

SUPREME COURT.

Condensed for the Church Times.

JOHN Q. GEIKIE, vs. ALEXANDER ELLIOTT. Hon. J. W. Johnston and J. W. Elliott, Esqs. Hon. J. B. Uniacke & B. Macloch, Esqs.

As the public interest has been excited to an unusual pitch, with reference to the above cause, recently decided in our Supreme Court, before Mr. Justice Halliburton, we think a slight sketch of the proceedings will not be uninteresting to our readers, especially when we consider the standing of the respective parties...

Mr. Johnston the counsel for the Plaintiff, opened the case by reading the declaration, which embodied the grounds of complaint in the action. It sets out in the first place, that Mr. Geikie is, and still is a Minister of the Congregational Church of this city, and as such, has always borne an unblemished character.

Mr. Johnston, in his opening, dwelt at some length and in his usual eloquent and impassioned style, upon the different positions occupied by the parties in this suit. He pictured his client, Mr. Geikie, as a Minister of the Gospel, without the influence of family or money...

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The evidence on the part of the Plaintiff, chiefly went to substantiate the facts as set out in the declaration. Upon the close of the Plaintiff's case, the Defendant's Counsel applied for a nonsuit, which was overruled by the Court.

The Attorney-General then commenced the case for the defence, and proceeded to call his witnesses, the principal one being Capt. Shortland, the passport of whose testimony was to show that Mr. Elliott acted under the direction of him, Capt. L. his superior officer, and that he had just and reasonable cause for suspicion.

The Attorney-General closed the defence, relying chiefly on the existence of probable cause for Mr. Elliott's proceedings.

Mr. Johnston in reply, made a forcible and argumentative speech of some three hours duration, in which he reviewed the evidence on both sides, commencing very severely on the manner in which Capt. Shortland gave his testimony, and citing various cases from the books analogous to the present one, with regard to the question of probable cause, the non-existence of which formed the very ground work of

the present action. As this speech is being reported more fully in the columns of a contemporary, it is unnecessary to enter more into particulars, which indeed our limited space forbids.

The learned Judge charged in a clear and forcible style, - he differed from the counsel on both sides as to the question of probable cause, being the province of the Jury to decide, and took upon himself to say, that there was no probable cause; the only question for the jury then was, the amount of damages; he ordered them to be liberal but at the same time just. After three hours absence, the Jury returned with a verdict for Plaintiff. - Damages £400.

ST. PAUL'S COMMITTEE D. C. S.

Wednesday evening last, being the appointed time for the annual meeting of the Local Committee of the Diocesan Church Society, the Rev. E. Martin, by previous arrangement, delivered a Missionary Lecture in St. Paul's. The text was from Isaiah ii. 2 and following verses, and the subject matter the conversion of the world at the second coming of the Saviour.

The annual meeting of the Committee was held at the National School, after the service at the Church. The Ven. the Archbishop took the Chair, and offered prayer. The Report was read, which conveyed the gratifying information of an increase of nearly one-fifth in the yearly receipt of funds...

DISASTROUS ACCIDENT. - Lunenburg, Nov. 1. - On Monday, 22d November, the house of Mr. Philip Ernst, residing at Northfield, County of Lunenburg, was burned down, and two sons of Mr. Ernst perished in the flames. The youngest (aged 7 years) who was alone when the fire broke out, was so alarmed that he crept into bed. The elder boy, aged 12, returned to the house to get his mother out but the roof fell in on them, and both were consumed. The parents were not at home. The fire originated in some hay in the cellar of the house, which was used as a stable.

LETTERS RECEIVED.

From Rev. J. T. Mooly - thanks for good wishes. The list at Yarmouth is certainly respectable, but we miss the names of some well known friends, and liberal contributors to all Church objects. We hope they will soon regard our paper as one of these. If, as our Brother observes, we had even 25 Subscribers from each Parish we would not complain. From Rev. Mr. Snyder, Malbone Bay, with new subscribers. We hope soon to have the promised one - Let Christmas (the giving season,) produce numerous accessions to this the only Church paper of the Diocese. We observe that a writer in one of the City Journals, who we suppose is a Christian, utters a very fervent wish that every one may have in his hands a publication printed in another Province. He wish that some equally earnest desires, and corresponding exertions, might be thought proper in behalf of a certain paper, now struggling for existence nearer home, where, it used to be said that "Charity begins."

