

*CRIDDLE*  
v  
*MONCK*  
[2025] HCADisp 135  
P11/2025

- 1       The applicant requires an extension of time within which to seek special leave to appeal from a judgment of the Court of Appeal of the Supreme Court of Western Australia (Mitchell and Vaughan JJA) which dismissed the applicant's appeal from a decision of the Supreme Court of Western Australia (Howard J) which, in turn, dismissed the applicant's action in negligence and awarded summary judgment in favour of the respondent on the basis of the principle of advocate's immunity. The applicant has also filed a Form 21 application, seeking leave to file and serve an amended application for special leave to appeal under r 3.01 of the *High Court Rules 2004* (Cth).
- 2       The Court of Appeal correctly applied the established principles of advocate's immunity to conclude that the applicant's claim was doomed to fail. Neither the application or the proposed amended application give rise to any reason to doubt the correctness of the decision of the Court of Appeal. It would therefore be futile to grant leave to file the amended application or to grant the extension of time that is sought.
- 3       Special leave to appeal is refused.

Edelman J  
Gleeson J

7 August 2025