



**IN THE SPECIAL TRIBUNAL ESTABLISHED IN TERMS OF SECTION 2 (1) OF  
THE SPECIAL INVESTIGATIONS UNIT AND  
SPECIAL TRIBUNALS ACT 74 OF 1996  
(REPUBLIC OF SOUTH AFRICA)**

**CASE NO: GP15/2023**

**On this 23<sup>th</sup> day of October 2023**

**Before the Honourable Madam Justice Modiba**

In the matter between:

**SPECIAL INVESTIGATING UNIT  
TRANSNET SOC LIMITED**

First Applicant  
Second Applicant

and

**TRANSNET RETIREMENT FUND  
LERATO MARY THERESA MAKENETE  
LANDELA HAWKINS MADUBANE  
RAMOYADI AIR CONDITIONING AND ELECTRICAL CC  
JACOB MALOSI RAMOYADI  
NDZALO2 TRADING (PTY) LTD  
KENNETH JAN RIKHOTSO  
EAGLE ROPES (PTY) LTD  
AZOLA NYINGWA  
SIYAMKELA KEVIN JONAS  
NOMFUNDO SHANDU**

First Respondent  
Second Respondent  
Third Respondent  
Fourth Respondent  
Fifth Respondent  
Sixth Respondent  
Seventh Respondent  
Eighth Respondent  
Ninth Respondent  
Tenth Respondent  
Eleventh Respondent

<b>MAFONA RAMOTHWALA INCORPORATED</b>	Twelfth Respondent
<b>PEARLY WAYS CONSULTING &amp; PROJECTS (PTY) LTD</b>	Thirteenth Respondent
<b>NELISIWE NDLELA</b>	Fourteenth Respondent
<b>NJM TRUST</b>	Fifteenth Respondent
<b>NYAMBENI JONAS MAPHALAPHATHWA</b>	Sixteenth Respondent
<b>MULALO FANCY MAPHALAPHATHWA</b>	Seventeenth Respondent
<b>MPFARISENI MUGOVHANI</b>	Eighteenth Respondent
<b>BETHUEL MUDAU</b>	Nineteenth Respondent
<b>TK-S 911 (PTY) LTD</b>	Twentieth Respondent
<b>SHARLOTTE NONHLANHLA CHABALALA</b>	Twenty-First Respondent
<b>PHAHLAKASE PHAHLANE</b>	Twenty-Second Respondent
<b>NALEDI ESTATES (PTY) LTD</b>	Twenty-Third Respondent
<b>SIMOVUYO TRADING CC</b>	Twenty-Fourth Respondent
<b>MAKHINDA (PTY) LTD</b>	Twenty-Fifth Respondent

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## ORDER

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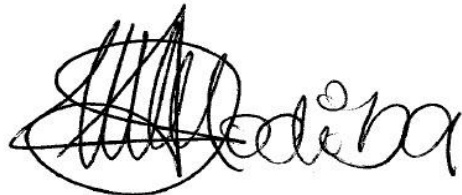
Having read the Notice of Motion and other documents filed of record, and noting that the relief sought in Part A of the Notice of Motion is not opposed:

### IT IS ORDERED THAT:

- 1 The **Transnet Retirement Fund** (first respondent) is interdicted from paying out the retirement benefits of **Lerato Mary Theresa Makenete** ID Number 6506070057088: and Employee Number: 107018 (second respondent) and **Landela Hawkins Madubane** ID Number 6809165825082 and Employee Number 159 (third respondent), pending the final determination of Part B of the application.
- 2 The second and third respondents are interdicted from withdrawing their

retirement benefits held with the first respondent, pending the final determination of Part B.

3 No order is made as to costs.



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**JUDGE L.T. MODIBA**  
**PRESIDENT OF THE SPECIAL TRIBUNAL**

TO:

Registrar: Special Tribunal

Attorney for the Applicant: Ms Sylvia Maila , MBA Incorporated

The first respondent

Attorney for Second, Third, Fourth, Fifth, Sixth, Seventh, Twelfth, Thirteenth, Fourteenth, Twenty-Third, Twenty-Fourth, Twenty-Fifth, Twenty-Sixth and Twenty-Seventh Respondents: Mr MD Ramothwala , Mafona Ramothwala Incorporated

Attorney for fourteenth to Nineteenth Respondents: Mr J Moodley, M Attorneys INC

Attorney for eleventh Respondent: Z&M Shabalala Attorneys

Attorney for Eighth to Tenth Respondents: S Mayinjana Attorneys INC