

In Re: Attappa Goundan and ors.

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SooperKanoon Citation : sooperkanoon.com/795692

Court : Chennai

Decided On : Oct-10-1950

Reported in : AIR1951Mad759; (1951)IMLJ13

Judge : Somasundaram, J.

Acts : [Indian Penal Code \(IPC\), 1860](#) - Sections 95 and 341

Appeal No. : Criminal Revn. No. 542 and Cri. Revn. Petn. No. 492 of 1949

Appellant : In Re: Attappa Goundan and ors.

Advocate for Def. : Public Prosecutor

Advocate for Pet/Ap. : V. Rajagopalachari and ;E. Subramaniam, Advs.

Judgement :
ORDER

Somasundaram, J.

1. There is no evidence that the petnr. offered physical obstruction. It is doubtful whether, without physical obstruction, by mere words, a person can be said to commit an offence under Section 341, I. P. C. Even if it is considered an offence, still Section 95, I. P. C. will apply. The conviction & sentence are set aside. The petnrs. are acquitted. The fines, if paid, will be refunded.