

IN THE NORTH GAUTENG HIGH COURT, PRETORIA
(REPUBLIC OF SOUTH AFRICA)

X
Bl
31.02.2012

31 January 2012.
Before Judge Raulinga
In the matter between:

Case no: 4711/12

DAISY DEBRA CHIKURA

Applicant

and

THE MINISTER OF HOME AFFAIRS

First Respondent

THE DIRECTOR GENERAL OF HOME AFFAIRS

Second Respondent

THE CHIEF DIRECTOR: ASYLUM SEEKER MANAGEMENT

Third Respondent

**THE STATION COMMISSIONER:
MUSINA POLICE STATION**

Fourth Respondent

REPUBLIC OF SOUTH AFRICA NORTH GAUTENG HIGH COURT, PRETORIA PRIVATE BAG/PRIVAATSAK X67
2012-01-31
M. O. S. CHAI PRETORIA 0001
DRAFT ORDER NOORD GAUTENG HOOGGERECHT, PRETORIA

and by agreement between the parties,
Having heard counsel for the parties, the following is hereby made an order of court:

1. The Applicant's non-compliance with the Rules of Court is condoned and leave is granted for this application to be heard as a matter of urgency.
2. The First to Third Respondents are interdicted from deporting the Applicant unless and until such time that the Applicant's asylum application has been lawfully and finally determined;

3. The Respondents are directed to immediately release the Applicant from detention;
4. The First to Third Respondents are directed to issue and to provide to the Applicant with a temporary asylum seeker permit in accordance with section 22 of the Refugees Act 130 of 1998;
5. Directing that the costs of this application be paid jointly and severally by the First to Third Respondents the one paying the other to be absolved;

6. Directing that any party may return to court on the same papers in the event of non-compliance with this order.

