

eminent domain proceedings, but where a use for a special purpose is shewn on the part of the owner a reasonable allowance must be added in respect thereof.

Dodge v. The Queen, 38 Can. S.C.R. 140, applied.

John Thompson, K.C., for the Crown. *Andrew Haydon*, for defendants.

Province of Quebec.

SUPERIOR COURT.

Charbonneau, J.]

[March 8.

NURNBERGER v. CHOQUET AND ROBERTS.

Intoxicating liquors—License—Renewal—Trial.

Held, 1. The License Commissioners for the Province of Quebec, although endowed with ministerial functions, yet, in cases of oppositions to renewals of license certificates, exercise judicial duties, and such contestations must be heard and tried as any other case brought into Court.

2. The holder of a liquor license, the renewal of which is opposed, has the right to be heard in support of his claim for a renewal and to submit evidence in respect thereof, and a judgment rendered by license commissioners refusing a renewal to the license holder, but without his having been called upon to defend himself, is radically null and will be quashed on *certiorari*.

D. R. Murphy, K.C., for petitioner. *G. Désaulniers*, K.C., for respondent.

Province of Manitoba.

KING'S BENCH

Robson, J.]

MESSERVEY v. SIMPSON.

[March 5.

Parties—Partners joined in slander action—Irregularity.

As a rule there can be only one defendant in an action of slander, namely, the person who uttered the words complained of, and unless the plaintiff pleads that one defendant instructed