weinberg

Tel: 011 328 1843

Email: bweinberg@fluxmans.com