

157; *Ex p. Kraus*, 1 B. & C. 258; *Ex p. Scott*, 9 B. & C. 446;
Eggington's Case, 2 E. & B. 717. . . .
 [Regina v. Jones, 8 C. L. T. Occ. N. 332, overruled.]
 Appeal dismissed.

ANGLIN, J.

OCTOBER 11TH, 1904.

CHAMBERS.

DUNSTON v. NIAGARA FALLS CONCENTRATING
 CO.

Particulars—Statement of Defence—Application before Examination for Discovery—Particulars for Pleading—Particulars for Trial—Affidavit in Support of Application.

Appeal by plaintiff from order of Master in Chambers, ante 218, dismissing motion by plaintiff for particulars.

A. R. Clute, for plaintiff.

A. B. Armstrong, for defendants.

ANGLIN, J., dismissed the appeal.

OCTOBER 11TH, 1904.

DIVISIONAL COURT.

BLEASDELL v. BOISSEAU.

Judgment—Set-off of Judgment Purchased by Defendant—Equitable Right—Discretion—Attachment of Debts.

Appeal by defendant from order of ANGLIN, J., ante 155, reversing order of Master in Chambers directing a set-off of plaintiff's judgment against defendant (assigned to one Dickson) against a judgment recovered by the Accountant of the Supreme Court against plaintiff and assigned to defendant. Anglin, J., also held that an attaching order obtained by the Accountant could not be maintained by defendant.

W. E. Middleton, for defendant, contended that a set-off should be directed or the attaching order made absolute.

C. A. Moss, for Dickson, contra.

THE COURT (BOYD, C., MEREDITH, J., IDINGTON, J.) held that the judgment at the suit of the Accountant against Plumer, Bleasdel, and Lester having been assigned (as to defendant Bleasdel) to the applicant Boisseau, he was entitled to the benefit of the then existing and the still operative attaching order, obtained on that judgment against the