#### The People, *ex rel.* Hagan *vs.* King.

The case of the *People, ex reí. Hughes* v. *Gillespie, {ante, p.* 342,) confirmed,

-——-, for the relator.

*Edward* Norton, for defendant.

*By the* Court,

Bennett, J.

In this canse a *quo warranto* was sued out of the superior court, and judgment was rendered against the defendant. We decided in the case of *The People* v. Gillespie, *(a?ite,p.* 342,) that the superior court had no jurisdiction over proceedings hy way of *quo warranto.* That decision controls this case, and the judgment must be reversed.

Ordered accordingly.