

Emperor Vs. Kale

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Court : Allahabad

Decided On : Sep-13-1922

Reported in : (1923)ILR45All143; 74Ind.Cas.270

Judge : Stuart, J.

Appellant : Emperor

Respondent : Kale

Judgement :

Stuart, J.

1. This is an application from the Sessions Judge of Meerut requesting me to set aside a conviction passed by his predecessor and affirmed by Piggott, J., in appeal, on the ground that on certain materials that have since come to the knowledge of the District Magistrate there is a doubt of the convict's guilt.

2. This is not a matter which I can possibly take up in revision. Even if I myself had passed the order dismissing the appeal I could not revise it and I certainly cannot revise the order of another Judge of this Court. There can be no revision in the matter.

3. I return the record to the District Magistrate in order that he may refer the matter to the Local Government who, have power under Chapter XXIX of the Code of

Criminal Procedure.

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