

## TABLE OF CASES CITED.

### A.

	Page.
Abdul Ali Ismailji, <i>In re</i> —I. L. R., 7 Bom., 180, followed ..	374
Abdul Majid v. Jawahir Lal, I. L. R., 26 All., 350, referred to ..	395, 644
Adam v. Ward [1917] A. C., 309, referred to ..	571
Aghori Nath Mukerjee v. Srimati Kamini Debi, II C. L. J., 461, referred to ..	584
Agnes Gore's Case, 77 English Rep., 853, referred to ..	164
Aiyar v. Venkatakrishnayya, 31 M. L. J., 837, followed ..	196
Ajudhia Prasad v. Ram Lal, I. L. R., 34 All., 197, distinguished ..	603
Ali Husain v. Hakimullah, I. L. R., 38 All., 230, referred to ..	170
Ambioa Tewari v. King-Emperor, I Patna L. J., 206, dissented from ..	632, 664, 668
Ashutosh Dutt v. Doorga Churn Chaterjee, I. L. R., 5 Calc., 438, referred to ..	317
Arunachalam Chetti v. Ayyavayyan, I. L. R., 21 Mad., 476, referred to ..	42

### B.

Babban Singh v. Baldeo Singh, 4 A. L. J., 91, referred to ..	615
Badri Mallah v. Sudama Mal, 10 A. L. J., 176, distinguished ..	542
Bajrangi Singh v. Manokarnika Bakhsh Singh, I. L. R., 30 All., 1, referred to ..	7, 521
Bakhtawar v. Bhagwanta, I. L. R., 32 All., 176, distinguished ..	522
Baldeo Bakhsh Singh v. Raj Ballam Singh, 3 A. L. J., 274, referred to ..	615
Balli v. Nand Lal, 33 Indian Cases, 773, referred to ..	156
Banka Behari Lal v. Pokhe Ram, I. L. R., 25 All., 48, followed ..	611
Bansraj Singh v. Rajbans Bhathi, 12 A. L. J., 918, referred to ..	529
Basti Ram v. Fattu, I. L. R., 8 All., 146, referred to ..	49
Behari Lal v. Madho Lal Ahir Gayawal, I. L. R., 19 Calc., 236, referred to ..	7
Bengal and North-Western Railway Company v. Haji Mutsaddi, 7 A.L.J., 333, distinguished ..	422
Bhup v. Ram Lal, I. L. R., 33 All., 796, referred to ..	715
Bhup Kunwar. In the matter of the petition——, I. L. R., 26 All., 249, referred to ..	94
Bhupal Ram v. Lachma Kuar, I. L. R., 11 All., 253, referred to ..	522
Brij Lal Singh v. Chowdhry Mahadeo Prasad, 17 C. W. N., 133, referred to ..	27
Budhu Lal v. Chattu Gope, I.L.R., 43 Calc., 597, referred to ..	669
Butters. <i>Ex parte</i> ——14 Ch. D., 265, referred to ..	682

### C.

Chandradeo Singh v. Mata Prasad, I. L. R., 31 All., 176, approved, 416, 449, 488	488
Chenna Malli Gowda v. Emperor, I. L. R., 27 Mad., 129, followed ..	716
Chhatar Singh v. Amir Singh, I. L. R., 38 All., 204, distinguished ..	234
Chinna Ramana Gowd v. Emperor, I. L. R., 31 Mad., 506, followed ..	716
Coglian v. Cumberland, [1698] 1 Ch. D., 704, referred to ..	436
Collector of Benares v. Shiam Das, 13 A. L. J., 329, distinguished ..	455
Groshaw v. Lyndhurst Ship Company, [1897] 2 Ch. D., 154, distinguished ..	211

### D.

Dakhina Mohan Roy v. Saroda Mohan Roy, I. L. R., 21 Calc., 142, referred to ..	35
Dalip Singh v. Bahadur Ram, I. L. R., 34 All., 446, referred to ..	259

