



**IN THE HIGH COURT OF SOUTH AFRICA  
FREE STATE DIVISION, BLOEMFONTEIN**

**Case No: 3202/2023**

Before the Honourable Judge NS DANISO

On the 18<sup>th</sup> day of JULY 2024

**In the matter between:**

**FRANCOIS STRAUSS** 1<sup>st</sup> Applicant

**LEA MAGDALENA MEYER** 2<sup>nd</sup> Applicant

and

**ORTHOTOUCH (PTY) LTD** 1<sup>st</sup> Respondent

**ZEPHAN PROPERTIES (PTY) LTD** 2<sup>nd</sup> Respondent

**LUKE BERNARD SAFFY N.O.** 3<sup>rd</sup> Respondent

**MICHAEL NICOLAS GEORGIU** 4<sup>th</sup> Respondent

**GEORGE NICOLAS GEORGIU** 5<sup>th</sup> Respondent

**JOHANNES FREDERICK KLOPPER N.O.** 6<sup>th</sup> Respondent

**JACQUES DU TOIT N.O.** 7<sup>th</sup> Respondent

**DEREK PEDOE COHEN N.O.** 8<sup>th</sup> Respondent

**HIGHVELD SYNDICATION NO 15 LIMITED** 9<sup>th</sup> Respondent

**HIGHVELD SYNDICATION NO 16 LIMITED** 10<sup>th</sup> Respondent

**HIGHVELD SYNDICATION NO 17 LIMITED** 11<sup>th</sup> Respondent

**HIGHVELD SYNDICATION NO 18 LIMITED** 12<sup>th</sup> Respondent

**HIGHVELD SYNDICATION NO 19 LIMITED** 13<sup>th</sup> Respondent

<b>HIGHVELD SYNDICATION NO 20 LIMITED</b>	14th Respondent
<b>HIGHVELD SYNDICATION NO 21 LIMITED</b>	15 <sup>th</sup> Respondent
<b>HIGHVELD SYNDICATION NO 22 LIMITED</b>	16 <sup>th</sup> Respondent
<b>COMPANIES AND INTELLECTUAL PROPERTY COMMISSION OF SOUTH AFRICA (CIPC)</b>	17 <sup>th</sup> Respondent

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Having considered the documents filed of record and having heard the legal practitioner/s,

**IT IS ORDERED THAT:**

1. The Seventh Respondent shall file his opposing affidavit in the (main) applications under the above case numbers within 10 days of this order, failing which the matter could be placed on the roll for hearing.
2. All investors in the so-called Highveld companies are given notice of the main applications by Applicants' attorneys as follows:
  - 3.1 By sending the notice referred to below by email to all email addresses that the Applicants' attorneys of record have available for such investors;
  - 3.2 By making available for reading and download, and keeping so available until the hearing of the main applications, the following documentation on the website "hsaction.co.za";
    - (i) The notice referred to below;
    - (ii) The papers filed in the main applications;
  - 4.2 By notice to the following firms of attorneys who act for the groups of investors, by means of an email and also follow up of telephonic confirmation of receipt of such email:
    - (a) Le Grange Incorporated of 555 Walke St, Muckleneuk, Pretoria;
    - (b) Enslin & Fourie Attorneys, from the Overvaal Building, 43 Luna Road, Bella Bella;
    - (c) Ilze Eichstadt Attorneys of 56 Danie Street, Schoemansville, Hartebeespoort.

3. Such notification referred to above is deemed to constitute the joinder of the Respondents as parties to the main applications – and that for purposes of such citation the heading of all Court papers to be henceforth filed include a description, as a new Eighteenth Respondents, of the investors as:

“ALL INVESTORS IN THE SO-CALLED HIGHVELD SYNDICATION PROPERTY SCHEMES”

4. The “notice referred to above that is to be sent, to read as follows:

“NOTICE TO ALL INVESTORS IN THE SO-CALLED HIGHVELD SYNDICATION PROPERTY SCHEMES:

You are hereby notified of an application by certain Highveld investors under case number 3201 of 2023 and case number 3202 of 2023 in the Free State High Court, Bloemfontein, to convert the business rescue proceedings in respect of Orthotouch (Pty) Ltd and Zephan Properties (Pty) Ltd to liquidation proceedings under section 132(2)(a(ii) of the Companies Act of 2008.

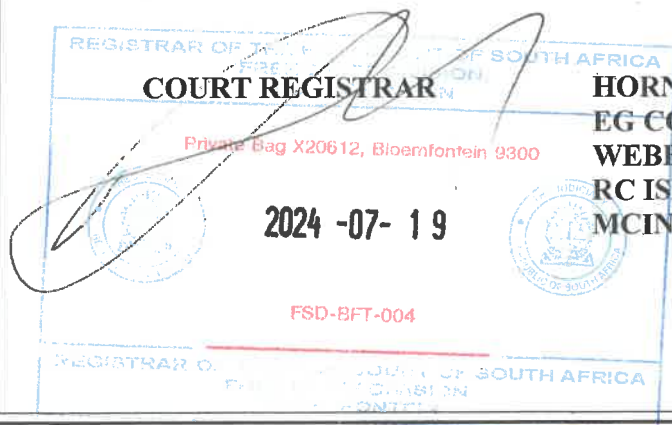
The Court papers filed in such proceedings are available for reading and download from the website “hsaction.co.za”.

Should you wish to oppose the application under either case number 3201 or 3202 (of 2023) in such Court, you are to deliver your opposing affidavit/s on or before 20 August 2024 by filing the same at Court and providing a copy thereof to the Applicants’ attorneys as well as the attorneys for those parties who are opposing such litigation.

Take note further that you are also deemed to have been effectively joined as parties (Respondents) to such litigation”.

5. Prior to the hearing of the main applications, an affidavit filed on behalf of the Applicants shall serve as confirmation that the aforementioned notifications have occurred in accordance to the abovementioned paragraphs.
6. No order is made in respect of costs.

**BY ORDER OF THIS COURT**



**HORN & VAN RENSBURG ATTORNEYS  
EG COOPER MAJIEDT INC  
WEBBERS  
RC ISHMAIL ATTORNEYS  
MCINTYRE VAN DER POST**