

SOUTH AFRICA / JUDGMENT

Maboka v Raymico and Another (J 1490/23) [2023] ZALCJHB 331 (16 November 2023)

[2023] ZALCJHB 331

COURT

Labour Court Johannesburg

BEFORE

Norton

CASE / FILE NUMBER

J 1490/23

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IN THE LABOUR COURT OF SOUTH AFRICA, JOHANNESBURG

Not Reportable

case no: J 1490/23

In the matter between:

MRS SE DHLAMINI SIPHIWE MABOKA Plaintiff And RAYMICO Defendant RAINIER JORDAAN
Claimant

Heard: 16 November 2023

Delivered: 16 November 2023

EX TEMPORE JUDGMENT

NORTON, AJ

Introduction

- [1] On 7 June 2023, the Sheriff of Centurion East sought to attach a Toyota Fortuner with registration [...] to satisfy the sum of R 60,000.00 (sixty thousand rand) due to Sphiwe Maboka following his dismissal by Raymico (Pty) Ltd, the employer.

- [2] The CCMA had on 31 May 2020 handed down a default judgment award under case number GATW 3769-20, ordering the company Raymico (Pty) Ltd to pay Maboko R60,000.00 (less tax) with respect to back pay by no later than 10 June 2020. Reinstatement was also ordered with immediate effect.
- [3] The sole director of Raymico (Pty) Ltd is Raynier Jordaan. He is the owner of the vehicle as per the certificate of registration.
- [4] The vehicle may not be attached as it belongs to Mr. Jordaan in his private capacity. It is not an asset belonging to the company or employer.
- [5] In the circumstances, I make the following order:

Order

1. The vehicle with registration [...] may not be attached for execution purposes.

D Norton

Acting Judge of the Labour Court of South Africa

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