



Monday 22 September 2014

Construction

A Daily Bulletin listing Decisions of Superior Courts of Australia

 Follow @Benchmark_Legal

Search Engine

[Click here](#) to access our search engine facility to search legal issues, case names, courts and judges. Simply type in a keyword or phrase and all relevant cases that we have reported in Benchmark since its inception in June 2007 will be available with links to each case.

Executive Summary (1 minute read)

Mazzoni Plant Hire Pty Ltd v HBU Holdings Pty Ltd (QSC) - shareholder sought to have company wound up - unsuccessful due to shareholders' agreement requiring it to buy other shareholder's shares

Summaries with links (5 minute read)

Mazzoni Plant Hire Pty Ltd v HBU Holdings Pty Ltd [2014] QSC 228

Supreme Court of Queensland

Phillip McMurdo J

Contracts - Mazzoni and HBU each owned half the shares in Aurora - shareholder's dispute - Mazzoni applied to have Aurora wound up - HBU opposed application on basis of a shareholders' agreement which it said obliged Mazzoni to purchase HBU's shares in the circumstances - held: dispute between the parties was a *continuing unresolved dispute in relation to the management of the Company* within the meaning of the shareholders' agreement - HBU's transfer notice to Mazzoni requiring Mazzoni to purchase HBU's shares was effective - application for winding up dismissed - declaration of a binding contract between the parties for the transfer of HBU's shares.

[Mazzoni Plant Hire Pty Ltd](#)

[**Click Here to access our Benchmark Search Engine**](#)