

Privy Council Appeal No. 93 of 1913. Allahabad Appeal No. 27 of 1911.

**Musammat Hiran Bibi, since deceased (now
represented by Krishn Das), and others** - *Appellants,*

v.

Musammat Sohan Bibi - - - *Respondent.*

FROM

**THE HIGH COURT OF JUDICATURE FOR THE NORTH-
WESTERN PROVINCES, ALLAHABAD.**

JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE OF
THE PRIVY COUNCIL, DELIVERED THE 24TH APRIL 1914.

Present at the Hearing :

LORD MOULTON.

SIR JOHN EDGE.

LORD PARKER OF WADDINGTON.

MR. AMEER ALI.

[*Delivered by* LORD MOULTON.]

In this case their Lordships are of opinion that the facts bring it within the decision of *Lala Khunni Lal v. Kunwar Gobind Krishna Narain* (38 Indian Appeals 87); in other words, that the compromise in question is in no sense of the word an alienation by a limited owner of the family property, but a family settlement in which each party takes a share of the family property by virtue of the independent title which is, to that extent, and by way of compromise, admitted by the other parties.

Their Lordships will accordingly humbly advise His Majesty that this appeal should be

[34] J. 326. 125.—41914. E. & S.

allowed, that the decree of the High Court should be set aside, that the decree of the District Judge should be restored, and that the appellants should have their costs of this appeal and the costs of the suit in both Courts.

In the Privy Council.

MUSAMMAT HIRAN BIBI, since deceased
(now represented by KRISHN DAS), AND
OTHERS)

v.

MUSAMMAT SOHAN BIBI.

DELIVERED BY LORD MOULTON.

LONDON:
PRINTED BY EYRE AND SPOTTISWOODE, LTD.,
PRINTERS TO THE KING'S MOST EXCELLENT MAJESTY.

1914.