

In Re: Suruttai

In Re: Suruttai

SooperKanoon Citation : sooperkanoon.com/815950

Court : Chennai

Decided On : Mar-14-1910

Reported in : 7Ind.Cas.401

Judge : Miller and ;Munro, JJ.

Appellant : In Re: Suruttai

Judgement :

1. The Sessions Judge has not explained to the jury what is meant by the offence of robbery.
2. It has been held in this Court, in a case very similar to the present, that under Section 297, Criminal Procedure Code, the Judge must explain to the jury the law by which they are to be guided, and that, if he fails to do so, the verdict must be set aside. *Mari Valayan v. Emperor* 30 M. 41 : 1 M.L.T. 399 : 5 Cri. L.J. 78.
3. Following that ruling, we are constrained to set aside the conviction and direct a retrial.