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IN THE LABOUR COURT OF SOUTH AFRICA HELD AT JOHANNESBURG

CASE NO: **2025-029570**

In the matter between:

Cavalier Group of Companies (Pty) Ltd Plaintiff / Applicant

and

Khangwelo Mudau Defendant / Respondent

Court Order by Tshisevhe AJ

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ELECTRONICALLY SIGNED BY:

Registrar of The Labour Court, Johannesburg

IN THE LABOUR COURT OF SOUTH AFRICA, JOHANNESBURG

CASE NO: 2025 - 029570

Honourable **Acting Justice Tshisevhe** Ordered on **06 March 2025**

REGISTRAR OF THE LABOUR COURT OF SOUTH AFRICA BRAAMFONTEIN
Private Bag X82, Braamfontein 2017
REGISTRAR OF THE LABOUR COURT OF SOUTH AFRICA BRAAMFONTEIN

In the matter between:

CAVALIER GROUP OF COMPANIES (PTY) LTD	Applicant
and	
KHANGWELO MUDAU	First Respondent
THE INDIVIDUAL EMPLOYEES LISTED IN ANNEXURE "X" TO THE NOTICE OF MOTION	Second to further Respondents

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ORDER

Having read the papers and having considered the matter;

IT IS ORDERED THAT:

1 The matter is heard as an urgent application and the Applicant's non-compliance with the rules of this Court with regard to service and filing is condoned;

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2. A *rule nisi* is issued calling upon the Respondents herein to appear and show cause on **16 April 2025** at 10h00 or as soon thereafter as Counsel for the Respondents may be heard why an Order should not be granted in terms of section 158 or section 68(1)(a) and 69(12) of the Labour Relations Act in the following terms:

2.1 Interdicting and restraining the First Respondent and Second to Further Respondents from assisting or inciting any of the First and Further Respondents from committing any unprotected and unlawful act in relation to the Applicant;

2.2 Interdicting and restraining the First Respondent and Second to Further Respondents from the unauthorised entry and from congregating within 1 (one) kilometre from the Applicant's operation situated at 83 Performance Road, Farm Tweefontein Boekenhoutskoof, M8 / Moloto Road in Cullinan and more specifically the public road crossing of Performance Road and M8/Moloto Road in Cullinan; and

2.3 Interdicting the First Respondent and Second to Further Respondents from participating in any further unprotected strike action which commenced on Wednesday, 26th of February 2025;

2.4 Interdicting the First Respondent and Second to Further Respondents from intimidating, harassing and or threatening or in any way interfering with any of the Applicant's employees, and any of the Applicant's employees who wish to work normally during the strike;

2.5 Interdicting the First Respondent and Second to Further Respondents from interfering with and or threatening and or causing damage to or in any way hampering the functioning and safety of the Applicant's property, facilities or business services;

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2.6 Interdicting the First Respondent and Second to Further Respondents from intimidating, harassing and or threatening and or in any way interfering with any of the Applicant's customers, suppliers, service providers, including contractors and subcontractors from providing services to the Applicant;

2.7 Interdicting the First Respondent and Second to Further Respondents from obstructing or threatening access to or exit from the Applicant's business premises by any person or vehicle;

2.8 Interdicting the First Respondent and Second to Further Respondents from entering and or threatening to enter onto or being upon the Applicant's business premises without the Applicant's prior written consent whilst participating in any industrial action;

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2.9 Ordering the First Respondent and Second to Further Respondents jointly and severally to pay the costs of this application;

2.10 Further and/or alternative relief.

3 Pending the finalisation of the application an interim interdict is issued against the Respondents in terms of prayer 2 (inclusive of paragraph 2.1 – 2.8) and that this shall operate with immediate effect from date of this order.

4 A copy of the interim order and the application are to be served on the Respondents by close of business on **07 March 2025** in the manner set out in orders 4.1 below:

4.1 upon the First Respondent and Second to Further Respondents by displaying the order on the main gate at the Applicant's premises and a person nominated by the Applicant reading out the order and providing a copy thereof to the employee elected representatives

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representing the individual Respondents working at the Applicant's premises.

5 Costs are reserved.

BY THE COURT

REGISTRAR

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