



AMOTHILAL
ATTORNEYS . INC

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OUR REF : AM0582

DATE : 24TH MARCH 2026

AFRIFORUM

PER E-MAIL: navrae@friforum.co.za
diens@friforum.co.za
navrae@friforumtv.co.za

cc: TAYFIN FORENSIC AND INVESTIGATIVE AUDITORS

PER E-MAIL: Tayfin@taygro.co.za

Dear Sirs

RE: COMMUNICATION DISSEMINATED REGARDING MR. FIKILE MBALULA

1. The abovementioned matter refers. We confirm that we address this correspondence to you on behalf of Mr Fikile Mbalula, Secretary-General of the ANC.



**ASMITHA MOTHILAL (LLB,UP)
DIRECTOR**

2. It has come to our client's attention that certain communications are being circulated, allegedly by Afriforum to the effect that:
 - 2.1 Afriforum will be launching a comprehensive dossier to ensure that our client is held accountable for alleged fraud, money laundering, corruption and other reckless actions;
 - 2.2 That Adv. Gerrie Nel head of Afriforum's private prosecution unit will provide an outline of the allegations against our client as well as further actions envisaged against our Client;
 - 2.3 That the media is invited to this "event" at the Afriforum TV studio situated at 58 Union Avenue, Kloofsig, Centurion tomorrow the 25th instant at 10:00am.
3. We place on record that our client has not been charged or prosecuted in relation to the unfound allegations set out and vehemently denies all of the baseless allegations in this regard. Our Client is entitled to the constitutionally entrenched right to be presumed innocent until proven guilty, as enshrined in Section 35(3)(h) of the Constitution of the Republic of South Africa.
4. We caution Afriforum that any proposed media briefing premised on the unfound allegations amount to defamation and undermining of our client's character and also poses the risk of prejudicing public opinion and trial by media which could have the resultant effect of compromising and undermining due process.
5. The above-mentioned cause of action originates from the common law *actio iniuriarum*, which protects a person's *fama* (reputation) and *dignitas* (dignity) against intentional and wrongful infringement.
6. Any allegations made must be done through proper legal channels, with evidence, and without pre-empting judicial outcomes.



7. **We hereby place Afriforum on notice that the planned dissemination of these statements meets all the legal elements of defamation, namely:**

- (i) **the wrongful and**
- (ii) **intentional**
- (iii) **publication of**
- (iv) **defamatory matter**
- (v) **concerning our client.**

8. Kindly be advised that our client retains the full suite of civil remedies to hold Afriforum accountable for any reputational harm caused.

9. Premised on the aforesaid, our client demands that Afriforum revert by no later than **16:00 today the 24th of March 2026** with the following:

9.1 Confirmation as to whether the communications referred to have indeed been disseminated by Afriforum;

Should the communications not be legitimate, or disseminated by Afriforum then no further actions will be necessary;

However, should the communications indeed emanate from Afriforum, it is our instructions to demand that Afriforum revert with an undertaking by no later than 16:00 today that:

9.2 The communications mentioned above immediately and unconditionally be retracted, and the proposed media briefing be cancelled with immediate effect.

10. In the event that we do not receive a response by **16:00 today**, it is our instructions to proceed with an urgent application to enforce and protect our client's rights.



11. Be advised that the legal consequences of proceeding with your intended conduct include, but are not limited to, a High Court interdict to restrain further publication, a claim for substantial general damages for impairment of reputation, and a demand for a formal, public retraction and apology.
12. We await your **URGENT** responses herein.
13. This communication is transmitted with the full reservation of all of our client's rights under common law and all other applicable civil legislation.

Yours Faithfully



A Mothilal Attorneys Inc
Per: Mrs Asmitha Mothilal Links

