

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, JOHANNESBURG

X
Case no.: 2026-05390

du Plessis

29 April 2026

BEFORE THE HONOURABLE JUSTICE DU-PLESSIS

In the matter between:

JULIUS SELLO MALEMA

FIRST APPLICANT

MANTOA MATLALA MALEMA

SECOND APPLICANT

and

MUSA KHAWULA

**FIRST
RESPONDENT**

MINISTER OF POLICE

**SECOND
RESPONDENT**

**NATIONAL COMMISSIONER OF THE SOUTH AFRICAN
POLICE SERVICE**

THIRD RESPONDENT

DRAFT ORDER

HAVING read the documents filed of record and having considered Counsel's arguments in the matter, it is order that an order be granted in the following terms:-

1. The applicants' non-compliance with the Rules of this Court relating to service and time periods is condoned and the application is an enrolled as an urgent application.
 - 1.1. Substituted service is granted, and the applicants are ordered to serve a copy of this order on the first respondent in the following manner:
 - 1.1.1. info@musakhawula.com ;
 - 1.1.2. musa.khawula@yahoo.com ;



1.1.3. @_musakhawula (Instagram messaging) ;

1.1.4. Musa Khawula Production (Facebook); and

1.1.5. @musa_khawula (X/Twitter messaging)

1.2. The applicants are granted leave to file the supplementary affidavit in this contempt application.

2. It is declared that the first respondent is in wilful contempt of the Order granted by this Honourable Court, per Justice Wright, dated 14 April 2026, (“**the Order**”) a copy of which is annexed hereto marked “**CA1**”.

3. The first respondent is sentenced to direct imprisonment for a period of 30 days.

4. The operation of the sentence imposed in paragraph 3 above is suspended for a period of 30 days from date of service of this order, on condition that the first respondent fully complies with the Order granted by this Honourable Court (per Justice Wright), within that period.

5. Should the first respondent fail to comply with the Order granted by this Honourable Court, per Justice Wright, dated 14 April 2026, within the 30 day period referred to in paragraph 2, 3 and 4 above

5.1. The suspension of the sentence shall lapse automatically, and the sentence of direct imprisonment shall become immediately enforceable.

5.2. The first respondent is directed, within 48 hours of such lapse, to submit himself to the closest South African Police Service station, and to hand



this order to the Station Commander or any other officer in charge of that police station to ensure that the first respondent is immediately delivered to a correctional centre to commence serving the sentence imposed in paragraph 3 above.

- 5.3. In the event that the first respondent fails to comply with paragraph 5.2 above, the second and third respondent, must within three calendar days of the expiry of the period stipulated in paragraph 5.2 above, take all steps necessary and permissible in law to ensure that the first respondent is delivered to a correctional centre in order to commence serving the sentence imposed in paragraph 3 above.
6. The first respondent is directed to pay the costs of this application on the scale as between attorney-and-client, including the costs of two counsel where so employed.

BY ORDER OF THE COURT

REGISTRAR



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