

BELL v. ROGERS—BRITTON, J.—APRIL 17.

*Judgment Debtor—Refusal to be Sworn or Examined—Motion to Commit for Contempt—Dismissal—Order for Further Examination.*—Motion by the plaintiff to commit the defendant for contempt in refusing to be sworn and refusing to answer lawful questions to be put to him upon his examination as a judgment debtor. The learned Judge said that, upon the papers filed and what was stated upon the argument, it was clear that a case has not been made for an attachment; and the motion should be dismissed, but, in the circumstances, without costs. It was equally clear that the plaintiff was entitled to have a further examination of the defendant as a judgment debtor; and the plaintiff should not be put to the additional expense of making a special application for an order for such further examination. Order made (as in Chambers) that, upon an appointment being taken out and served upon the defendant, and upon his being paid his conduct-money, the defendant should attend pursuant to such appointment, and answer all such lawful questions as might be put to him upon such examination as a judgment debtor. J. P. MacGregor, for the plaintiff. M. L. Gordon, for the defendant.