

APPELLATE JURISDICTION (a)  
*Special Appeal No. 349 of 1866.*

NARÁYAN AYYAR.....*Special Appellant.*

LAKSHMI AMMÁL.....*Special Respondent.*

Section 348, Act VIII of 1859, is as applicable to Special as to Regular Appeals.

1866.  
 November 5.  
 S. A. No. 349  
 of 1866.

THIS was a special appeal from the decision of F. S. Child, the Civil Judge of Tinnevely, in Regular Appeal No. 410 of 1864, modifying the decree of the Principal Sadr Amin's Court of Tinnevely in Original Suit No. 6 of 1863.

*Srinivasachariyar*, for the special appellant, the 1st defendant.

*O'Sullivan*, for the special respondent, the plaintiff.

The Court made an order, from which the following is an extract :—

At the hearing of this appeal the special respondent proposed, under Section 348 of the code, to object to that part of the decision of the Civil Judge which is contained in paras. 17 and 18 of his judgment. This course was opposed by the special appellant, but we overruled the objection, as we considered that Section 348 is as applicable to special appeals as to regular appeals.