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*May 7.

LOVERIDGE *v.* GROSCH
LOVERIDGE *v.* SMITHON APPEAL FROM THE APPELLATE DIVISION OF THE SUPREME
COURT OF ONTARIO*Purchase of land for re-sale—Joint adventure—Non-disclosure of facts—
Withdrawal of co-adventurers—Right to share in profits.*

APPEAL by the defendant from the judgment of the Appellate Division of the Supreme Court of Ontario (1), which, allowing the plaintiffs' appeals from the judgment of McEvoy J. (1), held that the plaintiffs were each entitled to a one-third share of the net profits which the defendant made on the purchase and re-sale of certain lands.

On conclusion of the argument of counsel for the appellant, and without calling on counsel for the respondents, the Court orally delivered judgment dismissing the appeal with costs.

Appeal dismissed with costs.

J. H. Rodd K.C. and A. W. R. Sinclair for the appellant.
R. S. Robertson K.C. for the respondent Smith.
W. P. Harvie for the respondent Grosch.

*PRESENT:—Duff, Newcombe, Lamont, Smith and Cannon JJ.

(1) 64 Ont. L.R. 465.