

**IN THE HIGH COURT OF SOUTH AFRICA
[EASTERN CAPE HIGH COURT, MTHATHA]**

CASE NO. 441/2012

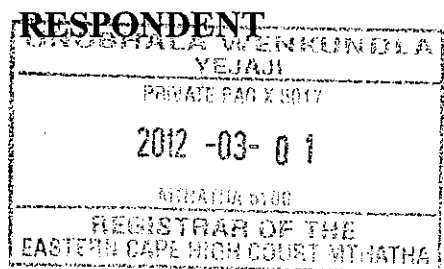
In the matter between:

**INTERIM STUDENT REPRESENTATIVE
STRUCTURE WSU, NMD SITE**

APPLICANT

And

THE ADMINISTRATOR, WSU, NMD SITE



MTHATHA 01 MARCH 2012

Before the **Honourable Madam Justice MJALI**

Mr Mququ, Counsel for the Applicant

Mr Melane, Counsel for the Respondent

HAVING read documents filed of record and hearing legal representatives of the parties:

IT IS ORDERED THAT:

1. Granting applicant leave to bring this application in terms of *Rule 6(12)* and
 - 1.1 Condoning applicant's non-compliance with the forms of service provided for in the Rules and any other law thereto;
2. The *Rule Nisi* do hereby issue calling upon the respondent to show cause, if any, on **Thursday the 15th day of March 2012 at 10H00** or so soon thereafter as the matter may be heard, why an order in the following terms should not be made final:-
 - 2.1 Declaring the eviction of **Walter Sisulu Students** from the University's residences by the respondent, unlawful and/or unconstitutional;

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- 2.2 Directing the respondent to refrain and/or anyone who may be used by the respondent from evicting students of **Walter Sisulu University NMD Site** from the University's residences/or campus;
 - 2.3 That the registered **Walter Sisulu University Students** be and hereby allowed to return to the campus on **02 March 2012** from *10H00*;
 - 2.4 That the returning students shall be subjected to screening at the main gate;
 - 2.5 That the applicant and anyone acting in concert with her be and is hereby interdicted from disrupting classes at **Walter Sisulu University, NMD Campus**;
 - 2.6 That the applicant and anyone acting in concert with her be and is hereby interdicted and/or restrained from intimidating students and/staff members of **Walter Sisulu University, NMD Campus**;
 - 2.7 That the applicant or anyone acting in concert with her be and is hereby interdicted and/or restrained from barricading the gates of **Walter Sisulu University NMD Campus**;
 - 2.8 That the applicant and anyone acting in concert with her be and is hereby interdicted and/or restrained from damaging the property of **Walter Sisulu University, NMD Campus**.
3. THAT respondent pay costs of this application.
 4. THAT paragraphs 2.2, 2.3, 2.4, 2.5, 2.6, 2.7 and 2.8 shall operate as an interim order and/or mandamus pending the finalisation of this matter.

BY THE COURT

REGISTRAR

