



IN THE HIGH COURT OF SOUTH AFRICA
KWAZULU-NATAL DIVISION, PIETERMARITZBURG

Case no. 1693/2016P

ON THE 18th DAY OF FEBRUARY 2016

Before The Honourable Mr Acting Justice BOOYENS

In the matter between:

DURBAN UNIVERSITY OF TECHNOLOGY

Applicant

and

SPHIWE ZULU

First Respondent

THABISO LUTHULI

Second Respondent

SIMON KHUMALO

Third Respondent

OZAYO

Fourth Respondent

PHOSWA

Fifth Respondent

WELE 1

Sixth Respondent

WELE 2

Seventh Respondent

NTETHE

Eighth Respondent

ANDILE ZONDI

Ninth Respondent

LUSHOZI

Tenth Respondent

SIPHOSENKOSI DLUNGWANE

Eleventh Respondent

MALISHE

Twelve Respondent

MBULELO SITHOLE

Thirteenth Respondent

OTHER STUDENTS OF THE DURBAN

Fourteenth Respondent

UNIVERSITY OF TECHNOLOGY

UPON reading the Notice of Motion and the other documents filed of record; and upon the motion of Counsel for the Applicants;

IT IS ORDERED THAT:

1. The Respondents are called upon to show cause before this court sitting at Pietermaritzburg at 09:30 or so soon thereafter as Counsel may be heard on 1 APRIL 2016 why an order should not be granted in the following terms:

- (a) that the Respondents are hereby interdicted and restrained from:-
- (i) disrupting or calling for the academic program of the Applicant to be disrupted or instigating others to perform acts designed to disrupt the academic program of the Applicant and in particular from performing any act or making any threat or instigating any act or threat by others, designed to disrupt lectures, practical work sessions or tests and examinations at any of the various campuses of the Applicant or from entering any venue, lecture hall, practical session room or test examination venue unless they are students of the course in question and are attending only to participate in the lecture or academic program;
 - (ii) assaulting, threatening to assault, intimidating, by way of violent protest action or otherwise instigating others to assault, threaten or intimate students or staff at any of the campuses of the Applicant;
 - (iii) damaging property or instigating others to damage property by way of student protests at any of the campuses of the Applicant;
 - (iv) demonstrating or gathering at any place closer than 100 metres from the perimeter of any of the Applicant's campuses.
- (b) that in the event of any Respondent/s unsuccessfully opposing this application such Respondent/s be ordered to jointly and severally pay the costs of this application.

confirmation or discharge of the *Rule Nisi* set out in paragraph 1 above.

3. Service of this order any subsequent Court orders be served on the Respondent's on the following manner:-

- (a) that a full set of the application papers together with any Court order be posted on the Applicant's website (www.dut.ac.za);
- (b) that a copy of all Court orders be posted on the main notice board at each of the Applicant's campuses together with a notification that a complete set of the application papers on which such orders were granted are available for inspection at the administration offices of each campus.

Stowell & co

BY ORDER OF THE COURT


T WILMANS
REGISTRAR

