



IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, MAKHANDA

CASE NO: 2025 – 224413

BEFORE THE HONOURABLE MR ACTING JUSTICE COLTMAN

On the 25th day of June 2026

In the matter between:

INTERCAPE FERREIRA MAINLINER (PTY) LTD

APPLICANT

And

THE PROVINCIAL COMMISSIONER,

FIRST RESPONDENT

EASTERN CAPE, SOUTH AFRICAN POLICE SERVICE

THE NATIONAL COMMISSIONER,

SECOND RESPONDENT

SOUTH AFRICAN POLICE SERVICE



THE STATION COMMANDER:

THIRD RESPONDENT

SOUTH AFRICAN POLICE SERVICE, NGCOBO

Having heard **Adv Ferreira** and **Adv Somandi**, **Counsels** for the Applicant and **Mr Barrow** for the Respondent and having read the documents filed on record,

IT IS ORDERED THAT:

1. The application is heard as one of urgency in accordance with the provisions of Uniform Rule 6(12) and, insofar as may be necessary, the forms, service and time periods prescribed by the Uniform Rules of Court are dispensed with.
2. A rule *nisi* be and is hereby issued calling upon the respondents to show cause, if any, on 6 August 2026 at 09h30 why the following Order should not be made final:
 - 2.1. The First to Third Respondents are in contempt of the Court Order granted by the Honourable Acting Justice Cengani-Mbakazi on 10 February 2026 under case number **2025-224413** ("the court order") in their official and personal capacities;
 - 2.2. The First to Third Respondents be committed to imprisonment for a period of **90** days;



- 2.3. The committal to imprisonment of the First to Third Respondents is suspended for a period of **30** days from the date of service of this Court Order on the Respondents to afford the Respondents an opportunity to purge their contempt by complying with the Court Order;
- 2.4. If the First to Third Respondents comply with the Court Order within the period referred to in the aforesaid paragraph, their committal to imprisonment shall not take effect.
- 2.5. Alternatively to paragraphs 2.1 to 2.4 above, directing the Respondents:
- 2.5.1. To comply with and give effect to the Court Order from 26 June 2026 at 08:00; and
- 2.5.2. To file an affidavit to Court detailing the steps taken to comply with the court order granted on 10 February 2026.
3. Pending the return date, the Respondents are directed to:
- 3.1. Maintain a visible law enforcement presence at the Intercape loading area at Ngcobo, alternatively, at the SAPS Station if an Intercape bus stops there in accordance with the special condition in Intercape's operating license, at each of the times at which the applicant's buses are scheduled to stop in Ngcobo.



- 3.2. Deploy sufficient law enforcement officers at the Intercape loading area at Ngcobo, alternatively, at the SAPS Station if an Intercape bus stops there in accordance with the special condition in Intercape's operating license, at each of the times at which the applicant's buses are scheduled to stop in Ngcobo.
 - 3.3. To provide law enforcement escorts to Intercape's buses along the routes in and out of Ngcobo from 06:00 on 26 June 2026 until 23:00 on 28 June 2026, 06:00 on 2 July 2026 until 23:00 on 5 July 2026, 06:00 on 9 July 2026 until 23:00 on 12 July 2026, and 06:00 on 16 July 2026 until 23:00 on 19 July 2026, being Intercape's busiest times during the school holidays; and on other days and thereafter as and when requested by Intercape on account of a legitimate concern over a risk of intimidation or violence.
 - 3.4. Comply with section 40(1) of the Criminal Procedure Act when crimes are being committed in their presence.
4. The Applicant will attend to personal service of the application and this rule nisi on the First to Third Respondents if the Respondents' Attorney provides them with addresses to effect personal service; if the Respondents Attorney does not provide addresses for personal service, the Applicant will apply for leave to seek substituted service on or before **30 June 2026**.

5. The First to Third Respondents will file their answering affidavits, if any, on or before 16 July 2026;
6. The Applicant will file its replying, if any, on or before 20 July 2026; and
7. The costs of the application are to be reserved for argument on the return date.

