

FARRANT
v
WESTPAC BANKING CORPORATION
[2025] HCADisp 59
P2/2025

- 1 The applicant seeks special leave to appeal from a judgment of the Court of Appeal of the Supreme Court of Western Australia (Mitchell and Vaughan JJA) of 13 December 2024, which dismissed an appeal against the judgment of the Supreme Court of Western Australia (Acting Master McDonald) of 29 August 2024 which dismissed the applicant's applications for a stay of the proceedings (Order 1) and for summary judgment (Order 2), dismissed the applicant's counterclaim (Order 3), granted the respondent summary judgment (Order 4) and ordered the applicant to deliver up to the respondent vacant possession of an identified property (Order 5). The judgment of the Court of Appeal also discharged paragraph 1 of the orders of the Court of Appeal (Vaughan JA) made on 6 September 2024 which had stayed enforcement of Order 5 made on 29 August 2024.
- 2 The application for special leave to appeal does not raise a question of law of public importance and any appeal would have no prospects of success. It is not in the interests of the administration of justice, either generally or in this case, for special leave to appeal to be granted.
- 3 The applicant's application for a stay of the orders made by the Supreme Court on 29 August 2024 and the orders made by the Court of Appeal on 13 December 2024 is refused. The applicant's application to set aside the respondent's notice of appearance is refused.
- 4 Special leave to appeal is refused.

Gordon J
Beech-Jones J

3 April 2025