

*Judgement of the Lords of the Judicial Committee
of the Privy Council on the appeal of Raja
Madho Singh v. Ajudhia Singh and others,
from the Court of the Judicial Commissioner
of Oudh; delivered February 7th, 1888.*

Present :

LORD WATSON.

LORD HOBHOUSE.

SIR BARNES PEACOCK.

SIR RICHARD COUCH.

[Delivered by SIR BARNES PEACOCK.]

THEIR Lordships are of opinion that the three courts below, who were unanimous in their judgements, are correct in the opinions which they have formed. It is clear that under the decree, by way of compromise, the parties had not a right to cancel the lease under the terms of the Rent Act.

With regard to the agreement, their Lordships are of opinion that the courts below were right in holding that the Plaintiffs could not seek to enforce that agreement by suing in the Rent Court. Their only remedy would have been to have sued in the Civil Court upon that agreement.

Under these circumstances their Lordships will humbly advise Her Majesty to affirm the decree of the Judicial Commissioner.

