

In Re: Mullapudi Rangayya

In Re: Mullapudi Rangayya

SooperKanoon Citation : sooperkanoon.com/817559

Court : Chennai

Decided On : Aug-30-1934

Reported in : 152Ind.Cas.615

Judge : Pakenham Walsh, J.

Appellant : In Re: Mullapudi Rangayya

Judgement :

ORDER

Pakenham Walsh, J.

1. I have been shown no authority for the petitioner's contention that a lawful entry on to one part of the railway, as in this case of a passenger with a ticket on to the platform, entitles a person to enter on any part of the railway premises and to trespass on the line as in this case.

2. None of the cases quoted Emperor v. Lodai : AIR1927 All646 , Bashir Ahmad v. Emperor 48 Ind. Cas. 898 : 48 Ind. Cas. 896 and Kumud Kanta Chakrabarty v. Emperor 47 Ind. Cas. 74 : 22 CWN 575 : 19 Cri. LJ 878 supports this contention.

3. If it were correct all ticket-holders and passengers can trespass on the line and presumably third class ticket-holder can enter 1st class compartment or 1st class waiting room while all ticket-holders can get into the signal boxes, engine driver's cabin and guard vans. The absurdity of these results shows that lawful entry into

one part of the railway does not make entry into every part of a railway lawful. The petition is dismissed.

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com