

# THE INDIAN LAW REPORTS

## LUCKNOW SERIES

CONTAINING

CASES DETERMINED BY THE CHIEF COURT OF OUDH AND BY THE JUDICIAL COMMITTEE OF THE PRIVY COUNCIL ON APPEAL FROM THAT COURT

#### REPORTED BY:

Privy Council

... C. SIDNEY SMITH, Gray's Inn.

Chief Court of Oudh

... BISHAMBHAR NATH SRIVASTAVA,

B.A., LL.B.

### VOLUME XIII-1938

#### ALLAHABAD:

PRINTED BY THE SUPERINTENDENT, PRINTING AND STATIONERY, AND PUBLISHED BY
THE GOVERNMENT BOOK DEPOT UNDER THE AUTHORITY OF THE
GOVERNOR OF THE UNITED PROVINCES

#### ERRATA

- Page 126, line 2 from bottom of Headnote, read "Rananjai" for "Ranjanlal".
- Page 389, line 5 of paragraph 1st of Headnote, add "rule" before "100".
- Page 425, line 1 of Headnote, read "(IX of 1908)" for "(X of 1908)".
- Page 485, line 5, read "no doubt" for "no about
- Page 494, line 1 of 3rd paragraph of Headnote, delete "(2)".
- Page 532, line 13, add "Act" after "Contract".
- Page 568, line 18, read "extend" for "etxend".

# JUDGES OF THE CHIEF COURT OF OUDH AT LUCKNOW

#### 1938

#### Chief Judge:

- 'The Hon'ble Sir Bisheshwar Nath Srivastava, Kt., O.B.E. (On leave from 1st January to 15th July, 1938, combined with vacation).
- The Hon'ble Mr. JUSTICE GEORGE HECTOR THOMAS. (From 28rd July, 1988).

### Acting Chief Judges:

- The Hon'ble Mr. JUSTICE GEORGE HECTOR THOMAS.

  (From 1st January to 14th May, 1938).
- The Hon'ble Mr. Justice Ziaul Hasan, Khan Bahadur. (From 20th to 22nd July, 1988).

#### Judges:

- The Hon ble Mr. JUSTICE GEORGE HECTOR THOMAS.

  (On leave from 16th to 21st July, 1938, combined with vacation. Worked on 22nd July, 1938).
- The Hon'ble Mr. JUSTICE ZIAUL HASAN, KHAN BAHADUR.

  (From 1st January to 14th April, 1938. On leave from 15th April to
  15th July, 1938, combined with vacation).
- The Hon'ble Mr. Justice A. H. de B. Hamilton, i.c.s.
- The Hon'ble Mr. JUSTICE R. L. YORKE, I.C.S. (From 27th January, 1938).

#### LAW REPORTING COMMITTEE

#### 1938

#### President:

The Hon'ble Mr. Justice Ziaul Hasan, Khan Bahadur.

#### Members:

SAIYID ALI MOHAMMAD, Advocate.

CHAUDHRI RAM BHAROSE LAL, Advocate.

MR. K. P. MISRA, Barrister-at-Law.

MR. B. K. DHAON, Barrister-at-Law.

Secretary and Law Reporter:

MR. BISHAMBHAR NATH SRIVASTAVA, Advocate.