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GRENIER MOTOR CO. *v.* BERNIER

1927  
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 \*Oct. 20.  
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ON APPEAL FROM THE COURT OF KING'S BENCH, APPEAL SIDE,  
 PROVINCE OF QUEBEC

*Sale—First class automobile—Nullity—Error as to the substance or essential qualities of the thing sold—Arts. 992, 993, 1530 C.C.*

APPEAL from the decision of the Court of King's Bench, appeal side, province of Quebec (3), reversing the

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\*PRESENT:—Anglin C.J.C. and Duff, Mignault, Rinfret and Lamont JJ.

(1) 6 H.L.C. 772, 773.

(2) Plowd. 412.

(3) (1926) Q.R. 41 K.B. 488.

judgment of the trial judge, Wilson J., and maintaining the respondent's action for cancellation of the sale of an automobile.

The trial judge dismissed the action and the appellate court reversed the judgment.

The Supreme Court of Canada, at the conclusion of the argument of the appellant's counsel and without calling in the respondent's counsel, dismissed the appeal.

*Appeal dismissed with costs.*

*Chas. Laurendeau K.C.* and *Jules Desmarais K.C.* for the appellant.

*Eug. Lafleur K.C.* and *N. K. Laflamme K.C.* for the respondent.

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