

QUÉBEC.—BANC DU ROI.

Ex parte.

BINET,

Requérant pour mandamus.

Décidé le 19 mars 1845: Qu'il n'est pas nécessaire que le curé invite spécialement au prône les nouveaux et anciens marguilliers et notables; qu'une annonce en terme généraux qu'il y aura une assemblée pour l'élection des marguilliers est une invitation suffisante, à ceux qui se prétendent électeurs, de se présenter.

COURT OF APPEALS,—MONTREAL.

FRANÇOIS X. BENDER,

APPELLANT.

et

ANGELIQUE JACOBS,

RESPONDENT.

This was an Appeal from a Judgment obtained by the Respondent. The parties are husband and wife. In 1830, an act of separation has been obtained by the wife against her husband. Subsequently, a transaction was entered into between them; by that transaction, the execution of the *sentence de séparation* was suspended, on certain conditions, and among others, on the payment by the husband to the wife of a yearly alimentary allowance. Thirteen years since the rendering of the said Judgment have elapsed. The yearly alimentary allowance was paid for some time, but was discontinued. The woman was now in want and wished to ascertain her rights.

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