

Chandra Mohan Nanda Vs. Empreror

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SooperKanoon Citation : sooperkanoon.com/876541

Court : Kolkata

Decided On : Dec-07-1917

Reported in : 43Ind.Cas.822

Judge : Chitty and ;Smither, JJ.

Appellant : Chandra Mohan Nanda

Respondent : Empreror

Judgement :

1. We think that in this case the Rule should be made absolute. The statements made by the witness whose prosecution for perjury has been ordered do not appear to be deliberate false statements so much as statements slightly discrepant due to inaccuracy of mind. It does not appear from the witness' deposition that he was desirous of saving the accused. Indeed, it appears that he actually sent word to the thana through the chaukidar. The Rule is accordingly made absolute and the proceedings against the petitioner under Section 193, Indian Penal Code, are quashed.