

**IN THE HIGH COURT OF FIJI
(WESTERN DIVISION) AT LAUTOKA
EXERCISING CIVIL JURISDICTION**

CIVIL ACTION No. HBC -65 of 2019

BETWEEN : **FARER GROUP PTE LIMITED**, a limited Liability company, having its registered office, Amarsee Building, Main Street Nadi.
PLAINTIFF

AND : **THE FIJI SUGAR CORPORATION LIMITED**, a limited Liability Company, having its Registered Office at Drasa Avenue, Balawa, Lautoka.
DEFENDANT

BEFORE : Hon. Mr. Justice Mohamed Mackie.

APPEARANCES : On 14th July 2025 -Mr. Narayan A. (snr) with Mr. Narayan A. (j) & Ms. Wong E. for the Plaintiff
On 21st November 2025 Mr. Narayan A. (jnr) for the Plaintiff.
Mr. Adrian Ram – For the Defendant on both days

HEARING : On 14th July 2025 & 21st November 2025

WRITTEN SUBMISSIONS: By the Plaintiff filed on 14th July 2025 and 16th January 2026.
By the Defendant on 14th July 2025 and 11th December 2025.

DECIDED : On 6th March 2026.

SUPPLEMENTARY RULING: On 24th March 2026

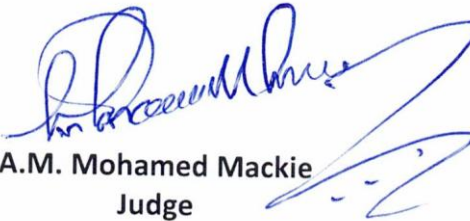
SUPPLEMENTARY RULING

(For correction of a clerical mistake)

1. Pursuant to the inter-partes hearing held before me on the aforesaid dates into the Defendant's Application filed on 10th July 2025 seeking inter-alia orders for the amendment of Defence, this Court by its Ruling dated 6th March 2026 made the following Orders
 - a. *The Defendant's Application for the Amendment of the Statement of Defence fails.*
 - b. *The Defendant's Application filed on 10th July 2025 is dismissed, save for the Order made on it for the adjournment of the trial on 14th to 16th July 2025.*
 - c. *The Defendant shall pay the Plaintiff within 21 days from today, a sum of \$27,580.00 (Twenty-Seven Thousand Five Hundred and Eighty Dollars) being the 50% of the costs claimed to have incurred by the plaintiff for and up to the preparation of the 3 days trial.*
 - d. *The remaining 50% claim for incurred costs is to be considered after the trial.*

9. Accordingly, I decide to remove the word “**not**” in the second sentence of paragraph 65 of my Ruling dated 6th March 2026 for the said sentence to be read as “**However, I find that the proposed amendments do introduce a new case/ defence.**”
10. The said correction will not change any of the final orders made on 6th March 2026. Orders be sealed accordingly. I thank the Solicitors for the plaintiff for bringing this to my attention, and the Solicitors for the Defendant for not raising any objection for it. Any inconvenience caused is regretted.




A.M. Mohamed Mackie
Judge

At the High Court of Lautoka on this 24th day of March, 2026.

SOLICITORS:

For the Plaintiff
For the Defendant

Messrs. A.K. Lawyers- Barristers & Solicitors
Messrs. Gibson & Company- Solicitors- Labasa