

f October following, and on
the summons in the suit was
as 16th the defendants filed
and gave notice of applica-
the bill for want of prose-
ground that the summons
en issued immediately after
the injunction order.

the plaintiffs were not in de
that they were not compell-
e summons in the suit pend-
, and that the application
ed. **NEW BRUNSWICK RAIL-**
AND BROWN v. KELLY.
K RAILWAY COMPANY AND
LY. (No. 2)..... 442
upon infant 243