

MANDAMUS IS REFUSED HINDU

Mr. Justice Gregory Refuses to
Make Order Instructing Nip-
pen Yusen Kaisha Line to
Sell Transportation.

Special to the News-Advertiser.

Victoria, Jan. 9.—Bishen Singh, a Sikh
priest, resident in Vancouver, was re-
fused a mandamus instructing agents
of the Nippon Yusen Kaisha line to sell
him transportation for his wife from
Calcutta to Victoria, by Mr. Justice
Gregory of the Supreme Court this
afternoon.

The case was instituted on Thursday
and concluded today. Mr. C. F. Davie
appeared for the plaintiff, and Mr. A.
H. McNeill, K.C., of Vancouver, for the
defendant company.

Mr. W. R. Brown, the company's Se-
attle agent, gave evidence to the effect
that the Nippon Yusen Kaisha does not
operate a passenger service between
Calcutta and Hong Kong, although some
Sikhs and Hindus had been given that
passage on cargo vessels. The ships
plying between those ports were freight-
ers without accommodation for passen-
gers and recently strict instructions had
been issued not to sell tickets for the
trip under any consideration.

It was argued by Mr. Davie that the
company's schedule of sailings and other
folders advertised a passenger service
and that the evidence showed that it
was the practice to carry passengers be-
tween Calcutta and Hong Kong. He
considered it unfair discrimination to
refuse a ticket to a woman, especially if
she was prepared to take a chance on
the accommodations, etc.

His Lordship held that it was not
shown that the Nippon Yusen Kaisha
was operating a passenger service be-
tween the two ports named and dis-
missed the action.

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Gregory

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