

The mode of Citation of this the First Volume of the Federal Court Reports, ending May 31st, 1939, will be as follows :—

[1939] F. C. R.

A TABLE
OF THE
**NAMES OF THE CASES REPORTED
IN THIS VOLUME.**

	PAGE.
Pashupati Bharti <i>v.</i> Secretary of State for India in Council and Another	13
<i>In re</i> the Central Provinces and Berar Sales of Motor Spirit and Lubricants Taxation Act, 1938 (Central Provinces and Berar Act No. XIV of 1938)	18
Lakhpat Ram <i>v.</i> Behari Lal Misir and Others	121
The United Provinces <i>v.</i> The Governor-General in Council	124
Hori Ram Singh <i>v.</i> The Crown	159
Shyamakant Lal <i>v.</i> Rambajan Singh and Others	193

TABLE OF CASES CITED.

A.

PAGE.		
Abdul Hadi Mussalman v. Mishra	A. I. R. 1935 Nag. 52	161, 187
Abdul Rahman v. Cassim	(1933) I. L. R. 11 Rang. 58 ; A. I. R. 1933 P. C. 58	173, 174
Ajudhia Prasad v. Gopi Nath	(1917) I. L. R. 39 All. 415	206
" Alexander ", The	(1841) 1 Wm. Rob. 288 ; 166 English Rep. 580	141, 153
Amanat Ali v. Emperor	A. I. R. 1929 Cal. 724	161, 188
Att.-Gen. for New South Wales v. } Brewery Employees Union	{ (1908) 6 Commonwealth L. R. 469	37
for British Columbia } v. Kingcome Navigation Co.	{ [1934] A. C. 45	19, 23, 59, 67, 80, 100, 105
for Ontario v. Reci- } procal Insurers	{ [1924] A. C. 328	19, 82, 96, 97
of Manitoba v. Mani- } toba Licence Holders' Association	{ [1902] A. C. 73	31
for Ontario v. } Att.-Gen. for Canada	{ [1912] A. C. 571	38, 87, 97
for Quebec v. Walter } Reed	{ (1884) 10 App. Cas. 141	65, 81
for British Columbia } v. Canadian Pacific Railway Co.	{ [1927] A. C. 934	66, 80
for the Dominion of } Canada v. Atts.-Gen. for the Provin- } ces of Ontario, Quebec & Nova Scotia	{ [1898] A. C. 700	93
for Canada v. Att.- } Gen. for Ontario	{ [1937] A. C. 355	95
for British Columbia } v. McDonald Murphy Lumber Co.	{ [1930] A. C. 357	106
for Ontario v. Att.- } Gen. for the Dominion	{ [1896] A. C. 348	148, 213, 215
for Ontario v. Hamil- } ton Street Railway	{ [1903] A. C. 524	148
v. Birmingham, etc., } District Drainage Board	{ [1912] A. C. 788	199
for British Columbia } v. Att.-Gen. for Canada	{ [1937] A. C. 377	213
for Queensland v. } Att.-Gen. for the Commonwealth	{ (1915) 20 Commonwealth L. R. 148	214
Avudainayagappa Pillai v. Sundara- } nandam Pillai	{ A. I. R. 1924 Mad. 767	206

B.

	PAGE.
Bank of Toronto v. Lambe	(1887) 12 App. Cas. 575 21, 22, 24, 28, 50, 59, 65, 83, 93
Basanta Kumar Chowdhury v. Baikunta Nath Chakravarty	} A. I. R. 1926 Cal. 610 206
Beni Prasad v. Edal Singh	A. I. R. 1919 Pat. 373 209
Booth v. Clive	(1851) 10 C. B. 827 187
Bozon v. Altrincham Urban District Council	} [1903] 1 K. B. 547 172
Bradlaugh v. Clarke	(1883) 3 App. Cas. 354 148
Brajagopal Ray Burman v. Amar Chandra Bhattacharjee	} (1928) I. L. R. 56 Cal. 135 167
Brewers and Maltsters' Association of Ontario v. Att.-Gen. for Ontario	} [1897] A. C. 231 65, 93
Brophy v. Att.-Gen. of Manitoba	[1895] A. C. 202 73
Burland v. The King	[1922] 1 A. C. 215 66, 81

C.

