



IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG LOCAL DIVISION, JOHANNESBURG)

CASE NO: 2022/20111

JOHANNESBURG, 14 June 2022

BEFORE THE HONOURABLE ACTING JUDGE SWANEPOEL

In the matter between:-

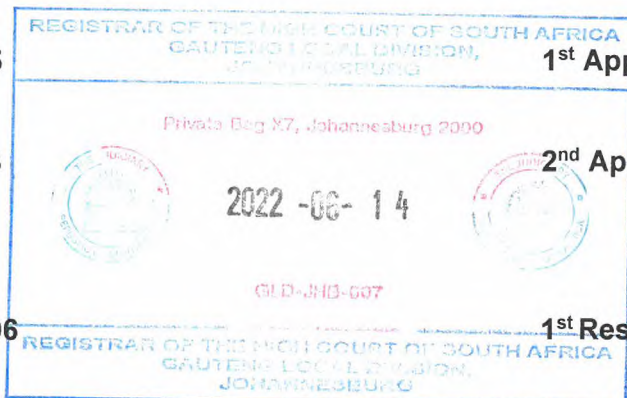
RICHARD FERGUSON
ID NO. 660605 5024 085

NEIL HABLUTZEL
ID NO. 640313 5042 083

and

COMAIR LIMTIED
REG NO. 1967/006783/06

AFFECTED PERSON
(PER ANNEXURE A)



1st Applicant

2nd Applicant

1st Respondent

2nd Respondent – 11543
Respondents

HAVING read the documents filed of record and having considered that matter:-

IT IS ORDERED THAT:-

1. The Applicants' failure to comply with the time limits and forms of service is condoned and this application was heard as a matter of urgency, in terms of Uniform Rule of Court 6 (12) (a); and
2. The First Respondent's business rescue be discontinued and that the First Respondent is provisionally wound up.
3. The Applicants are granted leave to cite the Second to eleven thousand five hundred and forty third Respondents collectively as a group.

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4. A rule nisi is issued calling upon the First Respondent and all Affected Persons to show cause, if any, to the Court by **26th July 2022**, why:-
- 4.1 the First Respondent should not be finally wound up; and
 - 4.2 the costs of this application, subject to 6 should not be costs in the winding-up;
5. Service of this Order is effected:-
- 5.1 on the First Respondent by Sheriff at its registered address situate at 2 -4 Fortress Road, Rhodesfield, Kempton Park, Gauteng;
 - 5.2 on the Affected Persons identified in annexure by "A" to the founding affidavit by email;
 - 5.3 by publication on the First Respondent's website; and
 - 5.4 by one publication in the Business Day newspaper;
6. Any party/s who oppose the application for an order for final winding-up pay/s the costs occasioned by such opposition jointly and severally.

BY THE COURT


REGISTRAR
/bbn

