

FIRST DIVISIONAL COURT.

OCTOBER 25TH, 1916.

PEPPIATT v. REEDER.

*Damages—Deceit—Measure of Damages—Method of Estimating—
Master's Report—Appeal—Reference back—Costs.*

Appeal by the plaintiff from the order of RIDDELL, J., 10 O.W.N. 263.

The appeal was heard by MEREDITH, C.J.O., MACLAREN, MAGEE, and HODGINS, J.J.A.

Edward Meek, K.C., for the appellant.

J. J. Gray, for the defendant, respondent.

THE COURT allowed the appeal and limited the scope of the reference back to the Master. No costs of the appeal to either party.

FIRST DIVISIONAL COURT.

OCTOBER 25TH, 1916.

COTTON v. ONTARIO MOTOR CO.

Nuisance—Injunction—Temporary Suspension—Damages.

Appeal by the defendants from the judgment of MASTEN, J., at the trial, awarding the plaintiff an injunction to restrain the appellants from carrying on their business at night, as they had been carrying it on, in the manufacture of munitions for the Imperial Munitions Board.

The appeal was heard by MEREDITH, C.J.O., MACLAREN, MAGEE, and HODGINS, J.J.A.

R. B. Henderson and C. C. Robinson, for the appellants.

A. C. McMaster and J. H. Fraser, for the plaintiff, respondent.

The judgment of the Court was delivered by MEREDITH, C.J.O., at the conclusion of the hearing. He said that the defendants, or one of them, had a contract with the Munitions Board for the supply of a large quantity of an appliance which formed part of a shell, and it also appeared that it was very important that these articles should be produced with as great rapidity as possible.

