

84. Order in lieu of mandamus

- (1) No writ of mandamus shall issue to a District Court judge or any officer of the Court for refusing to do any act relating to the duties of his office; but a party requiring the act to be done may apply to the Supreme Court or a judge thereof, upon an affidavit of the facts, for a rule or summons calling upon the District Court judge or officer of the Court, and also the party to be affected by the act, to show cause why the act should not be done.
- (2) If after the service of the rule or summons referred to in subsection (1), good cause is not shown, the Supreme Court or a judge thereof may, by rule or order, direct the act to be done, and the District Court judge or the officer of the District Court, upon being served with the rule or order, shall obey it under pain of attachment.
- (3) In any event the Supreme Court or a judge thereof may make such order with respect to costs as the Supreme Court or a judge thereof thinks fit.