

In Re: Kosa Kumaran

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SooperKanoon Citation : sooperkanoon.com/781499

Court : Chennai

Decided On : Aug-23-1904

Reported in : 30Ind.Cas.450

Judge : Davies and; Sankaran Nair, JJ.

Appellant : In Re: Kosa Kumaran

Judgement :

ORDER

1. We think that no person should be bound over to be of good behaviour under both Sections 109 and 110 of the Code of Criminal Procedure. The sections contemplate different classes of cases and if a man is amenable under Section 109 he can hardly be amenable under Section 110, and vice versa. In this case evidence shows the prisoner was properly bound over under Section 110, and we see no evidence to justify his being bound over under Section 109. We, therefore, cancel the order binding him over under the section and leave the order to stand as one made under Section 110.