

**IN THE EMPLOYMENT COURT  
CHRISTCHURCH**

**[2016] NZEmpC 178  
EMPC 338/2016**

IN THE MATTER OF      an application for freezing order

BETWEEN                JEANIE MAY BORSBOOM (LABOUR  
INSPECTOR)  
Applicant

AND                        PREET PVT LIMITED  
First Respondent

AND                        WARRINGTON DISCOUNT TOBACCO  
LIMITED  
Second Respondent

AND                        PALLAVI KAUR BAL (AKA TINA BAL)  
Third Respondent

Hearing:                On papers filed on 20 December 2016

Judgment:             21 December 2016

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**JUDGMENT OF CHIEF JUDGE G L COLGAN**

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[1]      On 16 December 2016 the Court made freezing orders in this proceeding on the ‘without notice’ application for these made by the Labour Inspector.<sup>1</sup> Judge Corkill’s orders were then to be served and a ‘return date’ in court was set for 16 January 2017. Leave was also reserved for the respondents to those orders to apply to the Court for them to be amended or set aside. Service of the orders was subsequently effected and the Judge’s reasons for judgment served on the respondents.

[2]      On 19 December 2016 a lawyer acting for the respondents paid two sums of \$60,000 and \$40,000 respectively to the Registrar and these have been held in an

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<sup>1</sup>      *Borsboom v Preet PVT Ltd* [2016] NZEmpC 168.

account administered by the Ministry of Justice pending further directions of the Court.

[3] These sums represent penalties directed by the Court to be paid by the respondents Preet PVT Ltd and Warrington Discount Tobacco Ltd in a judgment issued by this Court on 4 November 2016.<sup>2</sup>

[4] The parties' legal representatives have subsequently confirmed that these payments to the Court have been made in full and final settlement discharging the respondents' liability to do so, and may be paid out by the Registrar to the Crown and to the Labour Inspector for the use of the former employees of those companies as directed in the 4 November 2016 judgment. Counsel for the Inspector has filed a draft Order for sealing, the wording of which also confirms that these payments are in full and final settlement of this proceeding.

[5] Accordingly, the freezing orders made by the Court on 16 December 2016 are formally discharged. A notice of discontinuance of this proceeding should now be filed by the Labour Inspector. No appearances by the parties will be required and the scheduled hearing on 16 January 2017 is vacated. I assume that questions of costs in this proceeding do not now arise between the parties.

GL Colgan  
Chief Judge

Judgment signed at 9.50 am on 21 December 2016

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<sup>2</sup> *Borsboom v Preet PVT Ltd* [2016] NZEmpC 143.