

*Judgment of the Lords of the Judicial Committee of
the Privy Council on the Appeal of Bimola
Soondari Choudhrani and others v. Hurri
Churn Choudhri, from the High Court of
Judicature, at Fort William, in Bengal;
delivered April 14th, 1880.*

Present:

SIR JAMES W. COLVILLE.

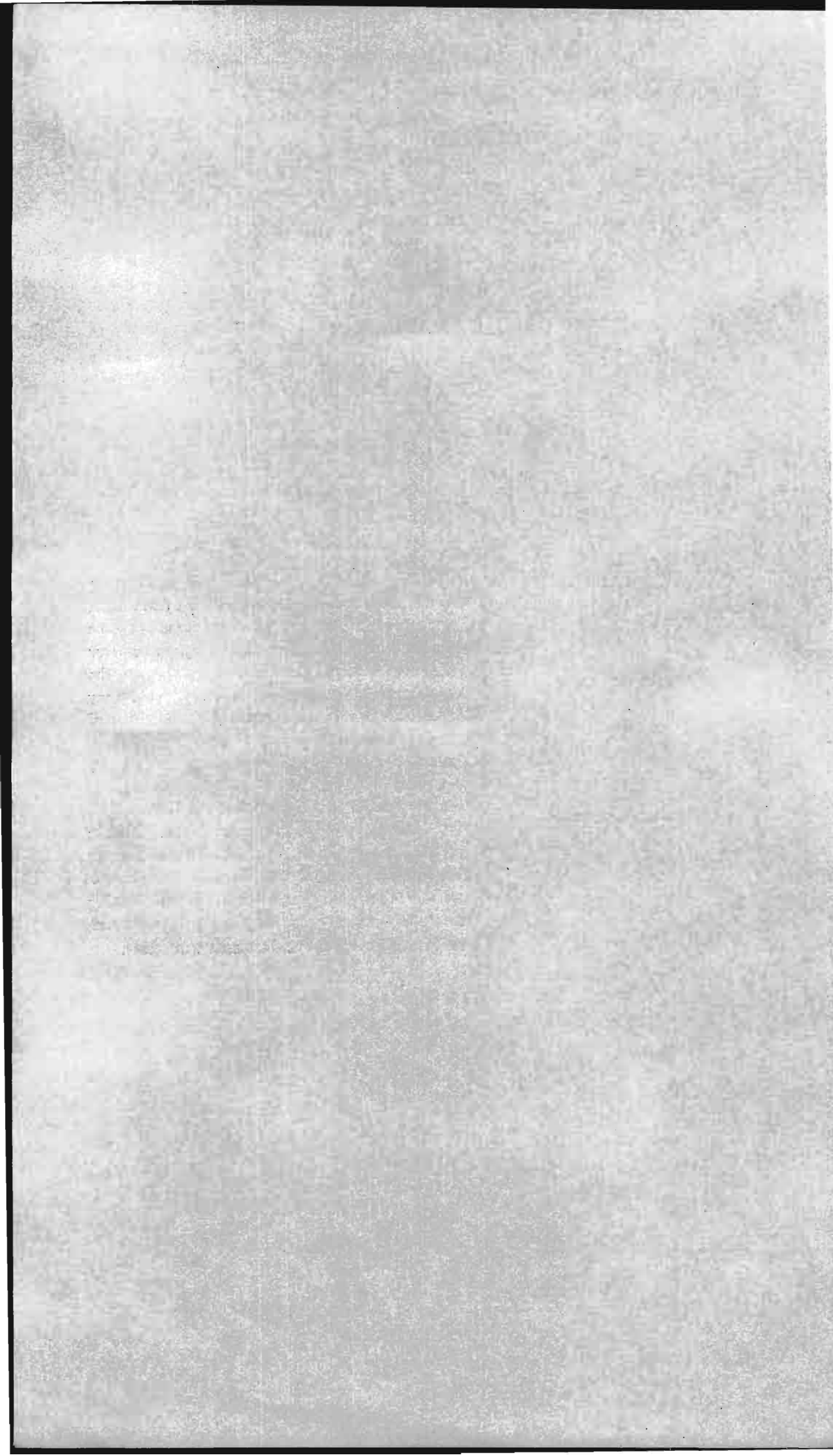
SIR BARNES PEACOCK.

SIR MONTAGUE E. SMITH.

SIR ROBERT P. COLLIER.

IN this case Mr. Cowie, with the candour to which their Lordships are accustomed from him, has frankly admitted that the case of the Appellants is not tenable. The question resolves itself into one of fact; namely, whether the Appellants, the Plaintiffs, have shown that they are entitled to set aside, on any ground, either of fraud or otherwise, a certain putni right which has been granted to Defendants No. 1 by Defendants No. 2. As a matter of fact, both Courts of India have found that the Defendants No. 1 were entitled to this putni right. That is the point decided in the case; and their Lordships feel bound to affirm the decisions of both Courts.

Under these circumstances, they will humbly advise Her Majesty that the judgment be affirmed, and that this Appeal be dismissed with costs.



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