

The days of ornate English are gone. We are living in a fast changing and fast moving world. Utilitarian English is the need of the hour. Cultivation of literary graces and leisurely perfectionism do not suit this age of impatient hurry and impenitent money making. Muse and mammon cannot both be worshipped. Comparisons are odious and invidious. Each age or generation has its own standards. Standards are not static. Even in the so called golden age of the profession, there were brilliant lawyers and mediocre lawyers. Today also there are really outstanding lawyers and lawyers of low calibre. To brand all lawyers of the present generation as men of mediocre stuff argues a prejudiced mind.

The suit is mischievous and malicious, frivolous and vexatious. The motive for filing the suit is that while the plaintiff retired long ago on a measly pension, the defendants are minting money as leading lawyers. The plaintiff is a veritable sadist and faddist and a decrepit crank. Let him use impeccable English but he has absolutely no right to inflict his views on others, especially lawyers who belong to an independent profession. By his misplaced admiration and irrational infatuation for an alien language he has dragged to Court busy lawyers with roaring practice. Hence I pray that the suit may be dismissed with exemplary costs.

District Munsif : Judgment reserved.

THE TYPIST AS TERRORIST

By

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It is a far cry from the typist to the terrorist. The former is as far away from the latter as a type machine is from the machine gun. But there is one thing common between the two. Whereas the terrorist mows down living beings (his adversaries) with his machine gun, the typist mangles a very fine living language like ENGLISH with the aid of his seemingly harmless machine. With the best of intentions he sometimes commits the worst mistakes, which though absurd on their face, make amusing reading. But in fairness to facts, it must be admitted to his credit that he has no “*mens rea*” to commit violence to the ENGLISH language or any other language, for that matter.

During the temporary absence of my full time typist (a puritan), I had to engage the services of a half-baked typist who proved to be a veritable terrorist in typing.

He is a confirmed addict to the bottle that both cheers and inebriates. Liquid diet is his staple diet. It had damaged his liver long ago. His days are numbered even though he never cared to number the typed sheets. His hearing is impaired. His eye sight is affected. In fact he sold his vacant site to have his eye sight improved through an operation but it failed. His fingers act independently of his mind. He will gladly lose his battle for life rather than give up his dear bottle. It alone makes his life worth

living even though living has become a hell. He is full of fun and frequently reminds himself of the pun "Is life worth living ? It all depends on the liver".

Here is a sample of what he typed under SPIRITUAL influence.

Written Statement filed by the Defendant under Order 8 Rule 1 CPC

1. The suit is not just and maintainable either on facts or in law. The material allegations in various paras of the plaint are neither true nor correct and the plaintiff is put to strict proof of the same.

2. A zoological table is annexed hereto for a proper appreciation of the facts of the case.

3. The plaint schedule property and some other property virginally formed part of the Pithapuram A State. In the beginning it was born land. For the woman services rendered by the defendant's four fathers the A State holder granted patta in their flavour in respect of the land. From time to time they expended large amount of honey to bring it under toddy cultivation. Thus since time immemorial it belonged to the defendant's family. The defendant's family lost considerable a courage as a result of successive land ceiling loss and at present it is left with the plaint schedule property only. The plaintiff and his predecessors-in-title had never any title to nor possession of the suit property at any time.

4. It is absolutely false to state that there was only national party shun between the defendant and his father.

5. Item No.2 of the plaint schedule does not belong to the defendant. It was given to his wife by her potato father to be enjoyed by her during her life time with no right to alienate the property and with a wasted reminder to her daughters with obsolete rights.

6. The suit land abets the plaintiff's land on the south while it abets the food bank on the north. There is an irritation channel flowing from east to west from the defendant's land into the plaintiff's land and beyond. As a result of lost ear's devastating cycle loan, the food bank was damaged. To reach the defendant's land from the east, he has to pass through the plaintiff's land. He has no other axes. It is absolutely falls to state that the defendant last rites over the said passage by abandonment. In fact even now traces of food stuffs are visible.

7. The defendant humbly submits that the plaintiff bore grouse against him for the following reasons and filed this frivolous and vexatious suit against him with absolutely false allegations.

8. There were martial disputes between the plaintiff and his wife who is no more than the niece of the defendant. The plaintiff mistakenly thought that the defendant was responsible for their troubles.

9. The defendant recently fixed a lioness for his lonely daughter with a powerful magnet which aroused the jealousy of the plaintiff. The plaintiff desired the daughter of the defendant to be given in marriage to his son, who is a congenial idiot.

10. About three years ago the plaintiff borrowed money from the defendant for his Sunday expenses under a pronote. When the said pronote was getting time barred, the defendant filed a suit. The plaintiff herein (defendant in that suit) contended, *inter alia*, that there was no stimulation for winter rest. But the suit was decreed with costs as prayed for.

11. Every year the piscatory rights of the village tank are auctioned. Last year both the plaintiff and the defendant precipitated the public action. The defendant became the highest bidder. Since then the plaintiff wore gloves against the defendant.

12. A few days after the a four mentioned auction, the plaintiff a tempted to kill the defendant in the course of a wordy duet and succeeded in inflicting a minor injury on the latter's left shoulder. When the defendant raised a hue and cry some passers by come and on seeing them the plaintiff took to wheels. The defendant who was a king with pain was admitted by them in a nearby hostel. Then on his complaint the police registered a case against the plaintiff for attempt to murder. Jest about that time, the plaintiff's wife was bed-ridden with a spurious illness. Then the defendant withdrew his complaint on some passionate grounds and to avoid after bath. But he warned him that in future he would not count ten annas his miss deeds any longer.

13. There used to be a statute of the defendant's grand father in his land abetting the plaintiff's foreign house. Last year after the above indecent, the plaintiff's Frenchmen trespassed upon the defendant's land during night time and destroyed the statute raising slow guns against the defendant's family. Later the shame people came to the defendant and submitted their guilt and gagged him to pardon them. They also tendered a rotten apology stating that they were seduced by the plaintiff to commit the humorous act for fire.

14. The defendant previously cultivated the plaintiff's land on lease and when he was sought to be evicted by force the defendant revoked the tenancy tribunal's jurisdiction to ensure security of his manure.

15. The defendant year marked one acre of his land for the families of his foreign servants. He also constructed a small breeding room for their procreation and insemination of knowledge. There is a big well near the breeding room applying portable water to the entire neighbourhood. One evening when

the defendant's firm maid servant came to draw water, the plaintiff tempted to rope her. When she raised alarm neighbours gathered there. Then it was the defendant who shaved him in public in the embracing situation. At every turn the defendant was helping the plaintiff in spite of their long standing revelry and the latter's hospital attitude.

16. The plaintiff used to man fracture illicit liquor in his farm house. Last year an exercise party raided it and assisted him. When he escaped from their custody, a rest warrant was issued against him. He is an accused in several pretty cases.

17. The plaintiff is a habitable offender involved in several fiction fights. A case under Section 107 Cr.P.C. was booked against him. He executed a security bond to keep pace but in flag rent violation he collapsed into his evil ways. In fact last year he attempted to kill his pay rents when they admonished him for his miss deeds.

18. Thus it is a parent that the plaintiff is a hard earned criminal with a paddy bag round.

19. The plaintiff is not entitled to the declaration and injection prayed for.

20. In any view of the matter the defendant perfected his title to the suit property by advance position.

21. The suit is grossly under valued. If properly valued it exceeds the peculiar jurisdiction this Horrible Court.

22. The suit in the pleasant form does not lie.

23. The defendant therefore plays that he Honourable Court may be pleased to dismiss the suit with confiscatory costs.