

ENGLISH CASES.

EDITORIAL REVIEW OF CURRENT ENGLISH
DECISIONS.

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**CORPORATION DISSOLVED—BONA VACANTIA—CROWN, RIGHT OF, TO PROPERTY
OF DISSOLVED CORPORATION.**

In re Higginson (1899) 1 Q.B. 325, the question presented for adjudication was as to the ownership of a debt proved in bankruptcy by a statutory corporation which is subsequently dissolved. It was contended on behalf of other creditors of the bankrupt that on the corporation becoming defunct the proof should be expunged, and the assets of the bankrupt should be distributed among other creditors as if no such claim had been proved. The County Court Judge gave effect to this contention, but Wright, J., on appeal at the instance of the Crown, reversed this decision, holding that on the dissolution of the corporation the debt became bona vacantia, and as such vested in the Crown, who thus became entitled to the dividend payable in respect thereof. The learned Judge thinks the right of the Crown may be put in either of two ways, viz.: either as being an equitable right which the dissolved corporation, on proof of the claim, acquired to have all the bankrupt's assets applied to the pro rata payment of their creditors, which devolved, on the dissolution of the company, on the Crown as bona vacantia; or on the ground that the dissolved corporation became the cestui que trust of the bankrupt's assignees, and that the Crown took the place of the extinct cestui que trust. He rejected the argument that the Crown would claim the money as "unclaimed dividends" on the ground that an unclaimed dividend means a dividend which has been declared upon admitted and existing proofs, but which the person entitled to it neglects to claim.

**PRINCIPAL AND AGENT—AGENT ACCEPTING BRIBE—CONTRACT—NEW TRIAL—
SURPRISE.**

Shipway v. Broadwood (1899) 1 Q.B. 369 was an action to recover the price of a pair of horses sold and delivered by the plaintiff to the defendant. The defendant had agreed to buy a pair of horses, provided they were passed by one Pinkett, a veterinary surgeon, as sound. Pinkett certified the horses in