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## *CURRENT TOPICS AND CASES.*

In *Bank of British North America & Stewart*, Court of Queen's Bench, Montreal, January 26, 1892, an important question of jurisdiction was decided. The cause of action arose at St. John, New Brunswick. The action against the Bank was purely personal, being for damages, and the question, raised by declinatory exception, was whether the Bank, being a foreign corporation, with head office at London, England, could be summoned at Montreal, and whether service on the manager at the office of the Bank in Montreal was equivalent to a personal service. Art. 27, C. C., says that "aliens, although not resident in Lower Canada, may be sued in its Courts for the fulfilment of obligations contracted by them even in foreign countries." The majority of the Court held that this article gives jurisdiction as to actions in Quebec against foreign corporations. Then, as to the summons at Montreal, Art. 34 of the Code of Procedure says, "in matters purely personal, the defendant may be summoned either (1) before the Court of his domicile; (2) before the Court of the place where the demand is served upon him personally." The majority of the Court held that the principal establishment in the province, of a foreign corporation doing business therein, is its domicile within the meaning of this article. And, secondly, that a service at