

Baumgartner v Baumgartner (1987) 164 CLR 137

<http://lawcasesummarries.com/knowledge-base/baumgartner-v-baumgartner-1987-164-clr-137/>

Facts

- Husband and wife pool wages to buy the property but it is only in the husband's name.

Held

- The HCA said it would be unconscionable for one party to keep the property, therefore attracting equity's intervention.
- A constructive trust was imposed over half of the property representing the other half.
- Even though she had "armed" him to do that

Law case summary from www.lawcasesummarries.com