

THE STATE OF SOUTH AUSTRALIA

v

COSENZA

[2026] HCADisp 205

A17/2026

- 1 The applicant seeks special leave to appeal from part of the judgment of the Court of Appeal of the Supreme Court of South Australia (Livesey P, Stanley JA and Mitchell A-JA), which relevantly allowed in part the respondent's appeal from a decision of the Supreme Court of South Australia (McDonald J).
- 2 Given the undisturbed findings of fact concerning the conduct of a police officer in procuring the arrest of the respondent and the confined period and nature of the damage suffered, it is not in the interests of the administration of justice to grant special leave to appeal.
- 3 Special leave to appeal is refused with costs.

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

10 September 2026