The law of joint property and partition in British India

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THE LAW OF JOINT PROPERTY AND PARTITION IN BRITISH INDIA
The Law

of

Joint Property and Partition

in

British India

by

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PREFACE.

The subject of this Treatise was the subject on which I delivered Lectures as the Tagore Law Professor for the year 1896 in the University of Calcutta. During the 16 years which have since elapsed, case-law has largely discussed several incidents of joint property, while legislature has made new provisions for the partition of revenue-paying estates. In the present Edition I have attempted to discuss the principles in the light of the authoritative decisions up-to-date, without interfering with the old division of the subject according to the personal laws of the people in British India. This division of the subject will, it is hoped, facilitate the student in discriminating the principles of the different systems of law on the same questions, though it may inconvenience the busy practitioner who will have to refer to different parts of the Treatise in order to collect all the information on any question. But this inconvenience, it is hoped, will be minimized by a reference to the Index which will show at once where the same question has been discussed according to the different systems of law.

CALCUTTA,

The 15th February 1913.

Ram Charan Mitra.
ERRATA.

Page 39 Line 24 for “See also Pursuttam” read “But see Pursuttam.”
" 48 " 29 after “consisted” read “of.”
" 53 " Last line for “a at” read “at a.”
" 62 " 18 for “these Lectures” read “my subject.”
" 84 " note at bottom for “H.R. 29 All.” read “I.L.R. 29 All.”
" 125 " 2 for “that it is a pious duty” read “that it is a pious duty.”
" 135 " 17 for “father’s the” read “the father’s.”
" 155 " 33 for “wishes to contest the notice” read “denies knowledge of the immoral purpose.”
" 147 " 20 for “mortgage” read “mortgagor.”
" 151 " 3 for “has” read “his.”
" 167 " 17 for “are” read “were.”
" 182 " 3 for “Lecture” read “Chapter.”
" 198 " marginal note “Wajib-ul-urz” should be transposed against last para.
" 231 " for “4 C.W.R.” read “4 C.W.N.”
" 235 " 4 for “accordingly” read “oftentimes.”
" 135 " 14 for “disownery” read “disowning.”
" 228 " 26 for “or” read “and.”
" 240 " 3 for “formed” read “framed.”
" 246 " 20 for “pre-emption” read “pre-emptor.”
" 260 " 2 for “another” read “the other.”
" 135 " 6 for “disposed” read “dispossessed.”
" 284 " 21 for “impatient” read “impassible.”
" 300 " 30 for “with” read “without.”
" 303 " 29 for “on” read “of.”
" 360 " Place foot-note “p. 184.”
" 430 " 27 for “273” read “277.”
" 450 " Last line but one for “joint” read “joined.”
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