

REPORT
ON
THE ADMINISTRATION
OF
Criminal Justice
IN
THE PRESIDENCY OF MADRAS,
FOR THE YEAR
1882.

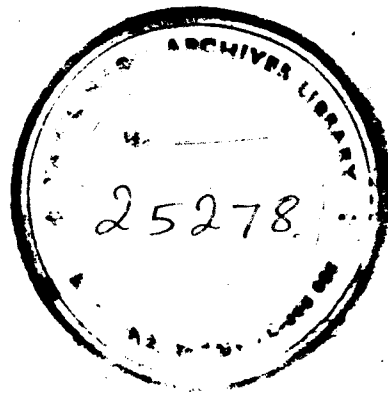


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REPORT
ON
THE ADMINISTRATION OF CRIMINAL JUSTICE
IN THE
PRESIDENCY OF MADRAS
IN
1882.

HIGH COURT.
ORIGINAL JURISDICTION.

HIGH
COURT.
ORIGINAL
JURISDIC-
TION.

1. The cases committed to the High Court Sessions of 1882 were dealt with by 29 Benches and occupied 28 days. In 1881, 36 Benches sat, and the time occupied by the Sessions was 30 days. Benches and Sittings.

2. Of the 29 Benches which sat in 1882, one was a second Bench; and all the Benches were, as usual, composed of one Judge only.

3. The receipts during the year amounted to Rupees 413 and are made up of Court Fees, Rupees 253, and fines, Rupees 160. The latter amount was realized out of fines imposed in 1880 and 1881. Receipts.

4. 69 cases affecting 73 persons were committed for trial in 1882 as against 69 cases affecting 86 persons in 1881. TRIALS.

5. The following Statement shows the Courts which committed cases for trial in 1881 and 1882 and the number of persons concerned. TRIALS.

By whom committed for trial.	1881.		1882.	
	Cases.	Persons.	Cases.	Persons.
The Chief Presidency Magistrate, Egmore, Madras ...	26	33	17	14
The 2nd Presidency Magistrate „ „ ...	5	5	6	8
The 1st Presidency Magistrate, Black Town „ ...	14	19	12	14
The 2nd Presidency Magistrate „ „ ...	18	22	24	30
The Coroner of Madras	1	1	1	1
The Deputy Coroner of Madras	1	2	1	1
The Joint Magistrate of Chingleput	1	1	...	...
The District Magistrate of Kadur in the Province of Mysore ...	...	...	1	1
The Head Assistant Magistrate, North Arcot	...	...	5	1
The 1st Class Magistrate of Salem... ..	1	1	...	...
The Assistant Magistrate, Trichinopoly	...	...	1	1
The Joint Magistrate of Ootacamund and Coonoor ...	2	2	...	...
The District Magistrate, Nilgiris	...	...	1	2
Total...	69	86	69	73

Commit-
ments of
1881 and
1882 distri-
buted by
committing
Courts.

TRIALS.

Commitments in 1881 and 1882 distributed by Courts.

The same classified according to offences.

6. The four cases shown above as committed in 1882 by Courts in the Interior were cases in which European British subjects were concerned. One of them arose in the territory subject to the Government of Mysore and the remaining three cases were sent up for trial before the High Court under Section 76 of the Code of Criminal Procedure. In 1881 also, there were four such cases. The remaining 65 cases, the same number as in 1881, were contributed by the Town of Madras.

7. The Statement below classifies the cases received in 1881 and 1882 and the persons therein concerned, according to the nature of the offences committed.

Description of Offence.				1881.		1882.	
				Cases.	Persons.	Cases.	Persons.
Offences affecting the human body.	Murder	...	...	3	4	...	...
	Attempt to murder	...	...	...	...	1	1
	Culpable homicide not amounting to murder	...	...	2	3	4	4
	Kidnapping	...	...	3	3	5	7
	Rape	...	...	2	2	2	2
	Exposure of an infant	...	...	...	...	1	1
	Voluntarily causing hurt	...	...	...	...	2	3
Offences against property.	Theft	...	...	22	29	18	18
	House-breaking by night	...	...	3	3	10	15
	Receiving stolen property	...	...	...	...	2	2
	Cheating	...	...	...	...	2	4
	Mischief by fire	...	...	1	1	1	1
	Criminal breach of trust	...	...	7	8	6	2
	Extortion	...	...	1	2	...	...
Forgery	House-trespass	...	...	2	2	...	...
	...	...	...	14	19	12	10
	...	...	...	2	2	3	3
Adultery	...	...	...	...	...	...	...
Giving false evidence	...	...	...	7	8	...	...
Total...				69	86	69	73

8. In 1882, there were 15 offences affecting the human body against 10 in 1881. There was no case of murder and only one of an attempt to murder. The 4 cases of culpable homicide not amounting to murder include 2 of causing death by a rash or negligent act. There were 39 offences relating to property against 36 in the previous year. Of these, 30 were cases of theft, house-breaking and receiving stolen goods, against 25 in the last year; and, of the 35 persons concerned in them, as many as 29

were old offenders, as against 23 out of 32 in 1881, the number of previous convictions charged against them being as follows:—

In the case of 1 person there were 7 previous convictions.

" 3 persons " 6 "

" 7 " " 5 "

" 11 " " 4 "

" 6 " " 3 "

and " 1 " " 2 "

The remaining six persons were sent up to the High Court as one of them was charged jointly with an old offender and the other five (who were concerned in a case of house-breaking) elected to be tried by the High Court.

