



**IN THE HIGH COURT OF BOTSWANA HELD AT LOBATSE**

**MAHGB-000295-13**

In the matter between:

<b>DITLHAME MMAKGOMO</b>	<b>1<sup>st</sup> Applicant</b>
<b>TSHEKO FANE</b>	<b>2<sup>nd</sup> Applicant</b>
<b>TJINA DABE</b>	<b>3<sup>rd</sup> Applicant</b>
<b>KEINETSE XHARAE</b>	<b>4<sup>th</sup> Applicant</b>
<b>HEEBE KARAKUBISI</b>	<b>5<sup>th</sup> Applicant</b>
<b>PAUL MOKGETHISI</b>	<b>6<sup>th</sup> Applicant</b>
<b>KHUMO KHERE</b>	<b>7<sup>th</sup> Applicant</b>
<b>TAOLO KHERE</b>	<b>8<sup>th</sup> Applicant</b>
<b>BASHI KEAKOPA</b>	<b>9<sup>th</sup> Applicant</b>
<b>KGARI MOGOLELE</b>	<b>10<sup>th</sup> Applicant</b>
<b>GAKELOABE MOTLHANE</b>	<b>11<sup>th</sup> Applicant</b>
<b>TLHOGWE MAREETSANE</b>	<b>12<sup>th</sup> Applicant</b>

**and**

<b>GHANZI LAND BOARD</b>	<b>1<sup>st</sup> Respondent</b>
<b>GHANZI DISTRICT COUNCIL</b>	<b>2<sup>nd</sup> Respondent</b>
<b>GHANZI DISTRICT COMMISSIONER</b>	<b>3<sup>rd</sup> Respondent</b>

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**ORDER**

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Before the Honourable Mr. Justice Lot Moroka at LOBATSE on this 18<sup>th</sup> day of June 2013.

**UPON HEARING:** Advocate G Bennet, Attorney Mr O Kambai with Attorney Mr J J Matomela for the Applicants, Attorney Mr M Chamme, Attorney Mr S Moeng and Attorney Ms L Mbusi for the Respondents and having read the documents filed of record.

**IT IS HEREBY ORDERED THAT:**

- 1 If and when the Respondents return a relocation team to Ranyane the team will park vehicles and/or pitch tents on the other side of the main road from Ranyane kgotla.
- 2 The Respondents will not cause or permit their officers to enter any household compound occupied by the Applicants without their express consent. *FOR THE PURPOSES OF THIS ORDER THE APPLICANTS INCLUDE THE ORIGINAL APPLICANTS AND ALL OTHER PERSONS NAMED IN THE*
- 3 The Respondents will not remove the engine that currently operates the borehole at Ranyane without 14 days prior written notice to the Applicants' Attorneys. *LIST ANNEXED HERETO*
- 4 The Applicants and members of the families shall not be removed from Ranyane less than 48 hours after those persons have informed the Applicants' Attorneys by telephone of their proposed removal. For the purposes of the Order family member shall comprise spouses and all persons under the age of 18, provided that nothing in this order shall prevent;
  - i) Provision of food rations and other social services to the residents of Ranyane;
  - ii) Law enforcement agencies pursuing their lawful duties.
- 5 Costs are awarded to the Applicants including costs of Counsel.

**BY ORDER OF THE COURT**

  
**REGISTRAR & MASTER**

**ASSISTANT REGISTRAR  
HIGH COURT OF BOTSWANA**

**18 JUN 2013**

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REPUBLIC OF BOTSWANA**