

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

Case No: **4193/2025**

Before the Honourable Judge **S CHESIWE**

On the **25<sup>th</sup>** day of **SEPTEMBER 2025**

In the application between:

**ADRIAAN LODEWIKUS BADENHORST**

Applicant

and

**THEODOR HOFFMANN AND MOUTN ENGINEERS (PTY)  
LTD t/a THM ENGINEERS**

1<sup>st</sup> Respondent

Registration number: 2008/009680/07

**CHAVONNES BADENHORST ST CLAIR COOPER N.O.**  
(Cited in his official capacity as liquidator of THM Engineers)

2<sup>nd</sup> Respondent

**EUGENE JANUARIE N.O.**

3<sup>rd</sup> Respondent

(Cited in his official capacity as liquidator of THM Engineers)

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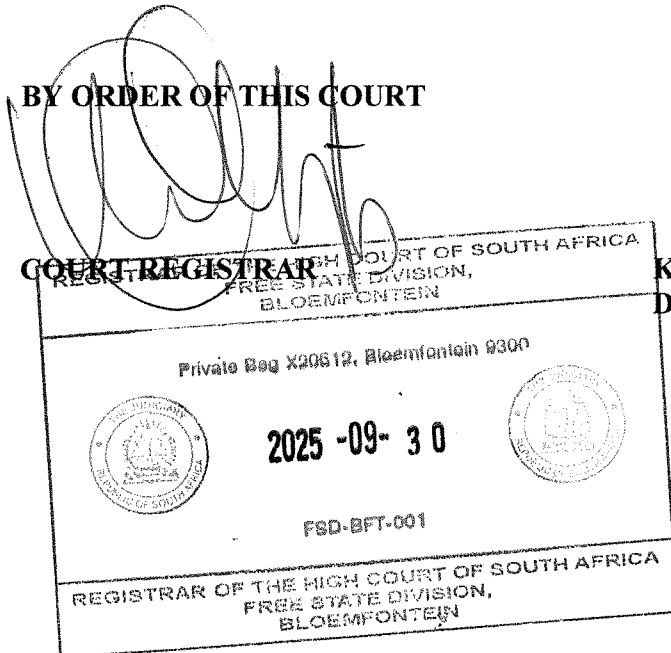
Having considered the documents filed of record and having heard the legal practitioners of the applicant,

**IT IS ORDERED THAT:**

1. A Rule *Nisi* is hereby issued, calling upon the Respondents and all interested parties to show cause, if any, on **6 November 2025 at 10h00**, or so soon thereafter as the matter may be heard, why a final order in the following terms should not be granted:
  - 1.1 Theodor Hoffman and Mouton Engineers (Pty) Ltd t/a THM Engineers with Registration number: [2008/009680/07] ('the company') is hereby placed under final winding-up in the hands of the Master of this court.
  - 1.2 The proceedings thus far conducted in the voluntary winding-up of the company are hereby confirmed, including the appointment of the second and third respondents as joint liquidators.

- 1.3 The commencement date for the winding-up will be the date of registration of the voluntary winding-up resolution, namely, **9 April 2024**.
- 1.4 The costs of the application are to be costs in the winding-up of the company.
2. A copy of the Rule Nisi must be served on:
  - 2.1 Any Trade Union representing the first respondent's Employees;
  - 2.2 The first respondent Employees, by affixing a copy of the Notice of Motion to any notice board to which the Employees have access inside the first respondents premises, or if there is no access to the premises by the Employees, affixing a copy of the front gate, where applicable, failing which the front door of the premises from which the first respondents conducted any business at the time of the presentation of the Notice of Motion.
  - 2.3 The South African Revenue Services.
  - 2.4 The Master of the High Court.
3. The rule *nisi* be published in the Government Gazette and Citizen.
4. The costs of this application to be costs in the liquidation of the first respondent.

**BY ORDER OF THIS COURT**



**KLEINGELD ATTORNEYS  
DIEDERICKS ATTORNEYS INC.**