## TABLE OF CASES CITED.

	Page.
Damodar Manna v. Sarat Chandra Dhal, 13 C. W. N., 846 ; 3 Indian Cases, 468, referred to ..	25
Datt Dayal v. Munna Lal, I. L. R., 86 All., 564, distinguished ..	611
Dharum Kunwar v. Fakira, Weekly Notes, 1901, page 157, followed ..	622
Dharmaraja Ayyar v. K. G. Srinivasa Mudaliar, I. L. R., 99 Mad., 876, followed ..	898
Dhoni Sardar v. Tarak Nath Chowdhary, 12 C. L. J., 53, referred to ..	25
Dorab Ally Khan v. Abdool Azeez, I. L. R., 5 I. A., 116, referred to ..	120
Dulal Chandra Deb v. Ram Narain Deb, I. L. R., 91 Calc., 1057, dissent from ..	218
<b>E.</b>	
Emperor v. Baij Nath, Weekly Notes, 1903, p. 282, followed ..	860
Emperor v. Bhajan Tewari, I. L. R., 37 All., 394, referred to ..	94
Emperor v. Debendra Prosad, I. L. R., 36 Calo., 573, referred to ..	288
Emperor v. Lal Singh, I. L. R., 38 All., 395, dissented from ..	295
Emperor v. Muhammad Khan, Weekly Notes, 1902, p. 202, referred to ..	95
<b>F.</b>	
Fazal Rab v. Khatun Bibi, I. L. R., 15 All., 29, distinguished ..	161
<b>G.</b>	
Gajrajmati Tiwarin v. Swami Nath Rai, I. L. R., 39 All., 18, referred to ..	395
Ganesh Krishn v. Madhavaray Ravji, I. L. R., 6 Bom., 75, referred to ..	86
Ganesh Singh v. Debi Singh, I. L. R., 32 All., 377, referred to ..	43
Gaya Din v. Jhumman Lal, I. L. R., 37 All., 400, distinguished ..	233
Ghulappa bin Balappa v. Raghavendra Swamirao, I. L. R., 28 Bom., 388, followed ..	719
Girdhari Chaubo v. Ram Baran Misir, 14 A. L. J., 85, followed ..	718
Girish Chunder Dey v. Juramani De, 5 C. W. N., 88, dissented from ..	721
Girja Bai v. Sadashiv Dhundhiraj, I. L. R., 43 Calc., 1031 ; I. L. R., 43 I.A., 151, followed ..	498
Gnanasambanda Pandara Sannadhi v. Venu Pandaram, I. L. R., 23 Mad., 271, followed ..	640
Gous Mahomed v. Khawas Ali Khan, I. L. R., 23 Calc., 450, referred to ..	77
Grish Chunder Lahiri v. Shoshi Shikhreswar Roy, I. L. R., 27 Calc., 951 ; I. L. R., 27 I. A., 100, referred to ..	65
<b>H.</b>	
Hajee Syud Mahomed v. Mussamat Ashruf-oon-nissa, I. L. R., 5 Calo., 759, referred to ..	35
Harendra Lal Roy Chowdhuri v. Haridas Debi, I. L. R., 41 Calo., 972, referred to ..	529
Har Prasad v. Abdul Rahman, Weekly Notes, 1905, p. 44, referred to ..	390
Har Prasad v. Pandurang, Weekly Notes, 1905, p. 260, referred to ..	615
Haswa v. Mahbub, 8 A. L. J., 645, referred to ..	492
Hedlit Khasia v. Karan Khasiani, 15 C. L. J., 241, referred to ..	27
Hurriah Chunder Chowdhry v. Kalisunderi Debi, I. L. R., 9 Calc., 482, referred to ..	151
Huthasanan Nambudri v. Parameswaran Nambudri, I. L. R., 22 Mad., 209, referred to ..	721
<b>I.</b>	
Imperatrix v. Sirsapa, I. L. R., 4 Bom., 15, distinguished ..	899
Indarpal Singh v. Mewa Lal, I. L. R., 86 All., 264, referred to ..	45
Intu Miah v. Dar Bakhsh Bhuiyan, 15 C. W. N., 798, referred to ..	26
Ishar Das v. Keshab Deo, I. L. R., 32 All., 657, referred to ..	492
Iswar Prasad v. Jaggannath Singh, Weekly Notes, 1906, p. 194, followed ..	710
Iyappa Nainar v. Manikka Asari, 27 Indian Cases, 241, referred to ..	171

## TABLE OF CASES CITED.

vii

Page.

