

C. Samuel Aaron Vs. Emperor

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Court : Chennai

Decided On : Feb-06-1931

Reported in : AIR1931Mad440

Appellant : C. Samuel Aaron

Respondent : Emperor

Judgement :

ORDER

Jackson, J.

1. The petitioner has been fined Rs. 1,000 for harbouring in Cannanore certain persons from Travancore and Cochin who were trying to make salt out of sea water. He agrees that they stopped at his vacant hotel, and there is no doubt that he harboured them. But for a conviction under Section 157, I. P.C., it must be shown that they were hired, engaged or employed, and of that there is really no evidence.

2. The Police-Inspector P. W. 1 infers that their leader employed them; but one might as well infer that a cricket captain employs his team. It is quite possible that they were all volunteers hired, engaged and employed by no one.

3. In that view of the case the conviction cannot stand; the petition is allowed and the fine ordered to be refunded.

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