



**IN THE HIGH COURT OF SOUTH AFRICA
FREE STATE DIVISION, BLOEMFONTEIN**

Case No: 5379/2025

Before the Honourable Judge **PE MOLITSOANE**

On the **15th** day of **OCTOBER 2025**

In the matter between:

UNIVERSITY OF THE FREE STATE

Applicant

and

**THE PRESIDENT AND MEMBERS OF
THE INSTITUTIONAL STUDENT
REPRESENTATIVE COUNCIL OF THE
UNIVERSITY OF THE FREE STATE, N.O.**

First Respondent

**THE PRESIDENT AND MEMBERS OF
THE CAMPUS STUDENT REPRESENTATIVE
COUNCIL - BLOEMFONTEIN CAMPUS, N.O.**

Second Respondent

**THE PRESIDENT AND MEMBERS OF
THE CAMPUS STUDENT REPRESENTATIVE
COUNCIL - SOUTH CAMPUS, N.O.**

Third Respondent

**THE PRESIDENT AND MEMBERS OF
THE CAMPUS STUDENT REPRESENTATIVE
COUNCIL - QWAQWA CAMPUS, N.O.**

Fourth Respondent

UYEMA NTETHA
(Student Number: 2028222277)

Fifth Respondent

SIKELELA MBALEKWA
(Student Number: 2021809708)

Sixth Respondent

LETHUKUHLE APHIWE MBILI
(Student Number: 2027625082)

Seventh Respondent

ATLEGANG BETHUEL MAFOKO
(Student Number: 2027982442)

Eighth Respondent

THANDOLWETHU SEMANE
(Student Number: 2028452817)

Ninth Respondent

LINDOKUHLE APLENI
(Student Number: 2022091868)

Tenth Respondent

LESEDI NKGAPALE
(Student Number: 2027752555)

Eleventh Respondent

NTSIKAYETHU SHEZI
(Student Number: 2027956297)

Twelfth Respondent

AWONKE NCOKAZI
(Student Number: 2028036123)

Thirteenth Respondent

BOKAMOSO MOKONE
(Student Number: 2027258272)

Fourteenth Respondent

JUNIOR MKHWANAZI
(Student Number: 2028263180)

Fifteenth Respondent

THALENTE NGUBELANGA
(Student Number: 2028567085)

Sixteenth Respondent

NTSIKELELO NTSENYEHO
(Student Number: 2028379945)

Seventeenth Respondent

SIMPHIWE HADEBE
(Student Number: 2028755771)

Eighteenth Respondent

NKOSENHLE BONGISIPHO DLAMINI
(Student Number: 2028314967)

Nineteenth Respondent

ALWANDE ZONDI
(Student Number: 2028921654)

Twentieth Respondent

**ALL THOSE PERSONS WHO PARTICIPATE IN,
ENCOURAGE, FACILITATE, INCITE, AND/OR
PROMOTE ANY UNLAWFUL ACTIVITIES,
UNLAWFUL CONDUCT, AND/OR UNLAWFUL
PROTEST ACTION AT ANY OF THE APPLICANT'S
CAMPUSES OR PROPERTIES**

Twenty-First Respondent

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Having considered the documents filed of record and having heard the legal practitioner for the applicant,

IT IS ORDERED THAT:

