

THE STATE VERSUS
STEPHEN RADIBEKANE MAPONYA
AND OTHERS.

DATE: 16.5.1979

CASE NO: 6615/79

PLACE: JOHANNESBURG

SUPREME COURT OF

SOUTH AFRICA

(WITWATERSRAND LOCAL
DIVISION).

IN THE SUPREME COURT OF SOUTH AFRICA
(NINETEENTH LEGAL DIVISION)

JOHANNESBURG, THE 16TH DAY OF MAY 1979
BEFORE THE HONOURABLE MR. JUSTICE DE WAAN

In the matter between:

STEPHEN RADIWELANE KAPONYA AND OTHERS 1st Applicant

and

PRECISION TOOLS (PROPRIETARY) LIMITED Respondent

HAVING heard Counsel for the Applicant and having read the
Notice of Motion and the other documents filed of record:

IT IS ORDERED:

1. THAT a Rule Nisi do issue calling upon the Respondent to appear
and to show cause, if any, to this Court on the 19th day of June
1979 at 10.00 a.m., why:-

(a) it should not be interdicted, restrained and prevented from
dismissing the Applicants or any one of them from its employ
or altering the terms and conditions of their employment
to their disadvantage or to the disadvantage of any one of
them in contravention of section 24 of the Black Labour
Relations Regulation Act No. 48 of 1953, as amended, or
section 25 of the Wage Act No. 5 of 1957, as amended;

(b) it should not be interdicted, restrained and prevented
from contravening section 24(a) of the Black Labour
Relations Regulation Act as aforesaid by requiring of
the Applicants, whether by a term or condition of employment
or otherwise, that they or any one of them should not be or
become a member of a works committee or such other committee
as is contemplated by that section, or that the Applicants
or any one of them should not participate in the establish-
ment or election or activities of any such committee;

(c) it should not be ordered to pay the costs of this
application;

2. THAT the said Rule Nisi operate as an interim interdict
upon the terms thereof pending the final determination of this
application.

3. THAT in terms of Rule 6(12) of the Rules of this Court, dispensing
with the forms and service provided for in the said Rules and dis-
posing of this application at such time and place and in such
manner, and in accordance with such procedure as may seem best

to /.....

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