

Crime and Punishment

Oaksey

Claims Court

Henry Pullan v Rev W J H Faithfull

Clergyman's Bicycle Account

At Cirencester County Court on Thursday, before Judge Ellicott.

Henry Pullan, cycle manufacturer, of Castle-street, Cirencester, sued the Rev W J H Faithfull, of Oaksey, for the sum of £4 0s 6d, the balance of an account in respect to the purchase of a bicycle purchased in 1904 and for repairs, etc., to the same bicycle.

Defendant's defence was one of statutory limitation of a portion of the account, but he admitted that he paid plaintiff the sum of £2 in respect to the old account on November 13, 1909. Defendant produced a letter from defendant offering to pay, and he gave particulars as to payments by defendant since 1909. Defendant wanted to know why plaintiff had not taken County Court proceedings when he threatened to do so in a letter on January 12, 1907, and plaintiff replied that the reason why he did not do so was an act of grace on his part. It was however true that he had charged £2 1s 6d as interest on the account, which his custom and practice of which was printed on his bills. Defendant entered into a large argument with plaintiff with regard to various purchases made by defendant for the past thirteen years, and on one occasion his Honour advised plaintiff not to answer defendant's questions.

His Honour gave judgment for the full amount claimed with costs, and his reasons for doing so was because there was no dispute about the goods supplied in 1904 or as to the work done since the defence now set up was one of excessive charges. Defendant, notwithstanding this, had made various payments; one of £1 10s in July 1906, and again in October 1908, £3 10s in May 1909, and £2 in November 1909. His Honour gave judgment as stated, payment to be made in 14 days.

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