## J.

Jagan Nath v. Milap Chand, I. L. R., 28 All., 722, referred to ..	462
Jagannath v. Ajudhia Singh, I. L. R., 35 All., 14, referred to ..	715
Jagannath v. Ram Nath, 12 A. L. J., 913, referred to ..	529
Jamnadas Chhabildas v. Sorabji Kharsedji, I. L. R., 16 Bom., 27, followed ..	552
Janki Kuat v. Sarup Rani, I. L. R., 17 All., 99, not followed ..	228
Jawahir v. Neki Ram, I. L. R., 37 All., 189, followed ..	611
Jhapajhannessa Bibi v. Bama Sundari Chaudhurani, 16 C. W. N., 1042, followed ..	356
Jhingai Singh v. Ram Partab, I. L. R., 31 All., 150, referred to ..	614
Jiwan Ali Beg v. Basa Mal, I. L. R., 9 All., 108, referred to ..	78

## K.

Kadhu Singh v. Baljit Singh, I. L. R., 29 All., 423, referred to ..	492
Kamta Nath v. The Municipal Board of Allahabad, I. L. R., 28 All., 196, referred to ..	388
Kanhai v. Tilak, 16 Indian Cases, 42, distinguished ..	542
Ketaboi v. Queen-Empress, I. L. R., 27 Calc., 993, dissented from ..	140
Ketokey Churan Banerji v. Sreemutty Sarat Kumari Debee, 20 C. W. N., 995, distinguished ..	157
Khub Chand v. Kalian Das, I. L. R., 1 All., 240, referred to ..	43
King-Emperor v. Abdul Wahid, I. L. R., 34 All., 98, referred to ..	283
Kishan Lal v. Umrac Singh, I. L. R., 30 All., 146, referred to ..	45
Koer Hashmat Rai v. Sunder Das, I. L. R., 11 Calo., 396, dissented from ..	487
Kollipara Seetapathy v. Kankipati Subbayya, I. L. R., 33 Mad., 323, followed ..	101
Kullan v. Emperor, I. L. R., 32 Mad., 173, followed ..	307
Kumud Nath Roy Chowdhury v. Jotindr a Nath Chowdhury, I. L. R., 38 Calo., 394, referred to ..	25
Kuray Mal v. Puran Mal, I. L. R., 2 All., 565, followed ..	621

## L.

Lavergne v. Hooper, I. L. R., 8 Mad., 149, referred to ..	126
Lecky v. The Bank of Upper India, Ltd., I. L. R., 33 All., 529, distinguished ..	308
London Association for the Protection of Trade v. Greenlands [1916] 2 A. C., 15, referred to ..	571
Lutawan v. Lachya, I. L. R., 36 All., 69, referred to ..	494

## M.

Madho Prasad v. Dobi Dial, Weekly Notes, 1891, page 168, referred to ..	42
Madho Prasad v. Meharbau Singh, I. L. R., 18 Calo., 157 : L. R., 17 I. A., 194, referred to ..	505
Madho Prasad Singh v. Baij Nath, Weekly Notes, 1905, page 152, referred to ..	44
Madho Ram v. Durga Prasad, I. L. R., 33 All., 4, followed ..	366
Madho Ram v. Nihal Singh, I. L. R., 38 All., 21, overruled ..	344
Maharaj Tewari v. Har Charan Rai, I. L. R., 26 All., 144, referred to ..	614
Mahabeer Prasad v. Ramyad Singh, 12 B. L. R., 90 : 20 W. R., 192, referred to ..	504
Mahomed Musa v. Aghore Kumar Ganguli, I. L. R., 42 Calo., 801, referred to ..	425
Malkarjun v. Narhari I. L. R., 25 Bom., 337, distinguished ..	12
Manbahal Rai v. Gopal Misra, Weekly Notes, 1901, p. 57, referred to ..	487
Mangal Sen v. Rup Chand, I. L. R., 18 All., 324, followed ..	218, 220
Mangalathammal v. Narayanaswami Aiyan, I. L. R., 80 Mad., 461, referred to ..	860
Mangli Prasad v. Debi Din, I. L. R., 19 All., 499, referred to ..	884
Mangli Prasad v. Debi Din, I. L. R., 19 All., 499, referred to ..	462

