### 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**

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

**Trieste** 

### A Digest

Sec. 12.0

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#### 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, EQ., BARRISTEN-AT-LAW, AUTHOR OF 'THE LAW RELATING TO BUILDING LEASES, BUILDING CONTRAINTS, AND BUILDING.'

BLIOTHER, DEC IFR

LONDON:

WILLIAM CLOWES AND SONS, LIMITED, 27, FLEET STREET.

1882.

### PREFACE.

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 Hardcastle'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 Justiciary 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 subjectmatter 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. HEBBERT 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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