

Case No. 1,665.

IN RE BORST.

{2 N. B. R. (1868) 171 (Quarto, 62);<sup>1</sup> 1 Gaz. 18}

District Court, S. D. New York.

BANKRUPTCY—EFFECT OF ADJUDICATION.

A bankrupt cannot be held in the custody of the sheriff of the county on account of a judgment obtained against him for costs in an action in a state court.

[Cited in Re Wright, Case No. 18,065.]

In bankruptcy. John B. Borst was held in custody of the sheriff of the county, on account of a judgment obtained against him for costs, in an action in a state court. Counsel asked his discharge from custody on the ground that there was no authority for holding him for the debt, as he had been declared a bankrupt in the United States courts. THE COURT granted the motion.

<sup>1</sup> [Reprinted from 2 N. B. R. 171 (Quarto, 62), by permission.]