

*Privy Council Appeal No. 45 of 1924.*

*Allahabad Appeal No. 39 of 1920.*

Ueni Prasad, since deceased (now represented by Sheoraj Lal),  
and others - - - - - *Appellants*

v.

Lala Darbari Lal - - - - - *Respondent*

FROM

THE HIGH COURT OF JUDICATURE AT ALLAHABAD.

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JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE OF THE  
PRIVY COUNCIL, DELIVERED THE 30TH JULY, 1925.

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*Present at the Hearing :*

LORD CARSON.

SIR JOHN EDGE.

MR. JUSTICE DUFF.

[*Delivered by* LORD CARSON.]

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In this case Sir George Lowndes, on behalf of the appellants, has very properly taken one of the numerous cases which were before the Subordinate Judge and the High Court, and has pressed all possible arguments as regards that case. He admits that the findings of the Subordinate Judge and the High Court were against him on the question of the necessity for borrowing by the two widows whose estate is in question. Their Lordships have listened very carefully to all his observations, and also to the arguments that were discussed in great detail in the High Court. It is not suggested that the High Court has omitted to take into consideration any single point which could possibly help the appellants here, and in the circumstances their Lordships think it quite impossible to depart from the rule of holding themselves bound by the concurrent findings in the two Courts below.

In their Lordships' opinion, therefore, the appeal fails, and should be dismissed with costs, and they will humbly advise His Majesty accordingly.

In the Privy Council.

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BENI PRASAD, SINCE DECEASED (NOW REPRESENTED BY SHEORAJ LAL), AND OTHERS

v.

LALA DARBARI LAL.

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DELIVERED BY LORD CARSON.

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