

ADAM HUNTER, Appellant.

No. 61.

Right Hon. ELIZABETH HUNTER of Polmood, and HUSBAND,  
Respondents.—*Gifford—Forbes.*

*Service.*—Held, ex parte, (affirming the judgment of the Court of Session,) That a service founded on by the appellant was null, being unsupported by evidence.

THE appellant Adam Hunter, tenant in Alterstane, having obtained himself served heir-male and heir-of-line of Robert Hunter of Polmood, raised an action of reduction of the titles under which the respondents held that estate. On the other hand, they brought a reduction of his service; and this being considered the prejudicial process, and entitled to take the lead, the other action was sisted. The case then resolved into a matter of evidence, and the Court, on the report of the Lord Ordinary, on the 18th of January 1814, reduced the service, and assoilzied the respondents.

June 9. 1823.

2D DIVISION.

Lord Robertson.

Hunter then entered an appeal, but he lodged no Case; and the respondents having put in a Case, the House of Lords ‘ordered and adjudged, that the said petition and appeal be, and is hereby dismissed this House; and that the said interlocutors therein complained of be, and the same are hereby affirmed.’

SPOTTISWOODE and ROBERTSON,—Solicitors.

(*Ap. Ca. No. 15.*)

SIR WILLIAM RAE and Others, Petitioners.—*Gifford.*

No. 62.

JAMES GIBSON-CRAIG, Esq. Respondent.—*Brougham.*

*Jury Court*—*Stat. 55th Geo. III. c. 42.*—*59th Geo. III. c. 35.*—*Appeal.*—Held incompetent, under the above statutes, to appeal against an order of the Jury Court to frame issues, and refusing to remit the case to the Court of Session on a point of law arising subsequent to a remit from that Court.

SIR WILLIAM RAE, Lord Advocate, Mr. Solicitor-General Wedderburn, and several other gentlemen, subscribed a bond for a cash-credit in favour of a newspaper published in Edinburgh called *The Beacon*, which was printed by Duncan Stevenson, printer there, and was ostensibly conducted by one Nimmo, but of which Mr. Douglas Cheape was alleged to be the editor. In that newspaper repeated attacks of a personal nature had been made on Mr. Gibson-Craig, W. S., who, conceiving them to be of a libellous character, raised an action of damages against Mr. Stevenson as the printer, and Mr. Cheape as the author of them.

June 20. 1823.

JURY COURT.