

*KHANAL*  
v  
*FSU PROPERTY PTY LTD*  
[2026] HCADisp 128  
S19/2026

- 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 New South Wales (Adamson and Free JJA), which dismissed an application for leave to appeal from a judgment of the District Court of New South Wales (Judge Gibson) striking out the applicant's defence and ordering that summary judgment be entered for the respondent.
  
- 2       The proposed appeal does not raise any issue of principle or public importance, and has insufficient prospects of success to warrant a grant of special leave. It would therefore be futile to grant the extension of time that is sought.
  
- 3       Special leave to appeal is refused.

Steward J  
Jagot J

11 June 2026