

DOWNES
v
THE STATE OF WESTERN AUSTRALIA
[2025] HCADisp 280
P39/2025

- 1 The applicant requires an extension of time within which to seek special leave to appeal from the whole of a judgment of the Court of Appeal of the Supreme Court of Western Australia (Mitchell and Archer JJA), striking out an appeal notice in respect of a decision of the District Court of Western Australia (Sweeney DCJ), refusing an application to conditionally stay sentencing proceedings.
- 2 The proposed appeal does not have sufficient prospects of success to warrant a grant of special leave. It would therefore be futile to grant the extension of time which is sought.
- 3 Special leave to appeal is refused.

Steward J
Jagot J

4 December 2025