

Courts of Justice Order, 1882, inasmuch as the Mahkeme-i-Sherie are not among the Courts established by the Order in Council, 1882.

The Mahkeme-i-Sherie were religious tribunals in existence long before the Order in Council was issued, and the Order in Council only varied their jurisdiction, by vesting all the powers, previously exercised by such tribunals, other than those dealing with religious matters between Moslems, in the District Courts, and these tribunals still continued to have jurisdiction in such religious matters.

Application refused.

NETTLETON,
C.J.
&
DICKINSON,
P.J.
—
SAID MOULLA
v.
AHMED RASHID
—

Appeal No. 3136.

[NETTLETON, C.J. AND DICKINSON, P.J.]

G. SARIOGHLOU

v.

the COSTI HAJI PIERI AND OTHERS.

PRIVY COUNCIL APPEAL—PAUPER RULES, 1908—COURTS OF JUSTICE—ORDER IN COUNCIL, 1882, CLAUSE 41, SEC. 27.

Application by plaintiff (appellant) for leave to appeal to His Majesty in Council from an Order of the Supreme Court of Cyprus dated 7th May, 1926, dismissing an appeal from the District Court of Larnaca, and, if leave is so granted, application further for leave to be allowed to prosecute the appeal before the Privy Council under the Rules of Court (Pauper) of 1908.

HELD: *Local Rules of Court are not applicable to appeals before the Privy Council.*

For Applicant *Fadil*.

For some of the Respondents (Defendants) *N. Chrysofinis*.

Other Respondents absent.

Judgment: Leave to appeal to the Privy Council granted subject to applicant entering into good and sufficient security in the sum of £500 within three months from to-day.

Application for leave to appeal under the Pauper Rules refused. Pauper Rules do not apply to appeals before the Privy Council. The applicant may apply to His Majesty the King in Council for leave to appeal under clause 41, (27) of the Courts of Justice Order, 1882, which expressly preserves the prerogative right to grant special leave to appeal.

NETTLETON,
C.J.
&
DICKINSON,
P.J.
1926
—
June 23
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