

# THE LEGAL NEWS.

---

VOL. XVI.

JULY 1st, 1893.

No. 13.

---

## CURRENT TOPICS AND CASES.

The Supreme Court of Alabama, in the case of *Arp v. The State*, Jan. 26, 1893, maintained a ruling of the court below which refused to charge that homicide, under threats of immediate peril to the prisoner's own life, was justifiable. Arp's defence was that two persons threatened to kill him unless he killed the deceased, and that it was through fear and to save his own life he struck deceased with an axe. The Alabama Supreme Court followed the principle laid down by the English Court of Queen's Bench in *Reg. v. Dudley*, L.R., 14 Q.B. Div. 273, 560. An abridged report of the United States decision will appear in a future issue.

---

A third edition of Mr. Justice Taschereau's work on the criminal statute law of Canada is now in press, and will appear shortly. This edition has been necessitated by the enactment of the Criminal Code, which is in force from July 1st, 1893, and the work will appear under the title of "The Criminal Code of the Dominion of Canada." The volume will contain, besides the text of the Code, under each section to which they severally apply: (1) The report of the Imperial commissioners on the draft code of 1879, submitted to the Imperial House of Commons in the form of a bill in 1880; (2) English and Canadian decisions to date; (3) References to the corresponding