

The
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TORONTO, JUNE 20, 1919.

No. 14

APPELLATE DIVISION.

SECOND DIVISIONAL COURT.

JUNE 10TH, 1919.

CRAVEN v. CAMPBELL.

*Fraud and Misrepresentation—Contract—Inducement—Evidence—
Reckless Statements—Delay in Asserting Rights—Absence of
Prejudice—Estoppel—Refusal of Leave to Amend—Rescission.*

Appeal by the defendant from the judgment of FALCONBRIDGE,
C.J.K.B., ante 71.

The appeal was heard by MEREDITH, C.J.C.P., RIDDELL and
LATCHFORD, JJ., and FERGUSON, J.A.

R. S. Robertson, for the appellant.

George Lynch-Staunton, K.C., for the plaintiff, respondent.

THE COURT dismissed the appeal with costs.

SECOND DIVISIONAL COURT.

JUNE 11TH, 1919

REX v. GRIFFITHS.

*Criminal Law—Keeping Common Gaming-house—Summary Trial
by Police Magistrate—Jurisdiction without Consent—Refusal of
Magistrate to State Case—Appeal—Criminal Code, secs. 226,
228, 773, 774—5 Geo. V. ch. 12, sec. 8—8 & 9 Geo. V. ch. 16,
sec. 2.*

The defendant was summarily tried and convicted by a Police
Magistrate for keeping a common gaming-house.

Section 773 of the Criminal Code provides that whenever any
person is charged before a magistrate . . . (f) with keeping