

SUPERIOR COURT, }  
MONTREAL. }

JAMES JOHNSTON,

*Plaintiff.*

VS.

JOHN S. HUNTER,

*Defendant.*

Plaintiff sues Defendant for libel and slander.

The declaration alleges that on the evening of the 4th, November 1872, at a public meeting held in St. Andrew's Church, Montreal, the Defendant, in the presence and hearing of the whole congregation, maliciously and without provocation falsely uttered and published the following words of and concerning the Plaintiff.

"I am sorry that some of the Congregation did not witness the scene that the Session had witnessed yesterday, when the minister was called a liar, after our most solemn services. Mr. Johnston called his minister a liar."

The Declaration further alleges that immediately after the making of said charge by Defendant the meeting became greatly incensed and showed signs of disapprobation, against Plaintiff.

That Plaintiff denied the truth of the charge, and called upon the Rev. Gavin Lang who presided at said meeting, and upon another Elder then present to testify to its falsity without avail.

That the defendant neither withdrew nor explained said defamatory statement during the subsequent part of the meeting, and that Plaintiff became the victim of an erroneous impression resulting in the passing of a resolu-