

index to this great volume of printed matter! The General Digest, American and English, (Lawyers' Co-operative Publishing Co., Rochester, N. Y.,) now published quarterly, undertakes to do this, and includes also all current case law, English and Canadian. The first part, up to October, 1896, contains five hundred double-column pages.

HOUSE OF LORDS.

LONDON, 11 December, 1896.

CLUTTONS (Appellants) *v.* ATTENBOROUGH & SONS
(Respondents) 31 L. J.)

Bill of exchange—Cheques payable to 'fictitious or non-existing persons'—Forged indorsement—Fraud—Negligence—Duty to holder.

By a system of fraud extending over eight years the appellants' clerk obtained cheques drawn by the appellants to the order of a non-existing person for work never executed and for goods never supplied. These cheques he stole, and indorsed in the name of a non-existing payee, and paid them to the respondents, pawnbrokers, who gave value for them, partly in money, partly in goods, at intervals during the whole period of eight years. All the cheques were honoured by the appellants' bankers. The appellants sought to recover the proceeds of these cheques from the respondents as money paid under a mistake of fact. Held, that the appellants were not entitled to recover.

Their Lordships (LORD HALSBURY, L.C., LORD MACNAGHTEN, LORD SHAND, and LORD DAVEY) affirmed the decision of the Court of Appeal (64 Law J. Rep. Q. B. 627; L. R. (1895) 2 Q. B. 707), and dismissed the appeal with costs.

CORPORATIONS.—EXPULSION OF MEMBERS.—Relator, a member of a club incorporated for social purposes, being dissatisfied with the rejection of a candidate for membership, sent a circular to the other members, setting forth the rejection and urging the calling of a special meeting. Relator was notified to appear before the board of directors and give an explanation of his conduct. He appeared, was heard, and was expelled. Held, that a mandamus would issue to review the proceedings of the board of directors. *People v. Up-Town Assoc.*, 41 N. Y. Supp. 154.