



THE  
RANGOON LAW REPORTS

---

---

[1939] RANGOON

---

---

CONTAINING CASES DETERMINED BY THE HIGH COURT  
AT RANGOON AND BY THE JUDICIAL COMMITTEE OF  
THE PRIVY COUNCIL ON APPEAL FROM THAT COURT.

---

---

**Reported by**

*Privy Council* ... C. SIDNEY SMITH (*Gray's Inn*).

*High Court, Rangoon* { J. C. BILIMORIA (*Lincoln's Inn*), EDITOR.  
G. R. RAJAGOPAL (*Advocate*).

---

---

*Published under the authority of the Governor of Burma  
by the Supdt., Govt. Printing and Stationery, Burma, Rangoon.*



# THE HIGH COURT.

1st January to 31st December 1939.

---

## CHIEF JUSTICE.

Hon'ble Sir ERNEST HANDFORTH GOODMAN ROBERTS,  
Kt. (On leave from 1st to 26th August).

Hon'ble Sir MYA BU, Kt. (Officiating from 1st to 26th  
August).

## PUISNE JUDGES.

Hon'ble Sir MYA BU, Kt., *Barrister-at-Law* (On leave  
from 24th April to 24th May).

Hon'ble Sir JOHN MINTY BAGULEY, *Barrister-at-Law*,  
I.C.S. (On leave from 22nd April).

Hon'ble ARCHIE GERARD MOSELY, I.C.S.

Hon'ble BA U, *Barrister-at-Law*.

Hon'ble HERBERT FRANCIS DUNKLEY, *Barrister-at-Law*,  
I.C.S.

Hon'ble HERBERT HODDY MACKNEY, I.C.S.

Hon'ble HENRY BENEDICT LINTHWAITE BRAUND,  
*Barrister-at-Law* (On leave from 5th May.  
Appointed Judge of the High Court at Allahabad  
on 26th September).

Hon'ble REGINALD TAAFFE SHARPE, *Barrister-at-Law*  
(On leave from 22nd April to 26th August).

Hon'ble JOSEPH SHAW, *Barrister-at-Law* (On leave up  
to 10th February).

Hon'ble FREDERICK WILSON SPARGO, *Barrister-at-Law*,  
I.C.S. (Officiating up to 9th February and from  
22nd April to 26th August).

Hon'ble WILLIAM ALAN WRIGHT, I.C.S. (Officiating  
from 26th June to 26th August).

---

- U THEIN MAUNG, *Barrister-at-Law*, Advocate-General.
- U TUN BYU, *Barrister-at-Law*, Government Advocate.
- E. W. LAMBERT, Esq., *Barrister-at-Law*, Government Advocate (On leave from 12th January to 17th September).
- U MYINT THEIN, *Barrister-at-Law*, Government Advocate (from 14th January).

## ERRATA.

Page 16, line 3 from below *for* appear *read* appears.

Page 97, in the case title and shoulder notes *for* Saw Min *read* San Min.

Page 347, line 4, *for* to *read* of.

Page 445, caption notes, line 3; headnote, line 4 and judgment, line 2 from below *for* Order 31, rule 8 *read* Order 21, rule 38.

Page 718, line 2, *delele* the first pair of inverted commas.

Page 756, line 2, *for* plaintiff *read* defendant.

