

**IN THE HIGH COURT OF SOUTH AFRICA
(LIMPOPO DIVISION, POLOKWANE)**

CASE NO: 9707/2024

**BEFORE THE HONOURABLE: JUDGE NAUDE-ODENDAAL
On the 05th day of SEPTEMBER 2024**

In the matter between:

SYDNEY WELLS

APPLICANT

and

MODIMOLLE – MOOKGOPHONG LOCAL MUNICIPALITY FIRST RESPONDENT

THE MUNICIPAL MANAGER, MODIMOLLE

SECOND RESPONDENT

MOOKGOPHONG LOCAL MUNICIPALITY

Having considered the documents filed of record and having heard counsel,

IT IS ORDERED THAT:

2024-09-05

1. This application is heard as a matter of urgency in terms of Rule 6(12) and non-compliance with the Rules and the Practice Directive on urgency pertaining to periods and service is condoned.

2. The first Respondent is ordered to immediately restore the electricity supply to the Applicant's residence at **4 Boekenhout Street, Naboomspruit, Limpopo.**
3. The first Respondent is interdicted and restrained from henceforth terminating the electricity supply to the Applicant's residence for as long as the dispute pending between the Parties pertaining to alleged arrears on the Applicant's account remains unresolved.
4. The Applicant may not be held liable for service fees pertaining to the current disconnection and/or re-connection of the electricity supply to his residence by the first Respondent.
5. The first Respondent is to pay the costs of this application on scale as between attorney-client **scale C.**

2024-09-05

BY ORDER OF THIS COURT


THE REGISTRAR