

[HIGH COURT OF AUSTRALIA.]

COURTNEY KING, SMITH & CO. . . . . APPELLANT;  
 DEFENDANT,

AND

THE COMMERCIAL BANK OF AUSTRALIA }  
 LIMITED . . . . . } RESPONDENT.  
 PLAINTIFF,

ROFF COURTNEY KING . . . . . APPELLANT;  
 DEFENDANT,

AND

THE COMMERCIAL BANK OF AUSTRALIA }  
 LIMITED AND ANOTHER . . . . . } RESPONDENTS.  
 DEFENDANTS,

ON APPEAL FROM THE SUPREME COURT OF  
 VICTORIA.

Two appeals to the High Court, one by Courtney King, Smith & Co. and the other by Roff Courtney King, a partner in that firm, were brought from decisions of *Mann J.* in two actions by the Commercial Bank of Australia Ltd. against the firm.

The appeals turned solely on questions of fact.

The judgment of *Mann J.* in each case was affirmed.

H. C. OF A.  
 1920.  
 MELBOURNE,  
 May 11, 12.  
 KNOX C.J.,  
 Gavan Duffy  
 and Starke JJ.

*Each appeal dismissed with costs.*

Solicitor for the appellants, *Charles E. Coy.*

Solicitors for the respondent Bank, *J. M. Smith & Emmerton.*

B. L.