

"X"

IN THE HIGH COURT OF SOUTH AFRICA  
[GAUTENG NORTH DIVISION, PRETORIA]

Before Judge Priller  
31/01/14

CASE NO: 80 98/14

In the ex parte application of:

TSHWANE UNIVERSITY OF TECHNOLOGY

Applicant

and

MBONISENI DLADLA

First Respondent

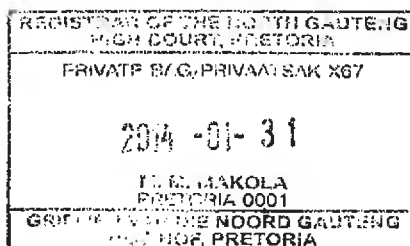
ISIAH MASHABELA

Second Respondent

SIGFRIED TIVANA

Third Respondent

LINDOKUHLE ZUNGU



Fourth Respondent

YONGA MAJOLA

Fifth Respondent

ZWELIBANZI CELE

Sixth Respondent

DIMPHO XABA

Seventh Respondent

KARABO MOHALE

Eighth Respondent

TSHEPANG MAKGATLA

Ninth Respondent

MATIMA SHIRIMBA

Tenth Respondent

MABINA LESHABANE

Eleventh Respondent

AYANDA NDALA

Twelfth Respondent

THATO MABELE

Thirteenth Respondent

ZOLILE MASINYANE

Fourteenth Respondent

NEO RANGOANASHI

Fifteenth Respondent

KAGISO MANAIOA

Sixteenth Respondent

CYRIL MNISI

Seventeenth Respondent

LESEGO TERENCE PHEHLE

Eighteenth Respondent

BATHUSI MAQINA

Nineteenth Respondent

<u>NARE MATHEKGA</u>	Twentieth Respondent
<u>MUSA MALULEKE</u>	Twenty First Respondent
<u>VUTOMI NGWENYA</u>	Twenty Second Respondent
<u>SCELO KHOZA</u>	Twenty Third Respondent
<u>GOODNESS MATHABELA</u>	Twenty Fourth Respondent
<u>NOKUTHULA SHABANGU</u>	Twenty Fifth Respondent
<u>STEMBISO MBATHA</u>	Twenty Sixth Respondent
<u>PHILIP MOTAUNG</u>	Twenty Seventh Respondent
<u>NGWAKO MASIPA</u>	Twenty Eighth Respondent
<u>ZWELITHINI NKOSI</u>	Twenty Ninth Respondent
<u>THANDO MASIBUKO</u>	Thirtieth Respondent
<u>BUSISWE MZIMELA</u>	Thirty First Respondent
<u>BB MAHLANGU</u>	Thirty Second Respondent
<u>THABANG NAWA</u>	Thirty Third Respondent
<u>BS MANZINI</u>	Thirty Fourth Respondent
<u>TEBATSO RAKOENA</u>	Thirty Fifth Respondent
<u>JOSEPH MATIHWALE</u>	Thirty Sixth Respondent
<u>THE PAN AFRICAN STUDENT MOVEMENT OF AZANIA (TUT BRANCH)</u>	Thirty Seventh Respondent
<u>SASCO (TUT BRANCH)</u>	Thirty Eighth Respondent
<u>AZASCO (TUT BRANCH)</u>	Thirty Ninth Respondent
<u>SADESMO (TUT BRANCH)</u>	Fortieth Respondent

THE ANC YOUTH LEAGUE (TUT BRANCH)

Forty First Respondent

ALL OTHER PERSONS PARTICIPATING IN  
CONDUCT REFERRED TO IN THE NOTICE  
OF MOTION

Forty Second Respondent

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DRAFT ORDER

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HAVING HEARD counsel on behalf of the parties and after perusal of the papers the following order is made by agreement between the parties:

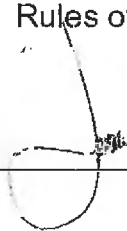
1. That condonation be granted to the Applicant for non-compliance with the forms and service provided for in the Uniform Rules of Court and that the forms and service provided for in the Uniform Rules of Court be dispensed with and that this application be heard and finalised as an urgent application as contemplated in Uniform Rule of Court 6(12)(a);
2. That a rule *nisi* be issued with immediate effect and return date on 18 February 2014 in terms of which the Respondents are called upon to show cause why an order in the following terms should not be made a final order of the above Court:

- 2.1 That the Respondents be interdicted from damaging any property of the Applicant;
- 2.2 That the Respondents be interdicted from interfering with the administration of the Applicant;
- 2.3 That the Respondents be interdicted from instructing or affecting or causing any employee, staff member or official of the Applicant to vacate their offices and/or to leave any of the campuses of the Applicant;
- 2.4 That the Respondents be interdicted from intimidating, threatening, assaulting and/or harassing any of the employees, staff members and/or officials and students of the Applicant;
- 2.5 That the Respondents be interdicted from making the campuses of the Applicant ungovernable;
- 2.6 That the Respondents be interdicted from assaulting any member of the public, students of the Applicant and staff members of the Applicant;

- 2.7 That the Respondents be interdicted from erecting obstacles at the entrance and/or entrances of the Applicant's campus at Soshanguve, Ga-Rankuwa, Pretoria-West and any other campus of the Applicant to prevent members of the public, students of the Applicant and staff members of the Applicant to enter the aforesaid campuses;
- 2.8 That the Respondents be interdicted from organising and participating in any protests, protest meetings and protest marches at any of the campuses and/or within a radius of 1 km of any such campus of the Applicant without the necessary written approval by the Vice Chancellor of the Applicant;
- 2.9 That the Respondents be interdicted from participating in any conduct, which conduct would result in the escalation of the violence at the Applicant's campuses as aforementioned and in conduct resulting in the transfer of the violence to other campuses of the Applicant;
- 2.10 Costs to be costs in the application.

3. That prayers 2.1 to 2.9 shall serve as an interim interdict with immediate effect against the Respondents until the return date.
  
4. that service of the court order be ordered to take place:
  - 4.1 By affixing a copy of the court order to the main entrance gate of the Applicant's Pretoria-West, Soshanguve and Ga-Rankuwa campuses;
  
  - 4.2 By affixing a copy of the court order to the main notice boards on the Applicant's Pretoria-West, Soshanguve and Ga-Rankuwa campuses and the office doors of the Student Representative Councils of the Applicant's Pretoria-West, Soshanguve and Ga-Rankuwa campuses.
  
5. That the Sheriff of this Court and/or his Deputy be ordered to execute this order and, if necessary, to seek the assistance of the South African Police Services, if necessary, to assist him/her in executing this order.

6. The Respondents are entitled to anticipate the return date of this order in accordance with the provisions of Rule 6(8) of the Uniform Rules of Court.



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BY ORDER

THE REGISTRAR

