

# THE INDIAN LAW REPORTS CALCUTTA SERIES

CONTAINING

ASES DETERMINED BY THE HIGH COURT AT CALCUTTA AND BY THE JUDICIAL COMMITTEE OF THE PRIVY COUNCIL ON APPEAL FROM THAT COURT AND FROM ALL OTHER COURTS IN BRITISH INDIA (EXCEPT THE COURT OF THE JUDICIAL COMMISSIONER OF OUDH) NOT SUBJECT TO ANY HIGH COURT.

EDITOR

... B. D. BOSE, Barrister-at-Law (Offg.)

## REPORTERS:

HIVY COUNCIL

J. V. WOODMAN, Barrister-at-Law

S. C. GHOSE, Vakil, High Court.

J. CAMELL, Barrister-at-Law.

E. H. MONNIER, Barrister-at-Law.

... S. MITRA, Vakil, High Court.

S. A. A. ASGHUR, Barrister-at-Law.

C. E. BAGRAM, Barrister-at-Law.

O. MOSES, Barrister-at-Law (Offg.)

TICH COURT, CALCUTTA

ILI LIBRARY



## VOL. XXXVIII

## JANUARY TO DECEMBER 1911

Published, under the Authority of the Covernor-General in Council,
BY THE BOOK DEPOT BRANCH OF THE LEGISLATIVE
DEPARTMENT OF THE BENGAL SECRETARIAT,
WRITERS' BUILDINGS, CALCUTTA.

# THE HIGH COURT,

## 1911.

### Chief Justice:

THE HON'BLE SER LAWRENCE HUGH JENKINS, KT., K.C.I.E.

## Puisne Judges:

THE HON'BLE	JUSTICE SIR	RICHARD HARINGTON, BART.		
,,	" Sir	CECIL M. W. BRETT, KT., C.S.I.		
THE HON'BLE MR. JUSTICE H. L. STEPHEN.				
55	55	J. G. Woodroffe.		
,, (	JUSTICE SIR	ASHUTOSH MOOKERJEE, KT., C.S.I.		
,,	Mr. Justice	C. P. Caspersz.		
22	,,	H. Holmwood.		
55 ,	. ,	C. W. CHITTY.		
,,,	2 · 0 <b>&gt;5</b>	E. E. FLETCHER.		
55	2.5	S. Sharf-ud-din.		
55	33	H. R. H. COXE.		
,,	91	H. W. C. CARNDUFF.		
33	<b>53</b>	D. CHATTERJEE.		
,,	5.5	N. R. CHATTERJEA.		
,,	, ##	W. TEUNON $(Offg.)$		

THE HON'BLE MR. G. H. B. KENRICK, K.C., Advocate-General.

" B. C. MITTER, Standing Counsel.

#### ERRATA.

Page 1, line 1 (italics), for "s. 31A" read "s. 310A."

Page 20, line 32 (ref.), for "2 B. & A. D." read "2 B. & Ad."

Page 21, line 14, for "Stewart Lee" read "Stewart v. Lee."

Page 24, line 26, for "sequent" read "subsequent."

Page 48, line 11, for "to the" read "to be."

Page 49, line 34, for "be awarded" read "to be awarded."

Page 115, line 24, for "Muller & Co.'s" read "v. Muller & Co's."

Page 198, line 15, for "Sonatun" read "Sonamoni."

Page 274, line 22, for "constructing" read "construing."

Page 275, line 12, for "Banerji" read "Banerjee."

Page 309, line 21, for "honuorably" read "honourably."

Page 363, line 8, for "Harwood Baker" read "Harwood v. Baker."

Page 399, last line (ref.), for "Om. & Ha." read "O'M. & H."

Page 469, line 14, for "nephew" read "nephews."

Page 529, line 12, for "Multari" read "Muttaki."

Page 538, line 11, for "appellants" read "appellant."

Page 539, line 4, from bottom, for "respondents" read "appellant."

Page 705, line 26, for "in" read "on."

Page 719, line 30, for "in" read "on."

Page 720, line 10, for "to value" read "value."

Page 802, line 11, for "plaint" read "the plaint."