**IN THE COURT OF APPEAL OF LESOTHO**

**HELD AT MASERU C of A (CIV) No.10/2022**

**CIV/APN/68/2021**

In the matter between:

**MINISTER OF TRANSPORT 1ST APPLICANT**

**PRINCIPAL SECRETARY: MINISTRY OF TRANSPORT 2ND APPLICANT**

**MOHLALEFI LETSAPO 3RD APPLICANT**

**PALESA MAILE 4TH APPLICANT**

**LISEMA RASENYA 5TH APPLICANT**

**ATTORNEY GENERAL 6TH APPLICANT**

**AND**

**KATLEHO LOGISTICS (PTY) LTD RESPONDENT**

**COURT ORDER**

**CORAM:** K E MOSITO, P

 N T MTSHIYA, AJA

 J VAN DER WESTHUIZEN, AJA

**HEARD:** 20 APRIL 2022

**DELIVERED:** 13 MAY 2022

 **BY ORDER OF COURT**

The Deed of Settlement signed by the Parties’ legal representatives on the **20TH APRIL 2022**  be and is hereby made an Order of Court in the following terms:-

1. The **RESPONDENT** abandons the impugned order granted by **HIS LORDSHIP MR. JUSTICE MONAPATHI** granted on the 9th day of **NOVEMBER 2021** in terms of **RULE 44 of THE HIGH CURT RULES LEGAL NOTICE NO.9 OF 1980** (As amended) on the terms as shall be spelt out in this agreement.
2. The parties further agree that each party to the proceedings referred to above is to pay its own legal costs.
3. That **PRAYERS** 1 and 2 be granted by consent of the parties and further that:
4. The matter is referred back to the **HIGH COURT** for determination of the main application.
5. **MINISTER OF TRANSPORT** and **PRINCIPAL SECRETARY OF MINISTRY OF TRANSPORT** and or their authorized agents in the **MINISTRY OF TRANSPORT** are prohibited and or interdicted from interfering with the continued commercial activities of **KATLEHO LOGISTICS PTY. LTD.** Pending finalization of issues per **CLAUSE 3**(a) above.

1. **MINISTER OF TRANSPORT** and **PRINCIPAL SECRETARY OF MINISTRY OF TRANSPORT** are prohibited from engaging an alternative administrator in preference over **KATLEHO LOGISTICS** pending finalization of the issues referred to in **CLAUSE 3** (a) above.



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**N T MTSHIYA**

**ACTING JUSTICE OF APPEAL**



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**K E MOSITO**

**PRESIDENT OF THE COURT OF APPEAL**



**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**J. VAN DER WESTHUIZEN**

**ACTING JUSTICE OF APPEAL**

**FOR APPLICANTS:** ADVL TAU

**FOR RESPONDENT:** ADV M S RASEKOAI