

FORM 5B

Rules 5.02(2), 41.19(2), 45.05(2)(b)

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION
MAJOR TORTS LIST**



Case: S ECI 2023 06203

Filed on: 09/12/2023 08:45 PM

No.

B E T W E E N

JAN MAREK KANT

Plaintiff

-and-

THE INSPECTOR-GENERAL OF INTELLIGENCE AND SECURITY

Defendant

ORIGINATING MOTION BETWEEN PARTIES
(where commenced under Rule 45.05)

Date of Document: 20 December 2023

Filed on behalf of: The Plaintiff

Telephone: 0450 827 208

Prepared by: The Plaintiff

Email: jmjarosz01@gmail.com

3/33 Bewdley Street

Ormond VIC 3204

TO THE DEFENDANT

TAKE NOTICE that this proceeding by originating motion has been brought against you by the plaintiff for the relief or remedy set out below.

ALSO TAKE NOTICE that the plaintiff cannot continue with the proceeding except by order of the Court. You will be given notice by summons of any application for the order and until the summons is served you are not required to take any step in the proceeding.

FILED

Prothonotary

THIS ORIGINATING MOTION is to be served within one year from the date it is filed or within such further period as the Court orders.

RELIEF OR REMEDY SOUGHT

The Plaintiff seeks orders commanding the Defendant to attend before the Court to be orally examined in relation to the description of persons concerned in answering each of the following questions:

1. Who undertook covert examination of the Plaintiff or his affairs during the time of his employment by the *Department of Defence*?
2. Who has undertaken covert experimentation with the Plaintiff?
3. Who has interfered with the Plaintiff's right of access to the courts?
4. Who caused these persons to undertake such examination, experimentation or interference?

These orders for relief as under 32.03(2) of the *Supreme Court (General Civil Procedure) Rules 2015* are sought under 39(1) of the *Charter of Human Rights and Responsibilities Act 2006* on grounds of unlawfulness of conduct of one or more public authorities arising under 38(1) of the *Charter of Human Rights and Responsibilities Act 2006* by reason of *cruel, inhuman or degrading treatment* per Section 10 of the *Charter of Human Rights and Responsibilities Act 2006* and *fair hearing* per Section 24 of the *Charter of Human Rights and Responsibilities Act 2006*.

The Plaintiff also seeks the award of costs of the amount paid by him to the Court in this proceeding.

1. Place of trial—
Melbourne
2. This originating motion was filed—
by the plaintiff in person;
3. The address of the plaintiff is—
3/33 Bewdley Street, Ormond VIC 3204
4. The address for service of the plaintiff is—
3/33 Bewdley Street, Ormond VIC 3204
5. The email address for service of the plaintiff is—
jmjarosz01@gmail.com
6. The address of the defendant is—
Level 34, 600 Bourke Street, Melbourne VIC 3000