

INDICTMENT FOR WOUNDING WITH INTENT
BY SHOOTING; VERDICT OF "GUILTY
WITHOUT MALICIOUS INTENT;" MENS
REA.

(1) Upon the trial of an indictment for
wounding with intent to disable, a verdict
of "guilty without malicious intent" is
equivalent to a verdict of acquittal, al-
though the jury were instructed that if
intent to disable were negatived they might

still convict of the simple offence of wound-
ing. (2) Such verdict is to be construed as
a finding that the act of the accused which
resulted in wounding the complainant was
done without malice. [The King v. Slaugh-
enwhite (No. 1), 9 Can. Cr. Cas. 53, re-
versed.] Slaughterwhite v. The King; The
King v. Slaughterwhite (No. 2), 9 Can. Cr.
Cas. 173.