A Correspondent wishes to know the Author of the following sentence, and upon what occasion was it written. "The tender flower of Evangelical sorrow grows best in the shade of His Cross." Whoever will give information will oblige a friend.

Married.

At Enfield Cottage, on the evening of the 9th Inst., by the Rev. William Bullock, Mr. Edward R. Jost, to Miss CATHERINE B., third daughter of the late John Ariz. On the 24th November, at St. Peter's Church, Yarmouth, by the Rev. F. J. Fillet, Mr. PETER CHOWELL, to MARY JANE HATFIELD.

On the 4th Inst., at the same place, by the same, Mr. GEORGE THOMAS CANS, to JANE MELANSON, both of St. Mary's Bay.

Shipping List.

ARRIVED.

Sunday, Dec. 6. - Ship Caroline, Adams, Quebec, 18 days, bound to Liverpool, G. B.; brig, Lord Latet, Jost, Quebec, 18 days; Melara, (N. Y.) Mitchell, Wallase. Monday, Dec. 7. - R. M. S. Merlin, Caplin, St. John's, N. F., via Sydney, 4 days; 20 passengers; Revenue schooner, bearing, Day, Swale Island, schrs. Mallow, Rowe, Berlin, N. F.; Perseverance, Curry, Blount, schrs. Combe, Reed, P. E. Island; Atlantic, Mulholland, do; Hope. Tuesday, Dec. 7. - Briget Glenara, Graham, St. John's, N. F., 7 days, schrs. Julia Eliza, Bird, Placentia, N. F., 6 days; Eliza, LeCointe, P. E. Island. Wednesday Dec. 8. - Ships, Margaret, Stirling, Mayaguez, 12 days; Victoria, Kingston, Jama., 27 days.

CLEARED.

Dec. 6. - Schr. Enterprise, Young, Sonris, P. E. Island. Dec. 7. - Steamer Ospray, Hunter, Bermuda; brig Victory, Bulley, Fortune Bay, N. F.; schrs. Mary Fairplay, Weeks, Charlottown, P. E. Island; Wasp, Lang, do; Tory, Nicholson, do. Dec. 8. - Brig Lady Ozle, Trinidad.

IN THE PRESS.

And will shortly be Published. SHADES OF THE HAMLET, AND OTHER POEMS, by Rev. ARCHIBALD GRAY, Rector of Digby. Subscriptions received by E. G. PELLER, Nov. 18.

Advertisements.

CUT NAILS! CUT NAILS!! 150 TONS OR 3000 Kegs of the above, from 14y to 47ly, of superior quality, for sale at 1/10 per ton. We at once advise our friends to purchase at the present price. In the coming Spring this article cannot be manufactured and sold under \$21.25 per ton, in consequence of the recent rise in the price of Iron. Samples sent to the country by Coach etc. Apply to EDWARD ALBRO & CO. Dec. 11 1852

COLONIAL CHURCH AND SCHOOL SOCIETY. SERMONS on behalf of this Society, will be preached on Sunday, 12th Dec. inst., at St. Paul's Church, in the morning by the Rev. Geo. W. Hill, and in the evening by the Rev. Dr. Manning, at the Chapel of Ease, in the afternoon by the Rev. F. Manning, and at Dartmouth Church in the morning by the Rev. T. Dunn, on which occasions Collections will be taken. The ANNUAL MEETING of the Halifax Association in aid of the C. C. and S. Society, will be held at TEMPERANCE HALL, on TUESDAY EVENING, 10th Instant, at which the Public are invited to attend. The Lord Bishop of Nova Scotia, one of the Patrons of the Association, will preside. Commence to be held at 7 o'clock, precisely. A Collection will be made in aid of the funds. Dec. 1. WILLIAM HOWE, Secy.

