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balance of the partnership estate after payment of the debts of the firm, such balance shall be appropriated among the separate estates of the respective partners, according to their rights and interests therein, and as it would  
5 have been if the partnership had been dissolved without any bankruptcy; and the sum so appropriated to the separate estate of any partner shall be applied to the payment of his separate debts: And it shall be lawful for  
the Court to consolidate two or more commissions, where  
10 justice may so require, or the administration of the estates under such commissions be thereby facilitated.

Consolidating  
commissions.

LV. And be it enacted, That nothing in this Act contained shall prevent the Court, when two or more persons  
who are partners in trade as a firm reside in different Dis-  
15 tricts in this Province to that in which any commission of bankruptcy shall be prosecuted against such firm, from having jurisdiction over the said partner resident beyond the District, or over any partner of such firm resident without this Province, in case any of the partners in any  
20 firm so reside, as far as it relates to the interest or share of such partner of such firm, if such partner be included in such commission: And it shall and may be lawful for the Court to take and receive any examination or declaration, by means of a commission for that purpose, or  
25 otherwise take such proceedings in respect to such partner as may be necessary for the conformity of such partner to this Act.

Partners  
residing in  
different  
districts.

LVI. And be it enacted, That if any bankrupt, after the commencement of this Act, shall at the time of his  
30 bankruptcy be a member of a firm, it shall be lawful for the Court to authorise the assignee to commence or prosecute any action at law, or suit in equity, in the name of such assignee, and of the remaining partner, against any debtor of the partnership, and to obtain such judg-  
35 ment or decree, or order therein, as if such action or suit had been instituted with the consent of such partner, and if such partner shall execute any release of the debt or demand, such release shall be void: Provided that every such partner, if no benefit is claimed by him in virtue of  
40 the said proceedings, shall be indemnified against the payment of any costs in respect of such action or suit, and it shall be lawful for the Court, on the application of such partner, to direct that he may receive so much of the proceeds of such action or suit as such Court shall  
54 direct.

Court may  
authorise  
proceedings  
at law in the  
name of a  
firm.

LVII. And be it enacted, That the assignee shall at  
such time as shall be appointed by the Court, within six  
months from the issuing of the commission, call a meet-  
ing of the creditors of the bankrupt, by notice to be  
50 published in such manner as the Court shall direct, at which meeting the creditors who have not before proved

First dividend