



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



CASE NO. 2499/2024

In the matter between:

KING SABATA DALINDYEBO TVET COLLEGE

RESPONDENT

And

ATHENKOSI MNGENI

1ST RESPONDENT

MVELO MBANYANA

2ND RESPONDENT

EFF STUDENT COMMAND KSD

3RD RESPONDENT

TVET COLLEGE BRANCH CICIRA

4TH RESPONDENT

SASCO KSD TVET COLLEGE

5TH RESPONDENT

BRANCH CICIRHA

UDESMO KSD TVET COLLEGE

6TH RESPONDENT

ATSM KSD TVET COLLEGE

7TH RESPONDENT

BRANCH CICIRHA

ACTION KSD TVET COLLEGE

8TH RESPONDENT

BRANCH CICIRHA

IEB KSD TVET COLLEGE BRANCH CICIRHA

9TH RESPONDENT

ECONOMIC LIBERATORS FORUM

10TH RESPONDENT

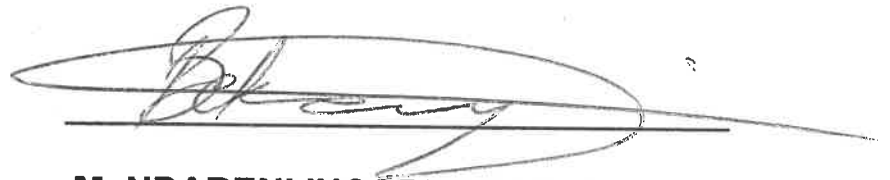
SOUTH AFRICA

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NOTICE OF FILING COURT ORDER

KINDLY TAKE NOTICE THAT the Applicant hereby files the court order dated 18th day of June 2024.

DATED AT MTHATHA ON THIS 19th DAY OF JUNE 2024.



M. NDABENI INCORPORATED

PLAINTIFF'S ATTORNEYS

27 BLAKEWAY ROAD

MTHATHA

TEL: 047 531 2781/061 542 9605

Email: thandondabeni.legal@gmail.com

TO: THE REGISTRAR
REGIONAL COURT
MTHATHA

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**AND TO: THE FIRST, SECOND, AND THIRD RESPONDENT'S
ATTORNEYS
M NZIMA ATTORNEYS INCORPORATED
RESPONDENT'S ATTORNEYS
47 CUMBERLAND ROAD
MTHATHA
brnzima2@gmail.com
047 1109 120 / 072 130 4772**

RECEIVED BY:	Mphum zoni
DATE:	01:00 / 19th June 2021
TIME:	01:00
SIGNATURE:	M. M. M. M. M.

**AND TO: THE 4TH TO 10TH RESPONDENTS
KSD TVET COLLEGE
CICIRHA CAMPUS
N2 QUEENSTOWN
BY PUBLICATION ON THE APPLICANT'S WEBSITE
WEBSITE – <https://ksdcollege.edu.za>**

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**IN THE HIGH COURT OF SOUTH AFRICA
{EASTERN CAPE DIVISION: MTHATHA}**

CASE NO. 2499/2024

BEFORE THE HONOURABLE ACTING JUDGE MJAME

MTHATHA ON THE 18th Day of June 2024

In the matter between:

KING SABATA DALINDYEBO TVET COLLEGE

APPLICANT

And

ATHENKOSI MNGENI

1ST RESPONDENT

MVELO MBANYANA

2024-06-19

2ND RESPONDENT

EFF STUDENT COMMAND KSD

2024-06-19

TVET COLLEGE BRANCH CICIRA

3RD RESPONDENT

SASCO KSD TVET COLLEGE

BRANCH CICIRHA

4TH RESPONDENT

PASMA KSD TVET COLLEGE

5TH RESPONDENT

BRANCH CICIRHA

UDESMO KSD TVET COLLEGE

6TH RESPONDENT

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ATSM KSD TVET COLLEGE

BRANCH CICIRHA

7TH RESPONDENT

ACTION SA KSD TVET COLLEGE

2024-06-19

8TH RESPONDENT

BRANCH CICIRHA

IEB KSD TVET COLLEGE BRANCH CICIRHA

9TH RESPONDENT

ECONOMIC LIBERATORS FORUM SOUTH AFRICA

10TH RESPONDENT

HAVING read the documents filed of record and hearing **Mr Ndabeni**, for the **Applicant** and **No appearance** for the **Respondents**:

IT IS ORDERED THAT:

1. *This matter is declared to be urgent and the Applicant is granted condonation against strict compliance with the provisions of Rule 6(12) of the Uniform Rules of this Court regarding service.*
2. *The 1st to 3rd Respondents be and are hereby interdicted from inciting violence against the **Principal of the College**, making security threats to him, holding him hostage and terrorizing his office.*
3. *The 1st to 3rd Respondents be and are hereby interdicted from interfering with the induction process that is set to take place on the **24-27th June 2024** at the main campus of the Applicant in **Cicirha**.*
4. *The 1st to 3rd Respondents be and are hereby directed to instruct its members to refrain from inciting violence and from disturbing the induction process as the political leaders that is set to take place on the **24th -27th June 2024** at the main campus of the Applicant in **Cicirha**.*
5. *The 1st to 3rd Respondents be and are hereby interdicted from sending mass messages for purposes of caucusing intended strike action.*

6. *The 1st to 3rd Respondents be and are hereby interdicted from interfering with 09th Respondents in the discharge of its constitutional duties.*
7. *It is declared that the 1st and 2nd Respondents are not eligible to run for SRC Office by reason of Sections 10 and 11 of the SRC Constitution.*
8. *The orders 1-7 shall operate as interim orders.*
9. *A rule nisi hereby issues to the 25th of June 2024 why orders 1-8 hereto above should not be made final.*
10. *Granting leave to members of the South African Police Service to forthwith arrest the 1st and 2nd Respondents in the event of breach / contempt of the interim order.*
11. *Granting the Applicant leave to serve a copy of this application and supporting affidavits upon the 1st and 2nd Respondent's Attorneys of record electronically to brnzima2@gmail.com in the event of service being impossible over the weekend.*
12. *Directing the 09th Respondent to circulate a copy of this application, supporting affidavits, interim order, rule nisi and final order to all interested stake-holders immediately forthwith by way of email or other appropriate medium.*
13. *Granting the Applicant leave to serve a copy of this application ad interim order upon the 4th to 10th Respondents by placing it upon the Applicant's main notice board the **Cicirha Campus** through the Sheriff.*
14. *Granting the Applicant leave to serve a copy of this application and interim order by publishing it on the Applicant's official website immediately forthwith upon the granting of the interim order and final order which website is <https://ksdcollege.edu.za>.*

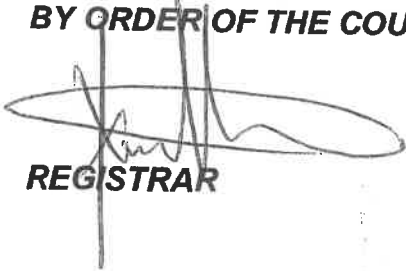
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15. Costs shall be in the main application in the event of opposition.

BY ORDER OF THE COURT



REGISTRAR

2024-06-19

REGISTRAR