BETTER THAN THE BEST! BELCHER'S FARMER'S ALMANACK, FOR THE YEAR OF OUR LORD, 1853. FOR SALE BY THE SUBSCRIBER, No. 8, HOLLIS STREET, and at all the Book Stores in the City, containing a large amount of useful INFORMATION FOR THE FARMER. (Containing a complete DIRECTORY FOR THE NEW YEAR.) HULL, Nov. 20. C. H. BELCHER. The above Almanack can also be had bound and illustrated with an engraved view of A SCENE IN THE BAY OF ANNAPOLIS. BELCHER'S FARMER'S ALMANACK - This time has been revised and put out of the Press. It shows not the least decline in the quality and usefulness of the contents, through which it has attained the widest celebrity of any similar publication in Nova Scotia. The materials of Belcher's Almanack are so skilfully arranged, that the work presents a vast amount of information, useful to every body in a very compact and neat form, and the price is considerably under its intrinsic value. - Acad. Rev. Nov. 20.

NOTICE TO THE PUBLIC. GENERAL POST OFFICE, Halifax, 3rd December, 1852. HIS Excellency the Lieutenant Governor, in Council, having been pleased to approve of, and sanction, an agreement entered into by the Postmasters General of the United States and Nova Scotia, for the interchange of Mails by Steam Packet between Halifax and Boston, Notice is hereby given that Letters posted to be forwarded under this arrangement must, until further notice, be addressed - per steamer, per John Hickey. The Postage on Letters to the United States by this conveyance, will be 1/4 currency the ounce, prepayment optional. Newspapers will be forwarded free of charge. Letters for HAVANA, (Cuba) CHAGRES and PANAMA, New Grenada, will also be forwarded at the following rates, viz - To Havana 81. Cr. the 1/2 oz. Chagres 1s. 3d. Cu do. do. Panama 1s. 3d. Cr. do. do. Newspapers to do 11d. each. The Postage on Letters and Newspapers to the three above named places must be prepaid. Pamphlets and Newspapers from the United States, by this conveyance, if received in covers open at the ends, will be liable to 2 1/2 currency an ounce up to 6 ounces, and 1 1/4 for every additional ounce up to 16 ounces. The arrangement will commence, with the next trip of the Steamer Hickey. A. WOODGATE, P. M. General. Dec. 1.

ANNUALS FOR 1853, AND GIFT BOOKS FOR CHRISTMAS PRESENTS. NEW TOYS IN GREAT VARIETY. A LARGE AND ELEGANT ASSORTMENT OF THE ABOVE, well suited for Tokens of Remembrance, and Gifts at Christmas.

ALSO, YANKEE COMIC ALMANACKS for 1853. Nugent's, Belcher's and Osgood's Almanacks - by the gross, dozen or single, at the cheapest rates. Orders from the Country, for any of the above, promptly attended to, on the most favourable terms. Advertisements of SCHOOL BOOKS, and WRITING PAPERS, and Plain and Fancy STATIONERY of every description, are usually published at the NOVA SCOTIA BOOK & STATIONERY STORE, No. 21, Granville Street, Halifax. The Nova Scotia Public are respectfully solicited to patronize. WILLIAM GOSSIP, November 27.

UNIVERSITY OF WINDSOR. ENGLISH PRIZE ESSAY. The subject for this Year is - "The advantages of a liberal education for all persons, whether intending to devote themselves to one of the learned professions or otherwise." The Essays are to be sent in to the President of the College on the day of Meeting after the Easter Vacation, 1853 and the Prize will be delivered to the Successful Candidate at the ensuing Exercise, when he will read his Essay in the Hall. The Prizes open to the competition of all Members of the University who have completed their 3rd year, and have not entered upon their 25th Term; at this date. Each Essay is to be distinguished by a Motto, and to be accompanied by a sealed paper, bearing the name of the author, and containing the name of the writer. October, 1852.