



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

**Case No: 1430/2023**

Before the Honourable Judge S NAIDOO

On the 29<sup>th</sup> day of MARCH 2023

**In the matter between:**

**DANIël THEODORUS VAN JAARSVELD N.O.**

Applicant

(In his capacity as the duly appointed business  
rescue practitioner of **MALUTI WOOD WORX CC**  
Registration number 2007/038881/23)

and

**MALUTI WOOD WORX CC**

Respondent

(In business rescue)

(Registration Number: 2007/038881/23)

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

**IT IS ORDERED THAT:**

1. Condonation is granted to the Applicant for non-compliance of the rules pertaining to time periods and service, and the matter is heard as an urgent application in terms of Rule 6(12) of the Uniform Rules of Court.
2. The business rescue proceedings in respect of the Respondent are discontinued in terms of the provisions of Section 141(2) of the Companies Act, Act 71 of 2008.
3. The Respondent is placed in provisional liquidation and its estate is wound up in the hands of the Master of the High Court, Bloemfontein.
4. The Respondent and/or all interested parties, is called upon, to furnish reasons if any, on **11 MAY 2023** at 09h30, why a final order of liquidation should not be granted.

5. This Order, together with a copy of the notice of motion and annexures thereto, must be served on:
- 5.1 Every registered trade union that, as far as the Applicant can reasonably ascertain, representing any of the employees of the Respondent;
  - 5.2 The Respondent's employees, by affixing a copy of the application and this provisional order to any notice board to which the Applicant and employees may have access inside the business premises of the Respondent, or, if there is not access to the premises by the employees of the Respondent, by affixing a copy of the application to the front gate of the business and, in the event of there not being a front gate to the premises, by affixing a copy of the application to the front door of the premises from which the Respondent conducted its business.
  - 5.3 The South African Revenue Services;
  - 5.4 The Respondent;
  - 5.5 The Companies and Intellectual Property Commission (CIPC);
  - 5.6 The members of the Respondent;
  - 5.7 The Master of the High Court.
- 6 This order of liquidation shall be published in one edition of **THE CITIZEN** and the **GOVERNMENT GAZETTE**.
- 7 The costs of this application shall be costs in the liquidation.

**BY ORDER OF THIS COURT**

