

**The Queen Vs. Arayi**

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**SooperKanoon Citation :** [sooperkanoon.com/780416](http://sooperkanoon.com/780416)

**Court :** Chennai

**Decided On :** May-10-1883

**Reported in :** (1883)ILR7Mad17

**Judge :** Charles A. Turner, Kt., C.J.

**Appellant :** The Queen

**Respondent :** Arayi

**Judgement :**

Charles A. Turner, Kt., C.J.

1. A peon employed by the manager of an estate under charge of the Court of Wards is not a public servant within the meaning of that term in the Penal Code.

2. The conviction for an offence punishable under Section 353 \* of the Indian Penal Code cannot be sustained; but as the accused is shown to be punishable under Section 352 of the Indian Penal Code, the Court will not interfere further than to direct an amendment of the conviction and reduction of the fine to Rs. 10.

\* Revision Case 211 of 1883 referred by H. E. Stokes, Acting District Magistrate of Tanjore.