



IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, MAKHANDA

CASE NO: 1475/2024

BEFORE THE HONOURABLE MR. ACTING JUSTICE DUNYWA

On the 10th day of April 2024

IN THE MATTER BETWEEN:

**IKHALA TECHNICAL AND VOCATIONAL
EDUCATION AND TRAINING COLLEGE
t/a IKHALA TVET COLLEGE**

APPLICANT

And

**LWANDO NDAMASE
PHELOKAZI NGCINGWANA
AVIWE MNGCOTANA
SISIPHO NCUME
AMAHLE BOQWANA
SIWAPHIWE NDEDE
ITUMELENG MOSALA
ZIKHONA LEVE
SINAZO MGOBOZI
LIHLE NYUMBEKA
LUVU SIMELANE
ALL STUDENTS WHO ARE PARTICIPATING
IN THE UNLAWFUL STRIKE
ALL COMMUNITY MEMBERS WHO ARE
PARTICIPATING IN THE UNLAWFUL STRIKE**

**1ST RESPONDENT
2ND RESPONDENT
3RD RESPONDENT
4TH RESPONDENT
5TH RESPONDENT
6TH RESPONDENT
7TH RESPONDENT
8TH RESPONDENT
9TH RESPONDENT
10TH RESPONDENT
11TH RESPONDENT
12TH RESPONDENT
13TH RESPONDENT**

ORDER

Having heard the Adv. Teko, Counsel for the Applicant and having read the Notice of Motion and other documents filed of record

IT IS ORDERED THAT:

- (a) The rules pertaining to the forms, time periods and processes permitting this application to be heard as one of urgency in terms of Rule 6(12) be and are hereby dispensed with.

- (b) The 1st to 13th Respondents be and are hereby interdicted and restrained from unlawfully gathering and/or protesting at the premises of the Applicant at the following campuses:
 - (i) Queesntown Campus, Queenstown;
 - (ii) Queen Nonesi Campus, Lady Frere;
 - (iii) Aliwal North Campus, Aliwal North;
 - (iv) Sterkspruit Campus, Sterkspruit.



- (c) The 1st to 13th Respondents be and are hereby interdicted and restrained from preventing employees and students of the Applicant from participating and or engaging in learning activities at the premises of the Applicant particularly, the campuses mentioned in paragraph (a) above.
- (d) The 1st to 13th Respondents be and are hereby interdicted and restrained from intimidating, harassing and or threatening the applicant's employees and students.
- (e) The 1st to 13th Respondents be and are hereby interdicted and restrained from vandalizing, destructing and or damaging the property of the Applicant, whether directly or indirectly.
- (f) A *rule nisi* be and is hereby issued, calling upon the 1st to 13th Respondents to show cause on Tuesday 16 April 2024, why the orders at paragraphs (a), (b) and (c) above should not be made final.
- (g) Paragraphs (a), (b) and (c) shall operate as an interim interdict pending the finalization of the matter.
- (h) Costs be and are hereby reserved.

BY ORDER OF COURT


S. KLEU

REGISTRAR

YOKWANA ATTORNEYS

