

*Privy Council Appeal No. 76 of 1915.*

**Musammat Birj Kumari, since deceased (now  
represented by Pokermull Khijriwalla  
and another) - - - - -** *Appellants,*

*v.*

**Chiman Bux Bhowsinga - - - - -** *Respondent,*

FROM

**THE HIGH COURT OF JUDICATURE AT FORT WILLIAM IN BENGAL.**

---

JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE OF  
THE PRIVY COUNCIL, DELIVERED THE 16TH OCTOBER, 1917.

---

*Present at the Hearing:*

LORD PARKER OF WADDINGTON.

LORD WRENBURY.

SIR JOHN EDGE.

MR. AMEER ALI.

[*Delivered by* LORD PARKER OF WADDINGTON.]

---

THEIR Lordships do not consider it necessary to call upon the respondent in this case. All that has to be decided is the true construction of an order. There being no appeal from the order itself, their Lordships cannot go into the question whether or not it was rightly made. As to the construction of the order, their Lordships are of opinion that the judgment of the High Court was absolutely right, and they do not think it necessary to state the reasons for this opinion beyond saying that those given by Sir Lawrence Jenkins in the Court below are, in their judgment, conclusive.

Under the circumstances, therefore, their Lordships will humbly advise His Majesty that the appeal should be dismissed with costs.

In the Privy Council.

---

MUSAMAT BIRJ KUMARI, SINCE  
DECEASED (NOW REPRESENTED BY  
POKERMULL KHURJWALLA AND  
ANOTHER)

2.

CHIMAN BUX BHOWSINGA.

---

DELIVERED BY

LORD PARKER OF WADDINGTON.