

FE ACCOMMODATION PTY LTD (ACN 160 943 082) & ANOR

v

GOLD VALLEY IRON ORE PTY LTD (ACN 618 094 634)

[2025] HCADisp 299

D13/2025

- 1 The first applicant applies for special leave to appeal from part of the judgment of the Court of Appeal of the Northern Territory (Kelly and Blokland JJ and Lasry A-J) given on 14 August 2025 which dismissed an appeal against a decision of the Supreme Court of the Northern Territory (Brownhill J) to allow the respondent's counterclaim against the applicant by way of restitution.
- 2 The proposed appeal is not a suitable vehicle to consider the special leave questions, even assuming those questions arise in the form proposed given the circumstances of the proceedings below.
- 3 Special leave to appeal is refused with costs.

Gageler CJ
Gordon J
Edelman J
Steward J
Gleeson J
Jagot J
Beech-Jones J

4 December 2025