

**The**  
**Ontario Weekly Notes**

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APPELLATE DIVISION.

SEPTEMBER 27TH, 1915.

\*REX v. WEST.

*Criminal Law—Obstructing Peace Officer—Criminal Code, sec. 169—  
Summary Conviction by Police Magistrate—Indictable Offence—  
Option of Crown—Procedure—Mode of Trial—Consent of  
Accused—Secs. 773 (e) and 778 of Code.*

Appeal by the defendant from the order of MIDDLETON, J.,  
ante 9.

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

G. H. Kilmer, K.C., for the appellant.

J. R. Cartwright, K.C., and Edward Bayly, K.C., for the  
Crown.

THE COURT dismissed the appeal with costs.

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HIGH COURT DIVISION.

MIDDLETON, J., IN CHAMBERS.

SEPTEMBER 28TH, 1915.

\*RE MCNEILLY v. BENNETT.

*Division Courts—Territorial Jurisdiction—Cause of Action—Place  
where Arising—Contract—Correspondence—Transfer of Action  
—Prohibition—Mandamus.*

Motion by the plaintiff for an order prohibiting the transfer  
of this action from the First Division Court in the County of  
Wentworth to a Division Court (at Orillia) in the County of  
Simcoe, and for a mandamus to compel the Judge presiding in the  
Wentworth Division Court to hear and determine the action  
upon its merits.

\*This case and all others so marked to be reported in the Ontario  
Law Reports.