

IN THE SUPREME COURT OF NEW ZEALAND

**SC 72/2010
[2010] NZSC 121**

BETWEEN GRAEME JOHN INGRAM AND
 ELIZABETH KNEE
 First Appellants

AND KIP INVESTMENTS LIMITED
 Second Appellants

AND PATCROFT PROPERTIES LIMITED
 Respondent

Court: Blanchard, McGrath and William Young JJ

Counsel: D W Grove for Appellants
 D G Collecutt for Respondent

Judgment: 27 September 2010

JUDGMENT OF THE COURT

A The application for leave to appeal is granted.

B The approved ground is:

In circumstances in which the respondent's re-entry into the premises on 14 June 2005 was invalid, whether, and when, either of the parties thereafter validly terminated the lease.

Solicitors:
Foy & Halse, Auckland for Appellants
Shean Singh, Auckland for Respondent