

of the Gospel in a private letter to a Gentleman, which as Goddy, headed Gospel Mincers, Doctrining little Lords whom all in power ought to chide withal, and the hated and contemned, was not sustained. As shown to Infor a Crime 17th August 1712 Captain James Wood of Melfolter

If one Commit an Injury by order Command and procurement of another, both the Executer and goods of the order are guilty l.ii pr. 8 5th Regg. ff de injur. Propp. Pa. - sin. de Var. ac Divor. Crim. qu. 105 n. 90 Excusplm Lighter Injuries Committed by a son in his father's family by Command of his father, or by a servant ordered so to do by his master, where the father or master only is guilty, and the son or servant Excused upon the account of their necessary duty of Obedience, l.ii pr. ff de Reg. Jur. l.ii s. ult. l. 12 ff de lib. qui Nati Injuria Menoch. de Arbitr. Fed. quaest. lib. 2 ca. 1. 354 n. 34. 41 Jo Wool Comm. ad Gl. ff de injur. n. 3

Action of Injury, for lighter offences, which bind only the private party Injured and for atrocious and heinous offences as to his particular Reparation both by his forgiving them either Expressly (1756 infir. ff de Injur. or tacitly l.ii s. 1 Edd. by subsequent acts of familiarity and friendships as when the Injured goes by seats and Drinks or familiarly converses with the Injurer, or salutes and Embraces him kindly Propp. Pa. - sin. de Var. ac Divor. Crim. qu. 105 n. 355 & Regg. Crim. part 2 qu. 97 n. 43 & 50. Jo Wool Comm. ad Gl. ff de injur. n. 23. Ghis one who had been charged with borrowing to pay a Civil debt having at his first Meeting with the Creditor talked him with his Deliberation

and then drew his sword and Made at him until they were parted by the Spectators; it was sustained Relevant to take off the Injury, that they afterward drank together as friends 12th August 1703 John Murray. But action of Injury for such light offences is not sustained to be past from by the Injurer parties saying the Lord says, or per lading of the sacrament of the Lord Supper Jo. Wool. ibid. For that Implied only that he took no Vengeance or Desire of Revenge against the Injurer, and that it becomes a good Christian to forget Injuries, it is his duty to be at the Reparation of his Injurer's Reputation; left by the loss of his good name and Honour to fall in the opinion of good men and be thereby rendered Incapable to serve the Church or his Country. Again the Verbal and light Injuries are Excused by subsequent acts of familiarity betwixt the parties; yet the Vindicta publica of grievous or heinous Injuries may, notwithstand such after familiarity be prosecuted Barrow. ibid. n. 53 Jo. Wool. ibid. Ghis the Doing a good office of humanity by one Atrociously Injured to the Injurer when in Distress, as the applying him to Repare his arm that had been Dislocated in a Struggle with the Injurer, conveying him to the Door and sending him a horse to carry him home was not sustained as a part being from or Dissimulation of the Atrocious Injury. Recorded 15 March 1726 John Gordon & W. Adam Bailie. Had a private parties Interest wronged by the Crime of Deformement was not barred from Prosecuting the same by his afterward Drinking with the Deformers as friends 28 June 1701 John Stewart of Howhalls & his servants. But yet for George Wintonius (Crim. part 1 p. 28 53) says, that Remission (which is a Capital Crime) Proditur per Intervallum Temporis Dissimulatione Injuria Dissimulatur. Vido 5th August 1718. John