

[FISHER, C.J. AND GRIMSHAW, P.J.]

IN THE MATTER OF CHRISTOFI MICHAEL

AND

IN THE MATTER OF THE MALICIOUS INJURY TO
PROPERTY LAW, 1923.FISHER,
C.J.
&
GRIM-
SHAW,
P.J.
1923

November 8

PROCEDURE—INHABITANTS—TAX-PAYING INHABITANTS—INSTITUTION OF PRO-
CEEDINGS—MALICIOUS INJURY TO PROPERTY LAW, 1923, SEC. 7.*The petitioner in these proceedings filed a petition against the "inhabitants" of Kormakiti claiming damages for injuries caused to his cotton plantation by undetected sheep or goats.*

The District Court found that the proceedings instituted against the inhabitants of a village was bad and that the petition must fail.

The Petitioner appealed.

For Petitioner *Christis*.

For Respondents *Mitsides*.

Judgment: Reversing the judgment of the District Court. The petition followed the exact wording of section 7 of Law 20 of 1923 and therefore it cannot be said to be wrong, so as to make it null and void. The real object is to give notoriety to the fact that proceedings are being taken, and not to give notice to particular individuals. All those persons who are concerned are as likely to get to know about the proceedings whether the expression "inhabitants" or "tax-paying inhabitants" is used. The village authorities and the people of the village generally are notified.

We allow the appeal with costs and remit the petition to the District Court for hearing.