

24m/019/0028/11

# KANTOR & IMMERMANN

LEGAL PRACTITIONERS

ATTORNEYS, NOTARIES AND CONVEYANCERS

67-69 SECOND STREET

P.O. BOX 19

HARARE

ZIMBABWE

TELEPHONE NUMBERS 793 626/718/9

TELEX 22550 KANTIM ZW

TELEGRAPHIC ADDRESS "TENNENSIX"

FAX No. 14 - 728671 (National) 263 - 4 - 728671 (International)

OUR REF: Mr Laue/dj

YOUR REF:

22 August 1991

ANC  
P O Box 3773  
HARARE

Dear Sirs,

RE : BUILDING & ALLIED TRADES (PVT) LTD  
CASE NO HC 3310/91

We refer to previous correspondence and confirm that we have now filed and delivered a Request for Further Particulars, copy of which is attached. When we get a reply thereto we shall revert to you for instructions. In the meanwhile we also attach our account hereto for our attendances to date.

Yours faithfully,



KANTOR & IMMERMANN

PARTNERS: H.M. KANTOR B.A., LL.B. (CAPE). M. IMMERMANN. A.N.H. EASTWOOD B.A., LL.B. (CAPE), LL.M. (LOND.)  
K.A.R. LAUE B.A. (HONS.), LL.B. (NATAL). ~~H.M. LAUE B.A. (HONS.), LL.B. (NATAL.)~~ R.S. MACKAY LL.B. (LOND.) (HONS), LL.B. (U.Z.).  
C.F. DUBE LL.B. (HONS.) (LAGOS), LL.B. (U.Z.). ASSISTED BY: S.V. HWACHA B.L., LL.B. (U.Z.).  
BEATRICE TELE MTETWA LL.B. (U.B.S.)



IN THE HIGH COURT OF ZIMBABWE

HELD AT HARARE

CASE NO: H.C. 3310/91

In the matter between :

BUILDING & ALLIED TRADES (PVT) LTD

PLAINTIFF

AND

AFRICAN NATIONAL CONGRESS

DEFENDANT

---

DEFENDANT'S REQUEST FOR FURTHER PARTICULARS

---

In order for Defendant to plead to the Plaintiff's Particulars of Claim the following Further Particulars are required:

1. Ad Paragraph 3 of Plaintiff's Particulars of Claim:

- (i) Who acted for the Plaintiff in entering into the agreement.
- (ii) Who acted for the Defendant in entering into the agreement.
- (iii) Where was the agreement entered into.
- (iv) When was the agreement entered into.
- (v) Was the agreement entered into orally or in writing, or partly orally and partly in writing. If any aspect of the agreement was entered into in writing a copy/copies is/are required. If any aspect was entered into orally full details are required as to the work which was to be performed and the materials which were to be supplied, as well as details relating to payment and any other aspects relating to the agreement.
- (vi) Full details are required as to what work was done by the Plaintiff and what materials were supplied, along with copies of all supporting invoices/vouchers.
- (vii) Where was the work performed and the materials supplied.
- (viii) Who on behalf of the Plaintiff performed the work and supplied the materials.



2. Ad Paragraph 4

- (i) Precisely how is the sum of \$22 719.11 made up. A breakdown as to the amount which is for materials supplied, and the amount which is for work performed, is required, along with supporting invoices/vouchers.
- (ii) Is it alleged that the sum of \$22 719.11 is a balance, or is it the full agreed amount. If it is for a balance full details are required as to what the original full amount was, as well as details of all payments made including when, where and how payments were made, and to whom payments were made on behalf of the Plaintiff and by whom on behalf of the Defendant.
- (iii) Is it alleged that the sum of \$22 719.11 is an agreed amount, or is it alleged that this is a fair and reasonable sum. If it is alleged that it is the agreed amount full details are required as to how, when, where by whom on behalf of the Plaintiff and by whom on behalf of the Defendant the agreement was entered into. If the agreement was entered into partly orally and partly in writing, copies of any written aspects of the agreement are required.
- (iv) Was a quotation given by the Plaintiff and accepted by the Defendant. If so full details are required, including copies of any relevant written documents relating thereto.

*Dated at Harare this 15<sup>th</sup> day of August 1991*

KANTOR & IMMERMANN  
Defendant's Legal Practitioners  
67-69 Second Street  
HARARE (KL/ay)

TO: The Registrar  
High Court  
HARARE

and

TO: SCANLEN & HOLDERNESS  
Plaintiff's Legal Practitioners  
Cabs Centre  
Jason Moyo Avenue  
HARARE (Mr Mathonsi)





# KANTOR & IMMERMANN

LEGAL PRACTITIONERS

67-69 SECOND STREET

HARARE ZIMBABWE

TELEPHONE NUMBERS 793626-7-8-9

P.O. BOX 19

HARARE

ZIMBABWE

TELEGRAPHIC ADDRESS "TENNENSIX"

ANC  
P O Box 3773  
HARARE

22nd August 1991

KL/dj/33517

RE : BUILDING & ALLIED TRADES (PVT) LTD

TO :

BY : Deposit received 24/6/91

TO : Our attorney and client fee for all matters from May 1991 to date including attending on you to take instructions, further attendance to take instructions, drafting letter to Defendant with copy to you, letter to you, telephone attendance on you, perusing further letters from you, letter to Scanlen and Holderness and attending to deliver with copies of letters, further letter to you, drafting Power of Attorney, perusing letter from Scanlen and Holderness, attendance on you to take instructions, perusing signed Power of Attorney, letter to Scanlen and Holderness, attending to deliver, perusing letter from Scanlen and Holderness, further letter to Scanlen and Holderness and attending to deliver, further letter to you with a copy, telephone attendance on Scanlen and Holderness, telephone attendance on yourselves, letter to Scanlen and Holderness, and attending to deliver, perusing letter from Scanlen and Holderness, further letter to Scanlen and Holderness, attending to deliver, perusing Summons, drafting, filing and delivering Appearance to Defend, letter to you with copies, drafting Request for Further Particulars and attending to file and deliver, letter to you with copy, accounting to you, all other necessary attendances, typing, process, petties and handling generally

Credit held

\$ 575

00

425

00

\$ 1000

00

\$1000

00

1000

00