

*A. B. Hudson and Craig, for plaintiffs. Munson, K.C., and Haffner, for defendants.*

Full Court.] THE KING v. SHARPE. [May 10.

*Criminal law—Summary trial of indictable offence—Assault occasioning actual bodily harm—Jurisdiction of police magistrate.*

Although a police magistrate, who is not one of those officials to whom power is given by sub-s. 2 of 777 of Crim. Code as amended in 1909, to try summarily offences which might, in Ontario, be tried at a Court of General Sessions of the Peace, has power under par. (c) of s. 773, to try summarily a charge of unlawfully wounding or inflicting grievous bodily harm, an offence which is indictable under s. 274, yet he has no power to try summarily a charge of assault occasioning actual bodily harm, as that offence, made indictable by s. 295, although of a similar and less serious nature, is not one of those specified in s. 773.

*Hoskin, K.C., for defendant. Patterson, K.C., for the Crown. A. B. Hudson, for the private prosecutor.*

Full Court.] [May 22.

PARKS v. CANADIAN NORTHERN RY. CO.

*Railway company—Liability for animals killed on track—Fences—Negligence.*

Appeal from decision of Mathers, C.J., noted vol. 46, p. 749, dismissed with costs.

Full Court.] [May 22.

ANDERSON v. CANADIAN NORTHERN RY. CO.

*Negligence—Master and servant—Injury to employee caused by negligence of fellow employee intrusted with superintendence—Liability of employer at common law—Workmen's Compensation for Injuries Act—Railway Act, R.S.C. 1906—Limitation of actions.*

The plaintiff's claim was for injuries sustained by the explosion of some dynamite while he was thawing it for use in blasting out hard pan in a gravel pit under the superintendence of one Campbell, a roadmaster in defendant's employ. In an-