

Tel No :

Case No. of
**No. 38-Emoluments Attachment Order-Section 65J of
the Magistrates' Courts Act, 1944 (Act 32 of 1944).**

IMPORTANT NOTICE: YOUR ATTENTION IS DIRECTED to section 65J(3) of the Magistrates' Court Act, 1944 (read with section 3(1) of the Sheriffs Act, 1986), which provides that only a sheriff may serve this order on a garnishee in the manner prescribed by rule 9 of the Magistrates' Court Rules. Service of this order by a person who is not a sheriff appointed in terms of section 2 of the Sheriffs Act, 1986, constitutes a criminal offence in terms of section 60(1) (gA) of the Sheriffs Act, 1986, and renders such service invalid and of no effect. A person who is convicted of an offence in terms of section 60(1)(aA) of the Sheriffs Act, 1986, shall be liable to a fine or to imprisonment for a period not exceeding three years or both such fine and such imprisonment. YOUR ATTENTION IS FURTHER DIRECTED to section 65J(6) of the Magistrates' Court Act, 1944, which provides as follows: 'If, after the service of such an emoluments attachment order on the garnishee, it is shown that the judgment debtor, after satisfaction of the emoluments attachment order, will not have sufficient means for his own and his dependants' maintenance, the court shall rescind the emoluments attachment order or amend it in such a way that it will affect only the balance of the emoluments of the judgment debtor over and above such sufficient means.'

In the Magistrate's Court for the District of MORETELE held at TEMBA
in the matter between

BERCHA BELEGGINGS BK

Judgment Creditor

and

KHOTSO I.

Judgment Debtor

a Major Male, with Identity Number : 820817 5346 080

Pay Number : 0193

Address : 2036 refetse
stinkwater
hammanskraal

and

ADVANCE PLUMBING

Garnishee

PLOT
MOOIPLAATS
PRETORIA

Whereas the Judgment Debtor has consented to an Emoluments Attachment Order and it has been made to appear to the above-mentioned Court that emoluments are at present or in the future owing or accruing to the judgment debtor by or from the garnishee and that after satisfaction of the following order sufficient means will be left to the judgment debtor to maintain himself and those dependant upon him;

It is ordered:

(1) That the said emoluments are attached;

(2) That the garnishee pay to the judgment creditor or his attorney at the end of the month following the month in which it is served on the garnishee and every month thereafter the sum of R 300.00 of the emoluments of the said judgment debtor until a sufficient amount has been paid to satisfy a judgment or order obtained against the judgment debtor by the judgment creditor in the MORETELE Court at TEMBA on _____ for the amount of R 760.00 (on which judgment or order the amount of R 760.00 remains unpaid) with costs amounting to R 0.00 and the costs of attachment amounting to R 0.00, R(to be informed) sheriff's fees.

Dated at MIDRAND on _____

(Sgd) *[Signature]*
SHERINA BELEGGINGS

Plaintiff

Winkel 37
MIDRAND CITY
OLD PRETORIA RD
MIDRAND

POSBUS 7326
HALFWEG HUIS
1685

Ref No: HAM 36

Tel No : (011) 315-9820

Enq : EDDIE RETIEF

Bank : Standard Bank Branch : Midrand

Branch Code : 00-11-55

Account Type : CHEQUE

Account Number : 202466078

Attention is directed to the provisions of section 65J(10) of the Magistrates' Courts Act, 1944, which reads as follows: 'Any garnishee may, in respect of the services rendered by him in terms of an emoluments attachment order, recover from the judgment creditor a commission of up to 5 per cent of all amounts deducted by him from the debtor's emoluments by deducting such commission from the amount payable to the judgment creditor.'

[Signature]
Clerk of the Court

2012 -05- 16

All Correspondance and Payments must be accompanied by
the following Reference Number : HAM 36

TEMBA DISTRICT
NORTH WEST PROVINCE, SOUTH AFRICA
MAGISTRATERATA