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IN THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION, CAPE TOWN

CASE NO. 22342/2019

On 18 February 2021
Before The Honourable Justice Ndita
In the matter between:

FIRSTRAND BANK LIMITED

Applicant

and

**BESTINVER COMPANY SOUTH AFRICA
PROPRIETARY LIMITED**

First Respondent

Registration number 1994/009380/07

CHRISTOPHER VAN ZYL N.O.

Second Respondent

YASMINA BABA

Third Respondent

**THE COMPANIES AND INTELLECTUAL
PROPERTY COMMISSIONER**

Fourth Respondent

~~DRAFT~~ ORDER

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Having read the papers and having heard counsel, the following order is made:

- 1 The business rescue proceedings in respect of the first respondent are declared to be terminated and the third respondent is directed to amend its records accordingly.
- 2 The first respondent is placed under a provisional winding-up order in the hands of the Master of the High Court.

- 3 A rule *nisi* be issued calling upon the respondent and all interested parties to show cause on 14 April 2021 why:
 - 4.1 The first respondent should not be finally wound-up; and
 - 4.2 The costs of this application should not be costs in the winding-up.
5. Service of this order is to be effected:
 - 5.1 On the first respondent at its registered office;
 - 5.2 On the employees of the first respondent, if any, by fixing a copy of the provisional order on the outer door of its principal place of business (if not the same as its registered address) and its registered address;
 - 5.3 On any trade union representing the respondent's employees (if any);
 - 5.4 By publication in both the Cape Times and Die Burger newspapers;
and
 - 5.5 On the South African Revenue Service, Cape Town.

BY ORDER OF THE COURT

COURT REGISTRAR

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