## Page.

Manomohini Chowdhurani v. Nara Narayan Rai, 4 C. W. N., 456, referred to	..	28
Mata Din v. Jamina Das, I. L. R., 27 All., 691, followed ..	..	166
Marudamuthu Nadan v. Srinivasa Pillai, I. L. R., 21 Mad., 128, referred to	..	7
Mathura Prasad v. Ram Charan Lal, I. L. R., 37 All., 208, referred to	..	28
Moti Chand v. Ikram-ullah Khan, I. L. R., 39 All., 178, referred to ..	..	649
Mugun Chunder Chuttoraj v. Surbessur Chuckerbutty, 8 W. R., 479, referred to	..	64
Muhammad Sadiq v. Laute Ram, I. L. R., 23 All., 291, referred to ..	..	472
Muhammad Sulaiman Khan v. Muhammad Yar Khan, I. L. R., 11 All., 267, referred to ..	..	644
Muhammad Suleman Khan v. Fatima, I. L. R., 9 All., 104, referred to ..	..	615
Muhammad Wajib-ullah v. Jai Narain, I. L. R., 36 All., 529, referred to ..	..	119
Mukta Prasad v. Mahadeo Prasad, I. L. R., 38 All., 327, distinguished ..	..	229
Mul Chand v. Murari Lal, I. L. R., 36 All., 8, referred to ..	..	270
Munna Singh v. Gajadhar Singh, I. L. R., 5 All., 577, distinguished ..	..	118
Munshi v. Daulat, I. L. R., 29 All., 262, followed ..	..	621
Murti v. Bhola Ram, I. L. R., 16 All., 165, referred to ..	..	511
Mustafa Khan v. Shadi Lal, 10 Oadh Cases, S1, referred to ..	..	721

## N.

Naim-ullah Khan v. Ihsan-Ullah Khan, I. L. R., 14 All., 226, followed ..	..	192
Nandan Pat Tewari v. Radha Kishun Kalwar, 5 Indian Cases, 664, distinguished ..	..	710
Nanomoni Babuasini v. Modhum Mohun, I. L. R., 18 Calc., 21; L. R., 13 I. A., 1, referred to ..	..	447
Narain Das v. Lalita Prasad, I. L. R., 21 All., 269, referred to ..	..	462
Nathu Mal In re—, I. L. R., 24 All., 315, distinguished ..	..	616
Nathu Ram v. Emperor, 15 A. L. J., 270, distinguished ..	..	616
Negi Puran v. Hira Singh, 6 A. L. J., 338, referred to ..	..	492
Nidamirthi Krishnamoorthy v. Garigiparti Ganapatilingam, 24 Indian Cases, 741, referred to ..	..	410
Nistarini Debi v. Chandi Dasi Debi, 12 C. L. J., 423, referred to ..	..	86
Nobocomar Mookhopadhyay v. Siru Mullik, I. L. R., 6 Calc., 94, referred to ..	..	86
Norender Narain Singh v. Dwarka Lal Mundur, L. R., 5 I. A., 18, referred to ..	..	721

