

SOUTH AFRICA / JUDGMENT

Bojosinyane v Ditsobotla Local Municipality and Others (2025/013682) [2025] ZALCJHB 222 (9 June 2025)

[2025] ZALCJHB 222

COURT

Labour Court Johannesburg

BEFORE

M Makhura

CASE / FILE NUMBER

2025/013682

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THE LABOUR COURT OF SOUTH AFRICA, JOHANNESBURG

Not Reportable

Case No: 2025-013682

In the matter between:

OLAOTSE THEOPHILUS BOJOSINYANE

Applicant

and

DITSOBOTLA LOCAL MUNICIPALITY

First Respondent

COUNCILOR MAZWI MORURI N.O.

Second Respondent

RASUPANG CLARIUS MOOKETSI N.O.

Third Respondent

MEC: COOPERATIVE GOVERNANCE, HUMAN

SETTLEMENT AND TRADITIONAL AFFAIRS, NORTH WEST Fourth Respondent

Heard: In Chambers

Delivered: 9 June 2025

JUDGMENT: APPLICATION FOR LEAVE TO APPEAL

MAKHURA, J

- [1] On 5 March 2025, the Municipality, together with the second and third respondents, filed an application for leave to appeal. On 6 March 2025, the first respondent withdrew the application for leave to appeal. On 20 March 2025, this Court issued a second judgment in terms of which the second and third respondents were ordered to pay the costs of the urgent applicant.
- [2] On 3 June 2025, Sifumba Attorneys addressed a letter to this Court in which they “confirm and maintain” that they act for the first to third respondents and enquired when they would receive “audience insofar as their application for leave to appeal is concerned”. There is no record of Sifumba Attorneys placing themselves on record. From the record of these proceedings uploaded on CaseLines, since the withdrawal of the application for leave to appeal by the first respondent, no further steps were taken by the second and third respondents to pursue the application.
- [3] Accordingly, the second and third respondents have failed to comply with the rules of this Court in that they have to date failed to file the written submissions within the prescribed period and the application for leave to appeal insofar as it relates to them falls to be struck off for non-compliance.
- [4] In the premises, the following order is made:

Order:

1. It is declared that the first respondent’s application for leave to appeal is withdrawn.
2. The second and third respondents’ application for leave to appeal is struck off the roll for non-compliance with the rules of this Court.

M. Makhura

Judge of the Labour Court of South Africa

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