

judgment was respited, and the prisoner released on bail. The question was whether the prisoner could properly be convicted of felony.

The Court held that there had been a conviction on April 23, 1888, and that the prisoner could, upon the indictment on which she was charged with uttering counterfeit coin on January 11, 1894, be properly convicted of felony.

Conviction affirmed.

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LONDON, April 21, 1894.

[*Crown Case Reserved.*]

Coram LORD COLERIDGE, C.J., HAWKINS, J., MATHEW, J., CAVE, J.,
and GRANTHAM, J.

REGINA v. SOWERBY. (29 L.J., 264.)

Criminal law—Indictment—False pretences—Attempt to obtain moneys with intent to defraud.

This was a case reserved by a Court of Quarter Sessions, the question being whether the following indictment was good and sufficient in law, and whether the prisoner was lawfully found guilty on such indictment: 'The jurors for our lady the Queen upon their oaths present that William Marr and Obadiah Blenkinsop, on September 28, A.D. 1893, were in the employ and service of the Butterknowle Colliery Company (Lim.), at the Quarry Pit of the Butterknowle Colliery, in the County of Durham, as hewers of coal, and were entitled to payment from their said employers of the sum of fivepence for every tub of coal wrought and filled by them; and the jurors aforesaid do further present that Joseph Sowerby, the younger, on the day and year aforesaid, unlawfully, knowingly, and designedly did, by placing a token upon a certain tub of coal in the said pit, falsely pretend that he, the said Joseph Sowerby the younger, had wrought and filled the said tub, by means of which false pretence he did unlawfully attempt to obtain the sum of fivepence, the moneys of the said Colliery Company (Lim.), with intent to defraud; whereas, in truth and in fact, the said Joseph Sowerby the younger had not wrought or filled the said tub of coal, as he then well knew, against the form,' &c.

Prisoner's counsel submitted that the indictment was bad, since (a) it was not stated to whom the false pretence was made; (b) it was not stated from whom the money was attempted to be obtained.