

Equity under the judicature act, or the relation of equity to common law: with an appendix, containing the High court of judicature act, 1873, and the schedule of rules (1874)

*“The new Judicature Act (36 & 37 Vict. c. 66), enacts (sect. 24), that in every civil cause or matter commenced in the High Court of Justice, Law and Equity shall, after the 2nd November, 1874, be administered concurrently, and (sect. 25, subs. (11) **that in all matters in which there is any conflict or variance between the rules of Equity and the rules of Common Law with reference to the same matter, the rules of Equity shall prevail.***

My intention is to give such an analysis and description of the existing system of Equity as shall point out precisely its relation to the Common Law, and the limits within which the conflicts or variances above mentioned may be expected to arise.”

(From Page 1)

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