

Privy Council Appeal No. 69 of 1922.

Oudh Appeals Nos. 1 and 2 of 1919.

**Chaudhri Nusrat Ali, since deceased (now represented by Chaudhri
Fateh Ali and others), and others** - - - - *Appellants*

v.

Ghulam Sarwar, since deceased, and others - - - - *Respondents*

Same - - - - *Appellants*

c.

Wahid Ali and others - - - - *Respondents.*

(Consolidated Appeals.)

FROM

THE COURT OF THE JUDICIAL COMMISSIONER OF OUDH.

JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE OF THE
PRIVY COUNCIL, DELIVERED THE 12TH FEBRUARY, 1924.

Present at the Hearing :

LORD SHAW.

LORD BLANESBURGH.

LORD SALVESEN.

[Delivered by LORD SHAW.]

These are appeals from one judgment and two decrees dated the 15th July, 1918, of the Court of the Judicial Commissioner at Oudh, which partly affirmed and partly reversed a judgment and two decrees of the 3rd December, 1914, of the Subordinate Judge of Sitapur.

It has become quite apparent that the issues of fact which they raise are all, under the practice of the Board, excluded from review, they having been the subject of definite concurrent findings in the Courts below. This well-established rule of the Board would have to be violated in order to enable any conclusion contrary to that reached in the Courts below to be even attempted.

Their Lordships are of opinion that no cause has been shown for upsetting the judgments appealed from; and they will humbly advise His Majesty that those decrees shall stand affirmed and that the appeals shall be dismissed with costs.

In the Privy Council.

CHAUDHRI NUSRAT ALI

v.

GHULAM SARWAR

SAME

v.

WAHID ALI AND OTHERS.
(*Consolidated Appeals.*)

DELIVERED BY LORD SHAW.