1. This matter is heard on an urgent, *ex parte* basis and that condonation be granted in respect of the Applicant's non-compliance with the usual forms and manner of service as prescribed by the Uniform Rules of Court;
2. A *RULE NISI* is issued, calling upon the Respondents to show cause (if any) on **THURSDAY, 26 FEBRUARY 2026 at 09:30am**, why a final order in the following terms should not be granted:
3. The Respondents be prohibited from
 - i. Participating in, encouraging, facilitating, inciting, organizing, and/or promoting any unlawful activities, unlawful conduct, and/or unlawful protest action on or at any of the Applicant's campuses or properties, including but not limited to the Bloemfontein Campus, South Campus, and Qwaqwa Campus;
 - ii. Disrupting, preventing, or interfering with any academic activities, including but not limited to lectures, tutorials, examinations, assessments, research activities, or any other educational functions of the Applicant at any of its campuses situated at Bloemfontein Campus, South Campus, and Qwaqwa Campus;
 - iii. Disrupting, or interfering with any online or virtual learning platforms, systems, or classes operated by or on behalf of the Applicant;
 - iv. Obstructing, blocking, or interfering with vehicular or pedestrian access to or from any of the Applicant's campuses or properties situated at the Bloemfontein Campus, South Campus, and Qwaqwa Campus, including but not limited to blocking gates, roads, pathways, entrances, or exits;
 - v. Intimidating, threatening, assaulting, harassing, or interfering with any students, staff members, visitors, contractors, service providers, or any other persons seeking to access or utilise the Applicant's campuses or facilities;
 - vi. Destroying, damaging, setting fire to, attempting to set fire to, or causing any fire or explosion, defacing, or interfering with any property, buildings, infrastructure, equipment, vehicles, or assets whether movable or immovable on or at any of the Applicant's campuses or properties situated at Bloemfontein Campus, South Campus, and Qwaqwa Campus and regardless of who the owner thereof may be;
 - vii. Removing, displacing, damaging, or interfering with any fire safety equipment, including but not limited to fire extinguishers, fire alarms, or any other safety devices or equipment situated at Bloemfontein Campus, South Campus, and Qwaqwa Campus;

- viii. Throwing stones, bricks, bottles, or any other objects at any buildings, vehicles, property, or persons on or near the Applicant's premises or campuses;
 - ix. Disrupting, preventing, or interfering with any operational activities, administrative functions, or business operations of the Applicant at any of its campuses situated at Bloemfontein Campus, South Campus, and Qwaqwa Campus;
 - x. Inciting, taunting, encouraging, instigating, prompting and/or provoking other individuals, students, institutions or third parties to perform any of the acts described in paragraphs 3(i) to (ix) above.
4. The Sheriff of this Honourable Court and/or the South African Police Services is authorised and directed to remove and expel from the property and premises of the Applicant any Respondents who refuse to comply with paragraphs 3(i) to (x) above.
5. The the relief in paragraphs 3 (i) to (x) above shall serve as an interim interdict with immediate effect;
6. The costs of this application shall be paid by the Applicant, except if the matter is opposed, in which case any Respondents opposing the relief sought be ordered to pay the costs jointly and severally, the one paying the other to be absolved;
7. Service shall be effected in the following manner:
- i. By serving a **copy of this order, Notice of Motion, affidavits and annexures** on the First to Fourth Respondents (the student representative councils), service be effected in terms of the Rules of Court by delivery to their respective offices on the campuses as stated in the Founding Affidavit;
 - ii. By serving **copy of this order, Notice of Motion, affidavits and annexures** on the Fifth to Twentieth Respondents personally or at their last known addresses as reflected in the University's records, alternatively at their official student email addresses.
 - iii. For the Twenty-First Respondent by affixing a **copy of this order**
 - a. at multiple prominent locations and notice boards on all campuses at Bloemfontein Main, South Campus and Qwa Qwa;
 - b. Publication on the University's website; and
 - c. Email and SMS to all registered students.
 - iv. By the **South African Police Services, reading out this order**, in English, **by megaphone** at such places and occasions on the applicant's campuses

at Bloemfontein Main, South Campus and Qwa Qwa as may be deemed necessary to bring the order to the notice of the Respondents;

- v. By keeping a **copy of this order, Notice of Motion, affidavits and annexures** at the **administration building** of the applicant's campuses at Bloemfontein Main, South Campus and Qwa Qwa, for inspection and so that any Respondent who requests a copy during normal office hours may be supplied with one;
- vi. By handing a copy of this order to any Respondents who are removed or expelled from the Applicant's campuses pursuant to this order.
- vii. The applicant is granted leave to send this court order, Notice of Motion, affidavits and annexures to the relevant Sheriffs by e-mail and that such e-mailed version may be used for purposes of service.

BY ORDER OF THIS COURT

COURT REGISTRAR

