



Employment Court of New Zealand

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Kenny Omen Limited v Kumar [2020] NZEmpC 19 (2 March 2020)

Last Updated: 6 March 2020

IN THE EMPLOYMENT COURT OF NEW ZEALAND CHRISTCHURCH

I TE KŌTI TAKE MAHI O AOTEAROA ŌTAUTAHI

[\[2020\] NZEmpC 19](#)

EMPC 183/2019

IN THE MATTER OF	a challenge to a determination of the Employment Relations Authority
BETWEEN	KENNY OMEN LIMITED Plaintiff
AND	SANJAY KUMAR Defendant

Hearing: On the papers
Appearances: P Vlastic, liquidator by
memorandum
Judgment: 2 March 2020

STAY JUDGMENT OF JUDGE K G SMITH

[1] This proceeding is a challenge to a decision of the Employment Relations Authority seeking to overturn orders that Kenny Omen Ltd pay Sanjay Kumar for unpaid wages and holiday pay.¹ The proceeding was filed on 11 June 2019, at the same time as the plaintiff company filed a related challenge seeking to overturn the Authority's decision that it also owed to Mahabir Singh money for unpaid wages and holiday pay.

[2] The plaintiff company went into liquidation on 13 June 2019 and the liquidators are no longer interested in the proceeding.²

¹ *Kumar v Kenny Omen Ltd formerly known as Punjabi Dhaba Ltd* [\[2019\] NZERA 290](#).

² See the brief comments about the liquidator's intentions in *Kenny Omen Ltd v Singh* [\[2020\] NZEmpC 18](#).

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[3] As a result of the liquidators' decision this proceeding is stayed.

K G Smith Judge

Judgment signed at 9.30 am on 2 March 2020