Chellaperumal Padayachi v. Velayudha Padayachi	} (1937) M. W. N. 216 161
Chinery, <i>Ex parte</i>	(1884) 12 Q. B. D. 342 166, 203
Chung Chuck v. The King	[1930] A. C. 244 162
Citizens Insurance Company of Canada v. Parsons	} (1881) 7 App. Cas. 96 21, 39, 50, 75, 95, 97
City of Halifax v. Fairbanks' Estate	[1928] A. C. 117 66
Clarke v. DeWaal	(1922) South African L. R. (A. D.) 264 32
Clyde Engineering Co., Ltd. v. Cowburn	} (1926) 37 Commonwealth L. R. 466 214
Colonial Sugar Refining Co., Ltd. v. Irving	} [1906] A. C. 360 30
Commonwealth Oil Refineries, Ltd. v. South Australia	} (1926) 38 Commonwealth L. R. 408 19, 22, 26, 29, 33, 48, 51, 70, 81, 118
Cotton v. Rex	[1914] A. C. 176 65, 81
Croft v. Dunphy	[1933] A. C. 156 89

D.

Dakshina Ranjan Ghosh v. Omar Chand Oswal	} (1923) I. L. R. 50 Cal. 992 160, 188, 191
Damrupat Singh v. Rameswar Singh	A. I. R. 1923 Pat. 445 209
Dayabhai Jivandas v. Murugappa Chettiar	} A. I. R. 1935 Rang. 267 169
Devendra Nath Basu v. Kailash Chandra Kalu	} A. I. R. 1925 Cal. 318 206
Dhonkal Singh v. Phakkar Singh	(1893) I. L. R. 15 All. 84 16
Dillet, <i>In re</i>	(1887) 12 App. Cas. 459 165

E.

Ebrahim v. Fuckhrunnissa Begum	(1878) I. L. R. 4 Cal. 531	167
Emperor v. U. Maung Gale	(1926) I. L. R. 4 Rang. 128	161
v. Maung Bo Maung	(1935) I. L. R. 13 Rang. 540	161, 188
v. Shankar Sayaji Dalvi	A. I. R. 1938 Bom. 489	161
v. Chinna Kaliappa Goun-den	{ (1905) I. L. R. 29 Mad. 126	170
v. Maheshwara Kondaya	(1908) I. L. R. 31 Mad. 543	170

F.

Fischer v. The Secretary of State for India in Council	{ (1898) I. L. R. 22 Mad. 270	137
--	---	-----

G.

Gallagher v. Lynn	[1937] A. C. 863	19
Ganapathy Gounden v. Emperor	A. I. R. 1932 Mad. 214	161, 188
Gangaraju v. Venki	A. I. R. 1929 Mad. 659	161, 189
Great West Saddlery Co. v. The King	[1921] 2 A. C. 91	21, 87
Gurushidayya Shantivirayya Kul-karni v. Emperor	{ A. I. R. 1939 Bom. 63	188

H.

Hemendranath Gupta v. Emperor	A. I. R. 1937 Pat. 160	161
Henrietta Muir Edwards v. Att.-Gen. for Canada	{ [1930] A. C. 124	21, 96
Hidayatullah v. Emperor	A. I. R. 1933 Sind 161	161
Hira Lal v. Tikam Singh	A. I. R. 1926 All. 401	206
Hodge v. The Queen	(1883) 9 App. Cas. 117	21, 88

I.

Initiative and Referendum Act, <i>In re</i>	[1919] A. C. 935	88, 213
Ishwari Prasad v. Sheotahal Rai	(1926) I. L. R. 48 All. 684	168

J.

James v. Commonwealth of Australia	[1936] A. C. 578	21, 36, 72, 73, 95
John Deere Plow Co., Ltd. v. Wharton	{ [1915] A. C. 330	95
Justices of the Peace for Calcutta v. Oriental Gas Co.	{ (1872) 17 Suth. W. R. 364	166

K.

Kali Prasad Singh v. Sirikrishun Chaturvedi	{ A. I. R. 1938 Pat. 543	161
Kamisetty Raja Rao v. Ramaswamy	(1927) I. L. R. 50 Mad. 754	188
Kaveribai Ammal v. B. Mehta and Sons	{ A. I. R. 1924 Mad. 234	206
King, The v. The Caledonian Collieries	[1928] A. C. 358	80
King, The v. Barger	(1908) 6 Commonwealth L. R. 41	70
Kirby v. Simpson	(1854) L. R. 10 Ex. 358	190
Koti Reddi v. Subbiah	(1917) I. L. R. 41 Mad. 792	160, 162, 190

	PAGE.
Krishnarao Ambadas Pimpladkar v. A. I. R. 1928 Bom. 245	206
Krishnarao Ragnunath Palekar	}
Kutner v. Phillips [1891] 2 Q. B. 267	214

M.

