

tenant under the lease; why should he be dispossessed by dissidents from the principles of the Young People's Society?

For the same reason the money held in *medio* and now paid into Court should be paid to him in preference to the claim of the plaintiffs to control it; he giving the security required by the rules.

The plaintiffs have no claim for damages for loss of exclusive possession as against the defendants. The counterclaim for damages made by the defendants against the plaintiffs cannot be maintained on the present record, nor do I encourage such claim to be made, though I do not foreclose that claim as the suit is now constituted. The socialistic party were at first in possession under the authority of the County Judge till his judgment was reversed; and during that time I do not know, nor has it been proved, who were then the ostensible legal possessors and occupiers of the hall. The body of officers is changed every six months—those on the record were the ones elected in December, 1913—the month in which the defendants obtained possession—who were the officers in the interval is not in evidence, and I do not know that they are the parties before me. My dismissal of the case with costs will be without prejudice to this claim for damages, if further litigation is sought.

I stated my general view of the situation at the trial; I adopt what I then said and make it part of my definitive judgment.