

ARMOUR, C.J.]

[December 12.]

STANDARD BANK v. FRIND & CO.

Partnership—Judgment against firm—Execution against alleged partner—Rules 756, 876—Method of determining liability.

Where an application is made under Rule 876 for leave to issue execution, upon a judgment against a firm, against an alleged member of the firm, who has not admitted that he was and has not been adjudged to be a partner, and who was not served as a partner with the writ of summons, and who disputes his liability, there is no power in the court or a judge, under Rule 756 or otherwise, to summarily determine the question of his liability; but an issue must be directed.

Tennant v. Manhard, 12 P.R. 619, overruled.
A. H. Marsh, Q.C., for the plaintiffs.
S. King for Paul Frind.

DIVISION COURTS SITTINGS

IN TORONTO, FOR 1892.

1st Division: A. McLean Howard, Clerk.

TUESDAYS.

January	5,	12,	19,	26	
February	2,	9,	16,	23	
March	1,	8,	15,	22,	29
April	5,	12,	19,	26	
May	3,	10,	17,	25,	31
June	7,	14,	21,	28	
July	5,	12,	19,	26	
September	6,	13,	20,	27	
October	4,	11,	18,	25	
November	1,	8,	15,	22,	29
December	6,	13,	20,	27	

10th Division: E. H. Duggan, Clerk.

THURSDAYS.

January	7,	14,	21,	28	
February	4,	11,	18,	25	
March	3,	10,	17,	24,	31
April	7,	14,	21,	28	
May	5,	12,	19,	26	
June	2,	9,	16,	23,	30
July	7,	14,	21,	28	
September	8,	15,	22,	29	
October	6,	13,	20,	27	
November	3,	10,	17,	24	
December	1,	8,	15,	22,	29

JURY CASES

FIRST DIVISION.

Wednesday,	24th February.
"	27th April.
"	22nd June.
"	21st September.
"	23rd November.

TENTH DIVISION.

Friday,	26th February.
"	29th April.
"	24th June.
"	23rd September.
"	25th November.

JUDGMENT SUMMONSES

Will be heard as follows: 1st Division, Mondays at 10 a.m.; 10th Division at 2 p.m., on January 18th, February 15th, March 14th, April 11th, May 9th, June 6th, July 4th, September 12th, October 10th, November 7th, December 5th.

Judges Chambers are held every Monday at 10 a.m.

WINTER ASSIZES.

Ottawa (civil and criminal), before Rose, J., Tuesday, 5th January, 1892.

London (civil cases only), before Armour, C.J., Wednesday, 6th January, 1892.

Hamilton (civil cases only), before MacMahon, J., Wednesday, 6th January, 1892.

Toronto (criminal), before Street, J., Wednesday, 6th January, 1892.

Toronto (civil), before Street, J., Wednesday, 13th January, 1892.

(It is expected that Street, J., will take the new list only, and that Boyd, C., will try the non-jury remanets.)

COUNTY OF YORK LAW ASSOCIATION LIBRARY.

Latest additions:

Byles (Rt. Hon. Sir J.), Bills of Exchange, etc., 15th ed., London, 1891.

Fisher (J.R.), and Strachan, (J.A.), The Law of the Press, London, 1891.

Garrett (E.W.), The Law of Nuisances, London, 1890.

Index to the Journals of the Legislative Assembly, 1852 to 1866.

Mews (J.), Criminal Law Digest, London, 1884.

Pope (H.M.R.), The Law and Practice of Lunacy, 2nd ed., London, 1890.

Russell (F.), The Law of Submissions and Awards, 7th ed., London, 1891.

Sessional Papers of the Dominion Parliament for 1891, 3 vols.

Short (F.H.), and Mellor (F.H.), Practice of the Crown Side of the Q.B.D., London, 1890.

Stephens (H.), The Law of Malicious Prosecutions, Philadelphia, 1889.