Marriage Legislation in Canada, In } [1912] A. C. 880	22, 28, 87,
.	118
Minakshisundaram Pillai v. Chokka A. I. R. 1929 Mad. 506	206
linga Pathan	}
Mirza Qaiser Beg v. Sheo Shanker A. I. R. 1932 All. 85	206
Das	}
Muhammad Naimullah v. Ihsanullah (1892) I. L. R. 14 All. 226	167
Muhammad Zakaria v. Kishun Narain A. I. R. 1926 All. 268	206
Mukerjee, K. C. v. Mst. Ram Ratan (1935) I. L. R. 15 Pat. 268	194, 195,
Kuer	199, 217
Muzhar Hossein v. Bodha Bibi (1894) I. L. R. 17 All. 112	171

N.

Nathu Lal v. Shrimati Yashodha Devi A. I. R. 1932 All. 136	206
--	-----

O.

Onslow v. Commissioners of Inland Revenue (1890) 25 Q. B. D. 465	168
--	-----

P.

Patil, R. R. v. Emperor A. I. R. 1937 Bom. 160	161
Patil, S. Y., Ex parte A. I. R. 1937 Nag. 293	161
Patton v. Brady (1901) 184 U. S. 608	47, 52, 62
	108
Peterswald v. Bartley (1904) 1 Commonwealth L. R. 497	27, 69, 70
Pennamma v. Arumogam [1905] A. C. 383	217

Q.

Queen, The v. Burah (1878) 3 App. Cas. 889	21, 75
Quilter v. Mapleson (1882) 9 Q. B. D. 672	195, 198,
	216

R.

Raghunath Singh v. Hazari Sahu A. I. R. 1917 Pat. 381	209
Rahimbhoy Habibhoy v. Turner (1890) I. L. R. 15 Bom. 155	171
Rai Mahal Panday v. Maung Po Sein A. I. R. 1938 Rang. 189	161, 187
Ramchand Manjimal v. Goverdhandas (1920) I. L. R. 47 Cal. 918 ;	Vishandas Ratanchand
	A. I. R. 1920 P. C. 86
	172, 204
Ramcharan Sahu v. Jumna Prasad A. I. R. 1932 All. 696	206
Sahu	
Ram Singh v. Rizwi A. I. R. 1935 Pat. 52	161
Rex v. Commonwealth Court of Conciliation and Arbitration (1910) 11 Commonwealth L. R. 1	213

S.

Saadatmand Khan v. Phul Kuar	.	(1898) I. L. R. 20 All. 412 ; L. R. 25 Ind. Ap. 146 205, 209
Sabitri Thakurain v. Savi	.	(1921) I. L. R. 48 Cal. 481 ; A. I. R. 1921 P. C. 80 . 168
Sain Das v. Punjab National Bank	.	A. I. R. 1929 Lah. 815 . 206 Ltd., Sargodha }
Salaman v. Warner	.	[1891] 1 Q. B. 734 . 172
Sevak Jeranchod Bhogilal v. Dakore	.	A. I. R. 1925 P. C. 155 ; Temple Committee } 92 I. C. 552 . 168, 203
Shahzadi Begam v. Alakh Nath	.	(1935) I. L. R. 57 All. 983 . 169
Sheikh Abdul Khadir Saheb, <i>In re</i>	.	A. I. R. 1917 Mad. 344 ; 33 I. C. 648 188
Sital Din v. Anant Ram	.	(1933) I. L. R. 55 All. 326 . 168
Sivagami Achi v. Subramania Ayyar	.	(1903) I. L. R. 27 Mad. 259 . 206

T.

Tata Iron and Steel Co., Ltd., v. Chief Revenue Authority of Bombay	.	(1923) I. L. R. 47 Bom. 724 ; L. R. 50 Ind. Ap. 212 . 168
Taylor v. Corporation of Oldham	.	(1876) 4 Ch. D. 395 22
Thompson v. Goold & Co.	.	[1910] A. C. 409 24
Tikait Gayan Nath Sahi v. Pandit Malhjyl Vaidya	.	A. I. R. 1925 Pat. 588 206
Toronto City Corporation v. The King	.	[1932] A. C. 98 . 129, 130, 148, 156
Tuljaram Row v. Alagappa Chettiar	.	(1910) I. L. R. 35 Mad. 1 . 167

V.

Vacuum Oil Co. Pty., Ltd. v. Queens-land	.	(1934) 51 Commonwealth L. R. 108 72
Valin v. Langlois	.	(1879) 5 App. Cas. 115 147
Vishwanath Narayan Singh v. Sri Mahant Harihar Gir	.	(1938) I. L. R. 17 Pat. 714 197, 201, 211
