

**A DIGEST OF ALL
REPORTED CASES
NOT CONTAINED IN
THE "LAW REPORTS"**

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A Digest of All Reported Cases Not Contained in the "Law Reports" by Alfred Emden

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ALFRED EMDEN

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REPORTED CASES
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A Digest

OF ALL REPORTED

CASES NOT CONTAINED

IN THE

“LAW REPORTS,”

DECIDED BY

THE HOUSE OF LORDS AND PRIVY COUNCIL,
THE COURT OF APPEAL,
THE SEVERAL DIVISIONS OF THE HIGH COURT OF JUSTICE,
THE COURT OF BANKRUPTCY,
THE COURT FOR CROWN CASES RESERVED,
THE ELECTION PETITION JUDGES, ETC.,

TOGETHER WITH

A FULL SELECTION OF ALL DECISIONS OF IMPORTANCE

FROM THE

IRISH AND SCOTCH REPORTS,

AND

REFERENCES TO THE AMERICAN REPORTS OF STANDING;

AND ALSO

A TABLE OF CASES FOLLOWED, OVERRULED, OR SPECIALLY CONSIDERED,

AND

A COMPLETE INDEX TO EVERY REPORTED CASE.

FOR THE YEAR 1881.

BY

ALFRED EMDEN,

OF THE INNER TEMPLE, ESQ., BARRISTER-AT-LAW.

AUTHOR OF 'THE LAW RELATING TO BUILDING LEASES, BUILDING CONTRACTS, AND BUILDING.'



LONDON:

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27, FLEET STREET.

1882.

P R E F A C E.

THE title-page will sufficiently explain the scope and object of this book, which contains references to about 600 cases. It is hoped to continue the publication annually.

The Digest contains cases from the following English Reports:—The Law Journal, the Law Times, the Weekly Reporter, Aspinall's Maritime Law Cases, O'Malley and Harcourt's Election Petition Reports, Coltman's Registration Cases, Cox's Criminal Cases, the Justice of the Peace, and Neville and Macnamara's Railway Cases.

All decisions of interest to the English Lawyer reported in the Irish Law Reports have been included in the Digest. So also with the Scotch cases reported in the Court of Session and Judiciary Reports. Of some of the less important Scotch cases a reference only has been made to the subject-matter of the decision.

The late L. C. J. Cockburn, on referring to American decisions, said: "Although the decisions of the American Courts are, of course, not binding on us, yet the sound and enlightened views of American lawyers in the administration and development of the law—a law, except so far as altered by statutory enactment, derived from a common source with our own—entitle their decisions to the utmost respect and confidence on our part." * References, therefore, have been added to the subject-matter of all decisions, which are likely to be of use or of general interest, from "Otto's Reports" of the Supreme Court of the United States, and the "American Reports" of decisions in Courts of last resort in the several States.

The above method of referring to the American and some of the Scotch decisions affords a means of incorporating many cases which otherwise it would be necessary to omit for want of space, and it will, it is thought, be sufficient for the guidance of the practitioner to the Reports.

The Index to the Cases for the year is complete, and contains the name of, and all the references to, every decision (except only the American Cases), whether reported in the Law Reports or elsewhere.

I have to thank my friend, Mr. HERBERT THOMPSON, M.A., of the North-Eastern Circuit, for very useful assistance.

A. E.

7, NEW SQUARE, LINCOLN'S INN.
June 1882.

* L. R. 5 C. P. D. 303.

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LIST OF ABBREVIATIONS.

Amer. R.	<i>indicates</i>	THE AMERICAN REPORTS.
App. Cas.	"	APPEAL CASES (LAW REPORTS)
Asp. M. L. C.	"	ASPINALL'S MARITIME LAW CASES (NEW SERIES).
Ch. D.	"	CHANCERY DIVISION (LAW REPORTS).
Colt.	"	COLTMAN'S REGISTRATION CASES.
C. P. D.	"	COMMON PLEAS DIVISION (LAW REPORTS).
C. C. R.	"	COURT FOR CROWN CASES RESERVED.
C. A.	"	COURT OF APPEAL
C. of S. Cas.	"	COURT OF SESSION CASES. (RETTIE.) FOURTH SERIES.
C. of S. Cas. (Just.)	"	Id., COURT OF JUSTICIARY.
Cox, C. C.	"	COX'S CRIMINAL LAW CASES.
Ex. D.	"	EXCHEQUER DIVISION (LAW REPORTS).
H. L. C.	"	HOUSE OF LORDS (LAW REPORTS).
Ir.	"	IRISH.
J. P.	"	JUSTICE OF THE PEACE.
L. J.	"	LAW JOURNAL.
L. T.	"	LAW TIMES (NEW SERIES).
M. C.	"	MAGISTRATES' CASES.
Nev. & Mac.	"	NEVILLE AND MACNAMARA'S RAILWAY AND CANAL TRAFFIC CASES.
N. S.	"	NEW SERIES.
O'Mall. & Hard.	"	O'MALLEY AND HARDCASTLE'S ELECTION PETITION REPORTS.
Otto	"	OTTO'S REPORTS OF THE SUPREME COURT OF THE UNITED STATES.
P. C.	"	PRIVY COUNCIL.
P. D.	"	PROBATE DIVISION (LAW REPORTS.)
Q. B. D.	"	QUEEN'S BENCH DIVISION (LAW REPORTS).
Sc.	"	SCOTCH.
U. S.	"	UNITED STATES.
W. N.	"	WEEKLY NOTES.
W. R.	"	WEEKLY REPORTER.



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