BY ORDER OF COURT



Y. DUDUMISA

REGISTRAR

HUXTABLE ATTORNEYS



COURT ONLINE COVER PAGE

IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, MAKHANDA

CASE NO: **2025-224413**

In the matter between:

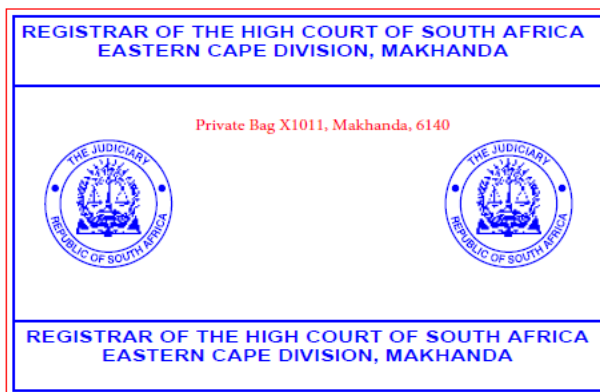
T/A INTERCAPE FERRIERA MAINLINER (PTY) LTD Plaintiff / Applicant / Appellant

and

**THE PROVINCIAL COMMISSIONER
EASTERN CAPE SOUTH AFRICAN
POLICE SERVICE ,NATIONAL
COMMISSIONER SOUTH AFRICA
POLICE SERVICE ,THE STATION
COMMANDER SOUTH AFRICAN POLICE
SERVICE NGCOBO SOUTH AFRICAN
POLICE** Defendant / Respondent

COURT ORDER

NOTE: This document was filed electronically by the Registrar on 7/8/2026 at 10:53:34 AM South African Standard Time (SAST). The time and date the document was filed by the party is presented on the header of each page of this document.



ELECTRONICALLY SIGNED
BY:

**Registrar of The High Court
Eastern Cape Division,
Makhandla**



IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE DIVISION, MAKHANDA)

CASE NO. 2025-224413

BEFORE THE HONOURABLE MR. JUSTICE RUGUNANAN (in chambers)

On the 06th day of August 2026

In the matter between:



INTERCAPE FERREIRA MAINLINER (PTY) LTD

APPLICANT

and

THE PROVINCIAL COMMISSIONER, EASTERN CAPE

FIRST RESPONDENT

SOUTH AFRICAN POLICE SERVICE: VUYISILE NCATA

THE NATIONAL COMMISSIONER,

SECOND RESPONDENT

SOUTH AFRICAN POLICE SERVICE:

PULENG PATRICIA DIMPANE

THE STATION COMMANDER,

THIRD RESPONDENT

SOUTH AFRICAN POLICE SERVICE, NGCOBO:

COLONEL BULELANI PHILEMON MSONGELWA

Having heard **Adv. Somandi, Counsel** for the Applicant, and **Mr. Barrow, Attorney** for the Respondent and having read the papers filed.

IT IS ORDERED (BY AGREEMENT BETWEEN THE PARTIES) THAT:

1. The rule nisi granted in the main application on 25 June 2026 is extended to 18 August 2026.
2. Pending the parties approach to the Acting Judge President for the allocation of an expedited date for the hearing of the matter being, 3 September 2026, the parties agree to the timetable set out in paragraphs 3, 4 and 5 hereof.
3. The applicant is granted leave to file its supplementary founding affidavit by 7 August 2026;
4. The first, second and third respondents are directed to deliver a composite answering affidavit, if any, within two weeks of delivery of the applicant's supplementary founding affidavit, being 21 August 2026; and



5. The applicant is directed to deliver its replying affidavit, if any, within one week of delivery of the respondents' composite answering affidavit, being 28 August 2026.
6. The costs are to be reserved.

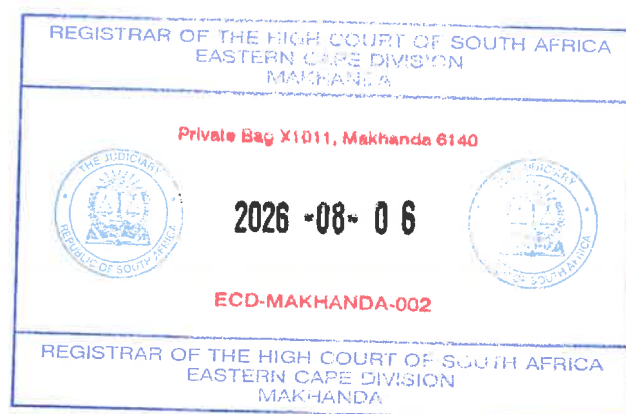
BY ORDER OF COURT



S. KLEU

REGISTRAR

HUXTABLE ATTORNEYS





AMENDED ON 21/08/2026
IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE DIVISION, MAKHANDA)

