

LORD
CHANCE-
LOR,
VISCOUNT
SUMNER
&
LORD
ATKIN.

THE BANK
OF ATHENS

v.
A. G. PILA-
VACHI.

and Co. in this regard, but they are unable to agree that they had come under any further obligation by receiving the suggestion for an indemnity. There is no analogy between this case and *Coggs v. Bernard* (2 Ld. Raym. 909). No confidence was reposed in them by Messrs. Pilavachi and Co., who were not even aware of what was passing, and no promise of any kind was made. On this branch of the case, therefore, the plaintiffs failed.

In the result the appeal must be allowed and the judgment of the Supreme Court must be set aside. The judgment of the President of the District Court should be varied by entering judgment for the plaintiffs for a nominal sum without costs, and otherwise should be restored, and the respondents should be ordered to pay the whole costs of the action, of the appeal to the Supreme Court, and of this appeal. Their Lordships will humbly advise His Majesty to this effect.

BELCHER,
C.J.
&
DICKIN-
SON,
P.J.
1927.

June 22.

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

POLICE

v.

ARAKLIDES HARALAMBO.

LAW 2 OF 1878, SECTIONS 64 (1), 66, 67, 68 69 AND 78.

CASE stated by Magisterial Court.

The question for the decision of this Court was whether the compensation ordered by a Magisterial Court to be paid in respect of injury done to properties by animals should be made payable direct to the owner of the damaged property or to the Police Group Commander under Section 68 of Law 2 of 1878, to be disposed of by him in accordance with the provision contained in Section 78 of the same Law, *i.e.*, that 15 per cent. out of the amount awarded by the Court should be paid to the Rural Police Fund, and the balance to the owner.

HELD: The whole of the compensation awarded is properly payable direct to the owner for his own use and not to the Police Group Commander.

Where compensation is awarded in criminal proceedings under Section 64 (1) of this Law there is no provision for payment to the Police Group Commander.