

In the matter between:

Stripes Industries CC

and

Tamika Traders

Coram: Kganyago M.F



Applicant

Ruling handed down on the 06th December 2012

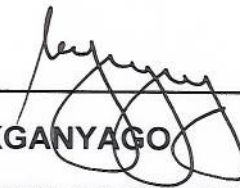
RULING

- [1] The Applicant is bringing an application in terms of section 160 of the Companies Act, 71 of 2008. The Applicant was unable to serve their application on the Respondent after several attempts by the sheriff. It seems like the Applicant is unable to trace the whereabouts of the Respondent. The Applicant has also tried to effect service on the Respondent's postal address without success. It seems like the Applicant has ran out of ideas and does not know how to take this matter further.
- [2] I sympathise with the Applicant, however I cannot decide the fate of the Respondent without a proper service been effected on them. It is clear that the Applicant is unable to serve the process on the Respondent.
- [3] I am of the view that if service is effected by way of publication in a national newspaper, there is a reasonable possibility that the notice might come to the attention of the Respondent.

ORDER

- [4] The Applicant is hereby directed to effect service on the Respondent by means of publication in one edition of the Sunday Times.

- [5] The notice must call upon the Respondent to give their notice of intention to oppose the Applicant's application within 21 days after publication.



M.F KGANYAGO
MEMBER OF THE COMPANIES TRIBUNAL