

or otherwise injured, then the Jury on the trial of any such cause may take such facts into their consideration, and if they think it just and equitable, may in consequence thereof find a verdict for the Defendant in any suit so to be brought. 5

Defendant
may plead the
general issue,
&c.

II. And be it enacted, That in any such action it shall and may be lawful for the Defendant to plead the general issue, and under such plea, on entering a note of this Act in the margin thereof, to avail himself of this Act and of the matters of defence herein given. 10

To extend
only to U. C.

III. And be it enacted, That this Act shall extend to that part of this Province called Upper Canada only. 15