## P.

Palakdhari Rai v. Mankaran Rai, 7 A. L. J., 598, referred to ..	..	28
Parbutty Nath Roy Chowdhry v. Mudho Paroo, I. L. R., 3 Calc., 276, referred to ..	..	86
Parmeshwar Singh v. Kailishpati, 1 Patna L. J., 336, dissented from Patts. In re—; Ex parte Taylor [1898] 1 Q. B., 648, distinguished ..	..	617
Fetherpermal Chatty v. Munianandy Servai, I. L. R., 35 Calc., 551, referred to ..	..	211
Phul Chand v. Ganga Ghulam, I. L. R., 21 All., 450, distinguished ..	..	685
Pilu v. Babaji, I. L. R., 34 Bom., 165, referred to ..	..	866
Pitam Mal v. Sadiq Ali, I. L. R., 24 All., 229, referred to ..	..	7
Ponnappa Pillai v. Pappuvayyangar, I. L. R., 4 Mad., 1, referred to ..	..	491
Prins v. Murray and Co., 23 Indian Cases, 935, followed ..	..	48
Public Prosecutor v. Mushunooru Suryanarayana Moorty, 18 Indian Cases, 833, referred to ..	..	309
Punchanun Bundopadhyay v. Rabia Bibi, I. L. R., 17 Calc., 711, referred to ..	..	164
Purna Chandra Bakshi v. Nobin Chandra Gangopadhyay, 8 C. W. N., 362, referred to ..	..	49
	..	529

## TABLE OF CASES CITED.

ix

Page.

## R.

R. v. Plummer [1902] 2 K. B., 339, referred to ..	..	350
Raghoo Pandey v. Kassy Paroy, I. L. R., 10 Calo., 73, referred to ..	..	198
Rahim Baksh v. Muhammad Hafiz, 10 Indian Cases, 319, referred to ..	..	462
Raj Kumar Roy v. Hara Krishna Chakravarti, 10 Indian Cases, 355, referred to ..	..	12
Raja Simhadri Appa Row v. Ramachandru, I. L. R., 27 Mad., 63, followed ..	..	719
Rajputana Malwa Railway Co-operative Stores, Limited, v. The Ajmer Municipal Board, I. L. R., 32 All., 491, referred to ..	..	322
Ralli v. Fleming, I. L. R., 8 Calc., 417, referred to ..	..	126
Ramanadhan Chetti v. Narayanan Chetty, I. L. R., 27 Mad., 602, referred to ..	..	24
Ramanathan Chetty v. Murugappa Chetty, I. L. R., 27 Mad., 192, and, in appeal, 29 Mad., 283, referred to ..	..	656
Rambhaj v. Devia, Punj. Rec., 1881, p. 296, distinguished ..	..	511
Ram Chandra v. Ganesh, I. L. R., 28 Bom., 382, dissented from ..	..	218, 220
Ram Dayal v. Suraj Mal, 23 Indian Cases, 891, referred to ..	..	487
Ram Dhani Sahu v. Lalit Singh, I. L. R., 81 All., 328, followed ..	..	398
Ram Gobind v. Sri Thakurji Maharaj, 11 A. L. J., 230, referred to ..	..	170
Ramhit Rai v. Satgur Rai, I. L. R., 3 All., 247, distinguished ..	..	861
Ram Kirpal v. Ram Kuari, I. L. R., 6 All., 269, referred to ..	..	681
Ram Pershad v. Harbans Singh, G. O. L. J., 158, referred to ..	..	35
Ram Prasad Malla. <i>In re</i> —, I. L. R., 37 Calc., 13, referred to ..	..	669
Rangan. <i>In re</i> —, I. L. R., 36 Mad., 96, followed ..	..	140
Read v. Brown [1888] 22 Q. B. D., 128, referred to ..	..	511
Regina v. Kalubhai Meghabhai, 7 Bom., H. C. Rep., Crown Cases, p. 35, followed ..	..	296