CASE NO. 2025-224413

BEFORE THE HONOURABLE MR. JUSTICE MALUSI

On the 18th day of August 2026

IN THE MATTER BETWEEN:

INTERCAPE FERREIRA MAINLINER (PTY) LTD

APPLICANT

AND

THE PROVINCIAL COMMISSIONER, EASTERN CAPE

FIRST RESPONDENT

SOUTH AFRICAN POLICE SERVICE: VUYISILE NCATA

THE NATIONAL COMMISSIONER,

SECOND RESPONDENT

SOUTH AFRICAN POLICE SERVICE:

PULENG PATRICIA DIMPANE

THE STATION COMMANDER,

THIRD RESPONDENT

SOUTH AFRICAN POLICE SERVICE, NGCOBO:

COLONEL BULELANI PHILEMON MSONGELWA

Having heard **Adv. Somandi, Counsel** for the Applicant, and **Mr. Barrow, Attorney** for the Respondent and having read the documents filed.

IT IS ORDERED THAT:

1. The matter is postponed to **25 August 2026**.
2. Rule Nisi is extended accordingly.
3. Costs in the cause.

BY ORDER OF COURT



S. MPAKO

REGISTRAR

HUXTABLE ATTORNEYS



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IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, MAKHANDA

CASE NO: **2025-224413**

In the matter between:

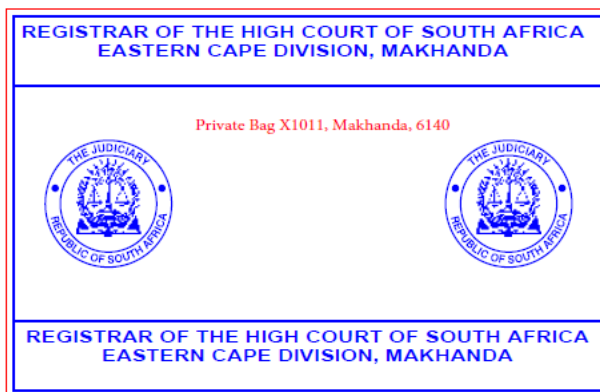
T/A INTERCAPE FERRIERA MAINLINER (PTY) LTD Plaintiff / Applicant / Appellant

and

**THE PROVINCIAL COMMISSIONER
EASTERN CAPE SOUTH AFRICAN
POLICE SERVICE ,NATIONAL
COMMISSIONER SOUTH AFRICA
POLICE SERVICE ,THE STATION
COMMANDER SOUTH AFRICAN POLICE
SERVICE NGCOBO SOUTH AFRICAN
POLICE** Defendant / Respondent

COURT ORDER

NOTE: This document was filed electronically by the Registrar on 26/8/2026 at 2:59:48 PM South African Standard Time (SAST). The time and date the document was filed by the party is presented on the header of each page of this document.



ELECTRONICALLY SIGNED
BY:

**Registrar of The High Court
Eastern Cape Division,
Makhandla**



IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, MAKHANDA

CASE NO: 2025-224413

BEFORE THE HONOURABLE MADAM JUSTICE COLLETT

On the 25th day of August 2026



IN THE MATTER BETWEEN:

INTERCAPE FERREIRA MAINLINER (PTY) LTD

APPLICANT

AND

**THE PROVINCIAL COMMISSIONER, EASTERN CAPE
SOUTH AFRICAN POLICE SERVICE: VUYISILE NCATA**

1st RESPONDENT

**THE NATIONAL COMMISSIONER, SOUTH AFRICAN
POLICE SERVICE: PULENG PATRICIA DIMPANE**

2nd RESPONDENT

**THE STATION COMMANDER, SOUTH AFRICAN
POLICE SERVICE, NGCOBO: COLONEL**

3rd RESPONDENT

BULELANI PHILEMON MSONGELWA

Having heard Adv. Somandi, Counsel for the Applicant and Mr. Barrow, Attorney for Respondents and having read the Notice of Motion and other documents filed of record

IT IS ORDERED THAT:

1. Rule Nisi be and is hereby extended to 3 September 2026.
2. Costs to be costs in the cause.

BY ORDER OF COURT**S. MPAKO****REGISTRAR****HUXTABLE ATTORNEYS**