

III. — If B instead of giving his land to C has sold it to D for a price much below its value and A can prove that B and D knew that such sale would prejudice A, A is entitled to claim cancellation of the sale by the Court. On cancellation of the sale that land reverts to B's estate and D becomes entitled as an ordinary creditor to restitution of the price paid by him.

[344. — In such action, the Court shall hold the plaintiff as duly satisfied if the defendant pays off the judgment creditor's claim.]

345. — Prestations made by the defendant in order to satisfy the judgment creditor are equivalent to prestations made by the debtor.

346. — If a transfer or renunciation has been cancelled by the Court, restitution by the transferee or by the person in whose favour the renunciation was made is governed by such provisions of this Code concerning restitution for undue enrichment as refer to restitution made by persons in bad faith.

ILLUSTRATION. — In 2451 A lends money to B, to be repaid in 2453. B does not repay the money. In the year 2455 A obtains a judgment and a writ of execution against B. On having the writ executed, A finds out that the present property of B is not sufficient to satisfy him and that in the year 2454 B has sold a valuable house to C for a price much below its value. If A can prove that B and C knew that the sale would prejudice A, A is entitled

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