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The function of equity is to restrain or restrict the exercise of legal rights and powers in particular cases, whenever it would be unconscionable for them to be exercised to the full. This chapter examines the utility of equitable maxims, the operation of equitable doctrines, and the award of equitable remedies.

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In general, the leading court cases on equitable doctrines and remedies are very old. The fact that they still have the power to determine modern cases proves that equity is inherently adaptable. Originally developed by the old Court of Chancery in constructive competition with the common law courts, equity is now applied (since the Judicature Acts 1873–1875) by the unified Supreme Court of ...

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relief is discretionary, it is not arbitrary.  
Instead, the law of equity developed  
equitable doctrines and maxims, which  
the court applies guide its exercise of  
discretion to grant equitable relief.  
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Equitable maxims and doctrines by  
Janice McMullen, deputy

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The court applies all applicable equitable doctrines and maxims in weighing whether to exercise its discretion to grant equitable relief. Some of the more common equitable maxims are: those who come to equity must come with clean hands; those who seek equity must do equity; equity regards as done that which ought to be done; equity follows the law; and

~~Equitable Doctrines and Maxims—  
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~~Maxims of equity~~ are legal maxims that serve as a set of general principles or rules which are said to govern the way in which equity operates. They tend to illustrate the qualities of equity, in contrast to the common law, as a more flexible, responsive approach to the needs of the individual, inclined to take into account the parties' conduct and worthiness.

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order of time shall prevail • 17 Equity will not complete an imperfect gift • 18 Equity will not allow a statute to be used as a cloak for fraud • 19 Equity will not allow a trust to fail for want of a trustee • 20 See also • 21 References  
Equity sees that as done what ought to be done

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iii) Relief in regard to mortgages, the doctrine of equity of redemption and the doctrine of clogs on redemptions  
iv) Attitude in regard to statute of frauds. i) Relief against penalties and forfeitures - Common Law courts insisted on the literal form of the contract that if the contract is breached, certain amount must be given as compensation, though the actual loss is not that much.

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The exercise of equitable jurisdiction  
was based on certain principles which  
are now embodied in the “maxims of  
equity”[1].

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Maxims of Equity: There are some  
legal maxims which serve some  
general principle or rules which are  
followed to achieve the goal of equity  
and such maxims known as maxims of

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~~Remedies~~ These maxims are developed by court of chancery and courts other than court of chancery which deals in jurisdiction of equity.

## ~~Law of Equity: Nature and History of Equity~~

List of Maxims. 1 Equity sees that as done what ought to be done; 2 Equity will not suffer a wrong to be without a remedy; 3 Equity delights in equality; 4 One who seeks equity must do equity; 5 Equity aids the vigilant, not those who slumber on their rights; 6 Equity imputes an intent to fulfill an obligation; 7 Equity acts in personam or persons

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Maxims of equity are legal maxims that serve as a set of general

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**Principles** or rules which are said to govern the way in which equity operates. They tend to illustrate the qualities of equity, in contrast to the common law, as a more flexible, responsive approach to the needs of the individual, inclined to take into account the parties' conduct and worthiness. They were developed [...]

## ~~MAXIM OF EQUITY~~ — The Lawyers & Jurists

Some are fund of numbering these maxims. This at best amounts to an indirect way of cramming and rigidifying the maxims of equity. The truth is that the total number of maxims are innumerable. What matters is that you are able to decipher the maxims at work in examination questions and real life situations.

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equity are legal maxims that serve as  
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which are said to govern the way in  
which equity operates. They tend to  
illustrate the qualities of equity, in

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## ~~16 Equity Maxims Doctrines And Remedies—Aplikasi Dapodik~~

See Meagher, R.P., Gummow, W.M.C. and Lehane, J.R.F., *Equity—Doctrines and Remedies*, 3rd ed. (Sydney 1992), paras. 302 – 304 . 32 However, the range of possibilities is conventionally regarded as circumscribed by the limited battery of remedies at equity's disposal, both for the negation of any relevant common law rule (the jurisprudence of “common injunctions”) and for the delivery of ...

## ~~Two Maxims of Equity | The Cambridge Law Journal ...~~

*Equity & Trusts*. Sydney: LexisNexis Butterworths. ISBN 0409321346. For a general treatise on Equity, including a historical analysis: Worthington, Sarah

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(12 October 2006). Equity. Clarendon Law Series (2nd ed.). Oxford University Press. ISBN 0199290504.

For a brief outline of the maxims, doctrines and remedies developed under equity:

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