79 / 203

316-7[318]. – A person who holds a receipt is deemed to have a right to receive performance; but this does not apply, if the person making performance knows that such right does not exist or is ignorant thereof by reason of his negligence.

(c/p old text 293; J. 480).

317-8[319]. – When a third debtor who has been ordered by a Court to refrain from making performance, has made the same to his own creditor, the seizing creditor may, in so far as he has sustained damage, demand another performance from the third debtor.

The provisions of the foregoing paragraph do not prevent the third debtor from exercising the right to recourse against his own creditor.

(c/p old text 295; J. 481).

318 bis [320]. – The creditor cannot be compelled to receive part performance or any other performance than that which due to him.

(Old text 299; Fr. 1243).



314. - A person who holds a receipt is deemed to have a right to receive performance; but this does not apply, if the person making performance knows that such right does not exist or is ignorant thereof by reason of his negligence.

(op olatent 293; 1.480).

319. - When a third debter who has been ordered by a Jourt to refrain from making performance, has made the same to his own creditor, the setzing creditor may, in so far as he has sustained damage, demand enother performance from the third debtor.

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