



The American Reports, Containing All Decisions of General Interest Decided in the Courts of Last Resort of the Several States Volume 52

By Isaac Grant Thompson

Rarebooksclub.com, United States, 2013. Paperback. Book Condition: New. 246 x 189 mm. Language: English . Brand New Book ***** Print on Demand *****. This historic book may have numerous typos and missing text. Purchasers can usually download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1886 edition. Excerpt: . us to be well settled that consent obtained by fraud is equally unavailing. The plaintiff insists that the extraordinary care described in the instruction does not become due from common carriers by reason of any contract, but simply by a rule of law which enforces the duty upon broader grounds. It is not important to inquire precisely how the duty arises. However it arises, the duty is one which the common carrier owes only to passengers, and if as we hold the decedent did not sustain that relation within the meaning of the law, the company did not owe that duty to him, and that is the end of the inquiry. The doctrine which we announce was very clearly expressed in T., W. cfi W. R. U0. v. Beggs, 85 Ill. 80; s. 0., 28 Am. Rep. 613. In that case the court...

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