

Supreme Court of Appeal, Registrar's Office • PO Box 258, Bloemfontein, 9300 • c/o Elizabeth- &  
President Brand Street, Bloemfontein •  
Tel (051) 4127 400 • Fax (051) 4127 449 • [www.supremecourtofappeal.gov.za](http://www.supremecourtofappeal.gov.za)

Enquiries: C L DE WEE

Date: 15 AUGUST 2022

Ref: 263/2022


YOUR REF: W57725

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P O Box 277  
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9300

YOUR REF: Jenine

Matsepes Inc  
P O Box 256  
BLOEMFONTEIN  
9300

Mr/Ms



**APPLICATION FOR LEAVE TO APPEAL  
KINGSGATE CLOTHING (PTY) LTD & OTHERS v EDCON  
LTD & OTHERS**

With reference to the application lodged in this office on 01 APRIL 2022 this Court ordered on 11 AUGUST 2022 that the application be dismissed as per attached order:-

Yours faithfully



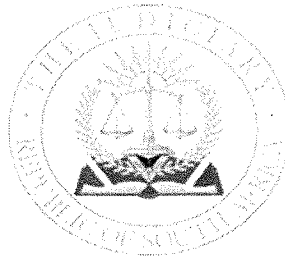
C L DE WEE (Ms)  
REGISTRAR

REGISTERED POST (H/B/D/O)

YOUR REF: 57045/2020 Van Der Schyff J (Court a quo)

Registrar of the High Court  
Private Bag X 67  
PRETORIA  
0001

Copy for your information.



**SUPREME COURT OF APPEAL OF SOUTH AFRICA**

CASE NO: 263/2022  
GP CASE NO: 57045/2020

BEFORE THE HONOURABLE JUSTICES VAN DER MERWE JA AND MOLEFE  
AJA

On the 11<sup>th</sup> AUGUST 2022

In the application between:

**KINGSGATE CLOTHING (PTY) LTD t/a MAJESTIC CLOTHING  
MANUFACTURERS, PRINCETON SCHOOLWEAR**

**MANUFACTURERS AND STAR CLOTHING MANUFACTURERS**

1<sup>st</sup> Applicant

**MAYTEX LINEN CC**

2<sup>nd</sup> Applicant

**SUPER OCEAN TRADING CC**

3<sup>rd</sup> Applicant

**MAYTEX CARDING CC**

4<sup>th</sup> Applicant

**CRUISE COLLECTIONS CC**

5<sup>th</sup> Applicant

**TWIN CLOTHING MANUFACTURERS (PTY) LTD**

6<sup>th</sup> Applicant

**APPAREL INDUSTRIES (PTY) LTD**

7<sup>th</sup> Applicant

**CLEMATIS TRADING (PTY) LTD**

8<sup>th</sup> Applicant

and

**EDCON LTD (IN BUSINESS RESCUE)**

1<sup>st</sup> Respondent

**PIERS MARSDEN (joint business rescue practitioner)**

2<sup>nd</sup> Respondent

**LANCE SCHAPIRO (joint business rescue practitioner)**

3<sup>rd</sup> Respondent

**JUSTICE FDJ BRAND**

4<sup>th</sup> Respondent

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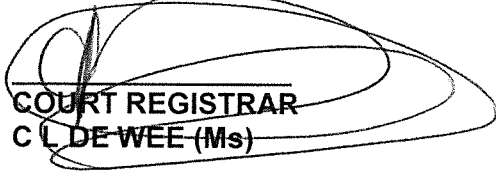
Having considered the Notice of Motion and the other documents filed.

IT IS ORDERED THAT:

- 1 Condonation as applied for is granted. The applicant for condonation is to pay the costs of the application.
- 2 The application for leave to appeal is dismissed with costs on the grounds that there is no reasonable prospect of success in an appeal and there is no

other compelling reason why an appeal should be heard.

BY ORDER OF THIS COURT

  
COURT REGISTRAR  
C L DE WEE (Ms)

PO Box 259, Bloemfontein 9301  
2022-08-15  
SCA-003