

IN THE HIGH COURT OF SOUTH AFRICA
(WESTERN CAPE DIVISION, CAPE TOWN)

CASE NO.: 1918/2024

BEFORE THE HONOURABLE MR. ACTING JUSTICE ELLIOTT
DATED AT CAPE TOWN ON THIS MONDAY, 3 FEBRUARY 2025

In the matter between:

CHEP SOUTH AFRICA (PTY) LTD



Applicant

and

THE FRUIT AND NUT CO (PTY) LTD

(Registration Number: 2020/483029/07)

Respondent

Registered Address:

No. 99 Kings Way, Barconetcy Estate, Platteklouf, Western Cape

DRAFT ORDER

After having read the papers filed of record and having heard Counsel for the Applicant,

IT IS HEREBY ORDERED THAT:

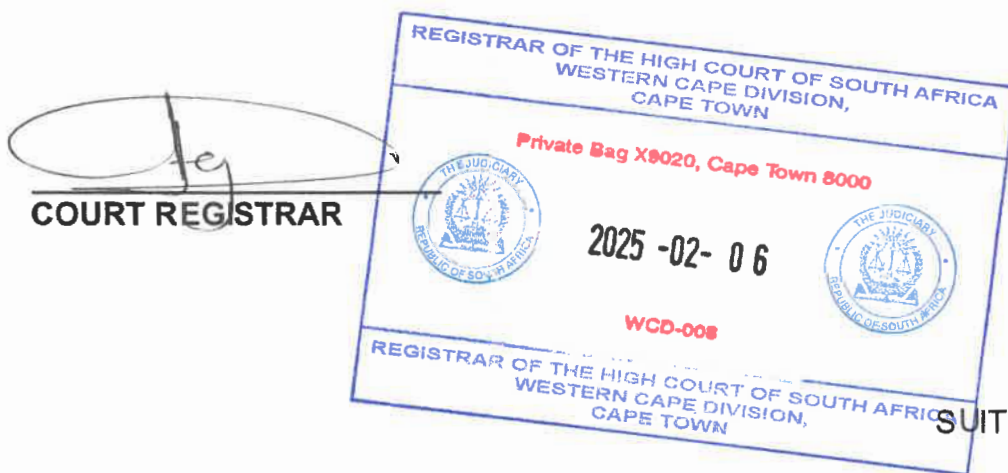
1. The Respondent be and is hereby placed in Provisional Winding-Up in the hands of the Master of this Honourable Court;
2. A *rule nisi* is issued calling upon all interested parties to appear and show cause, if any, on **TUESDAY, 8 APRIL 2025**, why:

- 2.1. a final Winding-Up Order should not be granted;
- 2.2. the costs hereof should not be costs in the Winding-Up of the Respondent;
3. Service of the provisional Order shall be effected as follows:
- 3.1. by the Sheriff of this Honourable Court:
- 3.1.1. on the Respondent at its' registered address;
- 3.1.2. on the employees of the Respondent (if any); and
- 3.1.3. on any trade union representing the employees of the Respondent (if any).
- 3.2. by hand on the Cape Town offices of the South African Revenue Services;
- 3.3. by hand on the Master of this Honourable Court; and
- 3.4. a copy shall be published in one edition of each of the "Die Burger" and "The Cape Times" newspapers.
4. The Registrar of this Honourable Court shall transmit a copy of this Order to the Sheriff of the province in which the registered office of the Respondent is situated and to the Sheriff of every province in which it appears that the Respondent owns business; and



5. The Sheriff of this Honourable Court shall attach all property which appears to belong to the Respondent and transmit to the Master of this Honourable Court, an inventory of all property attached by him or her in terms of section 19 of the Insolvency Act 24 of 1936, as amended.

BY ORDER OF THE COURT



COURT REGISTRAR

BARKERS

SUITE 102, LEVEL 1

RIDGE 6

20 NCONDO PLACE

UMHLANGA

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E-MAIL: cboden@barkers.co.za

REF: C Boden/FK/C0500/0355

C/O BISSET BOEHMKE McBLAIN

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REF: ALVD/ym/MW7041