

MAY 26TH, 1914.

## MAHER v. ROBERTS.

*Assignments and Preferences—Chattel Mortgage—Money Advanced to Insolvent Firm to Pay Creditor—Absence of Knowledge of Insolvency—Action by Assignee for Benefit of Creditors—Validity of Chattel Mortgage—Bona Fides—Findings of Fact of Trial Judge.*

Appeal by the plaintiff from the judgment of LENNOX, J., 5 O.W.N. 603.

The appeal was heard by MULOCK, C.J.Ex., RIDDELL, SUTHERLAND, and LEITCH, JJ.

F. M. Field, K.C., for the appellant.

W. F. Kerr, for the defendant, the respondent.

THE COURT dismissed the appeal with costs.

## HIGH COURT DIVISION.

HODGINS, J.A.

MAY 26TH, 1914.

## GRAINGER v. CANADIAN ORDER OF HOME CIRCLES.

*Injunction—Interim Order—Balance of Convenience—Injunction Granted until Trial upon Terms—Payment into Court by Plaintiff of Sums in Dispute—Speedy Trial—Change in Constitution of Benevolent Society—Increase in Rates of Insurance Assessment—3 Edw. VII. ch. 15—2 Geo. V. ch. 35, secs. 184, 185—Invasion of Vested Rights.*

Motion by the plaintiff for an injunction restraining the defendant society until the trial of the action from enforcing their amended premium or assessment rates for life insurance against the plaintiff, a member of the society.

I. F. Hellmuth, K.C., for the plaintiff.

J. E. Jones and N. Sommerville, for the defendant society.

HODGINS, J.A.:—The formalities adopted in carrying the amendments are not objected to on this motion. That is re-