



**IN THE HIGH COURT OF SOUTH AFRICA**  
**(NORTH WEST DIVISION, MAHIKENG)**

CASE NO: UM 43/17

Held at MMABATHO on this the 25<sup>th</sup> day of OCTOBER 2017  
BEFORE the Honourable Madam Justice President LEEUW

In the matter between:

NWK LIMITED	1 <sup>st</sup> Applicant
OPTIFEEDS (PTY) LTD	2 <sup>nd</sup> Applicant
OPTICHICKS	3 <sup>rd</sup> Applicant
EPKOR (PTY) LTD	4 <sup>th</sup> Applicant
NOORDFED (PTY) LTD	5 <sup>th</sup> Applicant
THE GOVERNMENT BODY: LICHTENBURG HIGH SCHOOL	6 <sup>th</sup> Applicant
THE GOVERNING BODY: LICHTENBURG PRIMARY SCHOOL	7 <sup>th</sup> Applicant
ANDRAG AGRICO (PTY) LTD	8 <sup>th</sup> Applicant
and	
ESKOM HOLDINGS SOC LTD	1 <sup>st</sup> Respondent
DITSOBOTLA LOCAL MUNICIPALITY	2 <sup>nd</sup> Respondent
MEMBER OF THE EXECUTIVE COUNCIL FOR LOCAL GOVERNMENT AND HUMAN SETTLEMENT: NORTH WEST PROVINCE	3 <sup>rd</sup> Respondent



HAVING HEARD ADV HITGE on behalf of the Applicants and ADV MOLOTO on behalf of the Respondents and having read the Notice of Motion and other documents filed of record;

**IT IS ORDERED**

(By agreement)

1. THAT: The provisions of the uniform Rules of Court pertaining to forms, time periods and service are abridged and that the application is heard on an urgent basis in terms of Rule 6(12) (a).
2. THAT: Pending the final decision of Court in respect of Part B of the application.
  - 2.1 The First Respondent undertakes not to interrupt, alternatively disconnect the electricity supply to the Second Respondent, for reasons other than mechanical/technical maintenance and repairs.
  - 2.2 The Second Respondent shall punctually supply the Applicants and the Applicants shall inturn immediately supply the First Respondent with the monthly invoices in respect of the measured monthly electricity consumption of the Applicants.
  - 2.3 The Applicants be and are hereby authorized and directed to effect payment in respect of their electricity consumption (as measured and invoiced by the Second Respondent), directly to the First Respondent, and shall dispatch proof of such payment to the First Respondent and to the Second Respondent;
  - 2.4 Upon receipt of proof of direct payment of such invoices to the First Respondent, the Second Respondent shall credit the

respective account of the Applicants accordingly in its books of account, and similarly, the First Respondent shall credit the account of the Second Respondent.

3. THAT: The costs in respect of Part A of this application be costs in Part B of the application.

REGISTRAR  
NORTH WEST HIGH COURT, ALLENKENG  
PRIVATE BAG X3010  
2017 -10- 25  
MMABATHO 2735  
REPUBLIC OF SOUTH AFRICA

BY THE COURT

REGISTRAR OF HIGH COURT  
NORTH WEST HIGH COURT  
REGISTERAR

VR T W