## S.

Sabta Prasad v. Dharam Kirti Saran, I. L. R., 35 All., 107, referred to ..	..	492
Sakharam Narayan v. Gopal Lakshuman, I. L. R., 10 Bom., 656 (note), not followed ..	..	621
Sankara Bhatta v. Subraya Bhatta, I. L. R., 30 Mad., 535, referred to ..	..	24
Sankararama Aiyar v. Padmanabha Aiyar, 23 M. L. J., 373, followed ..	..	218, 220
Sarju Prasad v. Mahadeo Prasad, I. L. R., 37 All., 450, followed ..	..	360
Sayedha Khatoon v. Dal Singh, I. L. R., 36 All., 238, referred to ..	..	615
Seth Chand Mal v. Durga Dei, I. L. R., 12 All., 313, referred to ..	..	49
Shajan Bibi v. Saffir-ud-din, 26 Indian Cases, 412, referred to ..	..	25
Shambhu Singh v. Daljit Singh, I. L. R., 38 All., 243, distinguished ..	..	472, 473, 474
Shama Sundram Iyer v. Abdul Latif, I. L. R., 27 Calc., 61, referred to ..	..	410
Shankar Prasad v. Jalpa Prasad, I. L. R., 16 All., 371, referred to ..	..	284
Shanto Chandar Mukerji v. Nain Sukh, I. L. R., 23 All., 355, referred to ..	..	119
Sheobarut Singh v. The Bengal and North-Western Railway Company, 16 C. W. N., 766, referred to ..	..	422
Sheo Narain v. Mata Prasad, I. L. R., 27 All., 73, overruled ..	..	54
Shoopal v. King-Emperor, 16 Oudh Cases, 886, dissented from ..	..	295
Shiam Lai v. Oihaki Lal, I. L. R., 22 All., 220, overruled ..	..	54
Shohrat Singh v. Bridgeman, I. L. R., 4 All., 376, referred to ..	..	644
Sidebotham. <i>Ex parte</i> —, 14 Ch. D., 458, referred to ..	..	156
Sivagami Achi v. Subrahmania Ayyar, I. L. R., 27 Mad., 259, followed ..	..	416
Sonatun Bysack v. Sreemutty Juggutsoondree Dossee, 8 Moo., I. A., 66, referred to ..	..	317
guished ..	distin-	559
Sri Baman Lalji Maharaj v. Sri Gopal Lalji Maharaj, I. L. R., 19 All., 428, referred to ..	..	656
Sri Thakurji Maharaj v. Lachmi Narain, 11 A. L. J., 212, referred to ..	..	170
Subhayya v. Bhavani, 24 Indian Cases, 890, followed ..	..	240
Sukhdeo Singh v. The District Magistrate of Muzaffarpur, 2 Patna L. J., 1, dissented from ..	..	668, 669

## TABLE OF CASES CITED.

		Page.
Sundar Lal <i>v.</i> King-Emperor, 6 A. L. J., 796, referred to .. ..	666	
Swinbanks, <i>Ex parte</i> —, 11 Ch. D., 525, referred to .. ..	632	
<b>T.</b>		
Toogood <i>v.</i> Spyring, 1 C. M. and R., 181, referred to .. ..	571	
<b>U.</b>		
Umrao Singh <i>v.</i> Hardeo, I. L. R., 29 All., 418, distinguished .. ..	611	
Usman Khan <i>v.</i> N. Dasanna, I. L. R., 37 Mad., 545, referred to .. ..	426	
Uttam Singh <i>v.</i> Hukam Singh, I. L. R., 36 All., 112, referred to .. ..	243	
<b>V.</b>		
Velayadain Chetty <i>v.</i> Alangaran Chetty, 15 Indian Cases, 605, referred to .. ..	721	
<b>W.</b>		
Wafadar Khan <i>v.</i> Queen-Empress, I. L. R., 21 Calc., 955, referred to .. ..	352	
Ward <i>v.</i> Wallis [1900] 1 Q. B., 675, referred to .. ..	382	
Wazir Muhammad <i>v.</i> Hub Lal, I. L. R., 31 All., 813, referred to .. ..	667	
<b>X.</b>		
Yashvant Narayan Kamat <i>v.</i> Vithal Divakar Parulokar, I. L. R., 21 Bom., 267, distinguished .. ..	511	
Yellammal <i>v.</i> Ayyappa Naick, 23 M. L. J., 519, referred to .. ..	881	
<b>Z.</b>		
Zorawar Singh <i>v.</i> King-Emperor, 8 A. L. J., 1106, followed .. ..	716	