

In Re: M. Muthaya

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SooperKanoon Citation : sooperkanoon.com/787947

Court : Chennai

Decided On : Oct-27-1915

Reported in : (1916)ILR39Mad895

Judge : Ayling and ;Phillips, JJ.

Appellant : In Re: M. Muthaya

Judgement :

Ayling, J.

1. It is argued that petitioner being merely the depot-writer and not the licensee, is not liable to prosecution under Section 56 of the Abkari Act, It has been held by a bench of this Court in an unreported ease--Re Sudalaimuthu (1886) 1 Wei Cr. R. 647--that Sections 64 and 56 must be read together, and that not only the licensee, but the actual offender (in this case the petitioner) is liable to prosecution for an offence under Section 56. Following this, we must reject petitioner's contention.

2. No other ground for interference is shown. The petition is dismissed.