

The Law Reports Volume 11 ; Cases determined by the Chancery Division of the High Court of Justice and by the Chief Judge in Bankruptcy and by the ... Division and the Chief Judge in lunacy

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This historic book may have numerous typos and missing text. Purchasers can download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1879 Excerpt: ...below mainly proceeded. The Appellant has not only taught what she calls matters of speculative opinion in religion, but has published other works which she avers to be in the domain of physiology, of medical science, and political economy, some of which works she herself has written. She avers that she has done this from a desire to promote the happiness of the poorer millions of her fellow-creatures and from a conscientious conviction that she is doing a good work. From the particular nature of the topics which she has chosen to select they may easily be so handled or so published as to be immoral, indecent, and corrupting. One of those publications was the subject of a prosecution and a trial, and after a hearing, in which everything that was alleged, with great ability, by the Appellant and by her co-Defendant was listened to patiently, and after a charge, a careful charge, in many respects favourable to the Defendants, as is shewn by the Appellant's quotations from it to us, the jury found a verdict as follows:--" We are unanimously of opinion that the book in question is calculated to deprave public morals; but, at the same time, we entirely exonerate the Defendants from any corrupt motives in publishing it." The Court, evidently disposed to give every weight to the latter part of the finding, asked the Defendants if they would undertake to discontinue the publication of a work which had been so stigmatized by an impartial jury. This they refused to do, and, accordingly, a severe sentence was passed on them. It is true that, on a technical objection, the proceedings 0. A. were quashed, but that is, in our judgment, wholly immaterial to 1879 any question before us. We have it before us that the Appellant j,, re was found guilty by a jury...

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