9. Including one case concerning one person which was pending at the close of 1881, there were 70 cases affecting 74 persons for disposal in 1882. Of these, 5 cases were not proceeded with or were withdrawn with the permission of the Court as the prisoners in those cases were convicted in others connected therewith; and in one case the only prisoner died before trial. Of the remaining 64 cases affecting 73 persons, no Jury were empanelled in 16 cases affecting 13 persons, the accused having been convicted on their own confessions; 44 cases relating to 55 persons were tried by Common Jury, and 3 cases affecting 4 persons by Special Jury. In the remaining one case, which was left undisposed of at the close of the year, the prisoner was a man of unsound mind and was ordered to be detained in the Lunatic Asylum.

The result of these trials was that 10 persons were acquitted and 62 convicted.

10. The 62 persons convicted during the year include 32 persons convicted of theft, house-breaking by night and receiving stolen property; 28 of these latter were old offenders, the sentences passed against them being as follows:—

Transportation for a term... 3

Rigorous imprisonment ranging between 6 months and 2 years ... 1

Do between 2 and 7 years. {with solitary confinement ... 7

{without do ... 16

Whipping in lieu of other punishment ... 1

Total... 28

In addition to imprisonment, 3 old offenders were sentenced also to whipping.

11. Of the remaining 34 persons, 5 were sentenced to transportation, a fine being added in the case of two of them, 28 to rigorous imprisonment, with the addition of a fine in the case of 3 persons; and 1 to simple imprisonment.

12. The sentences of rigorous imprisonment ranged for terms between 2 to 7 years in the case of 16 persons, and between 6 months and 2 years in the case of 9, and were for six months and under in the case of the remaining 3 persons. The sentence of simple imprisonment passed was for one month.

13. The total amount of fines imposed during the year was Rupees 26,000, of which nothing has been realized. Rupees 160 were recovered during the year on account of fines imposed in previous years.

14. The number of witnesses examined during the four Sessions was 375.

APPELLATE JURISDICTION.

15. As a rule, no Benches sit separately for the disposal of Criminal work. An approximate calculation, as accurate as circumstances permit, has, however, been made of the number of Benches actually occupied as Courts of Criminal Appeal in 1882, and it has been ascertained that there were 128 such Benches, of which 73 consisted of a single Judge, 43 of two, and 12 of three Judges. The hearing of the Appeals from convictions arising out of the riots between Muhmmadans and Hindus in the Salem Town occupied a Bench of 3 Judges for 9 days and the Appeal in the Chingleput Record-theft case occupied a Bench similarly constituted, for 3 days.

16. The receipts from Court Fees during the year amounted to Rupees 626.

TRIALS.

Old offenders.

Disposals and mode of disposal.

Sentences on old offenders.

Other sentences.

Terms of imprisonment.

Fines.

Witnesses examined.

APPELLATE JURISDICTION.

Benches and Sittings.

Receipts from Court Fees.

APPEALS.

Files.

17. The number of Appeals received in the High Court from the sentences or orders of the subordinate Criminal Courts was 434 and the number of persons concerned, 694.

18. The above figures include 6 Appeals by Government from judgments of acquittal under Section 272 of the Code of Criminal Procedure, in which 25 persons were concerned, and 6 cases of disagreement between Judge and Jury under Section 263 in which 7 persons were concerned.

Comparison of four years' files.

19. Below is shown the variation in the number of Appeals received for the 4 years (1879 to 1882), and in the number of persons concerned.

Year.	Appeals.	Persons.
1879 ...	552	974
1880 ...	763	1,097
1881 ...	481	682
1882 ...	434	694

1882 shows a decrease in the number of Appeals, as compared with the three previous years.

20. The following table distributes, by Districts, the Appeals received in 1880, 1881 and 1882 and the persons concerned in them.

Files of 1880, 1881 and 1882 distributed by Districts.

Districts.	1880.		1881.		1882.	
	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.
Arcot (North) ...	53	55	19	21	21	43
Arcot (South) ...	15	19	26	30	19	28
Bellary ...	33	60	41	63	36	54
Canara (South) ...	20	36	13	16	23	33
Chingleput ...	16	17	9	12	5	5
Coimbatore ...	16	31	7	8	17	27
Nilgiris ...	2	2	...	...	...	...
Cuddapah ...	18	21	12	23	21	32
Ganjam ...	24	30	20	29	27	31
Do. (Agency) ...	2	2	2	2	...	...
Godavari ...	171	211	103	112	14	14
Do. (Agency) ...	43	65	1	1	...	...
Kistna ...	12	30	12	15	11	11
Kurnool ...	5	14	12	17	11	11
Madura ...	52	99	24	28	25	44
Malabar (North) ...	18	21	18	21	15	24
Malabar (South) ...	9	21	3	9	8	19
Nellore ...	18	19	9	14	7	7
Salem ...	35	49	26	37	54	111
Tanjore (North) ...	35	42	25	23	25	27
Tanjore (South) ...	36	42	23	33	14	20
Tinnevely ...	18	37	16	24	31	58
Trichinopoly ...	27	50	16	29	15	33
Vizagapatam ...	53	79	20	37	...	...
Do. (Agency) ...	23	41	15	64	31	52
Presidency Magistrates, Madras ...	3	4	4	4	4	5
Total ...	763	1,097	481	682	434	694
Average for Mufussal Districts ...	36	52	23	32	19	31

21. From this table it will be observed that the decrease noticed above in the Appellate file of 1882 is mainly owing to the fall in the number of Appeals from Godavari and Vizagapatam Districts in the year under review. The large number in the preceding year was, as remarked in the report for that year, due to convictions in connection with the Rumpa disturbances. Of the 54 Appeals shown against Salem, 24 Appeals related to the Salem riots.

APPEALS.

Disposals.

22. Including 50 Appeals affecting 70 persons, which were pending at the close of 1881, and excluding 2 Appeals affecting 2 persons who died while their cases were pending, the total number for disposal in 1882 was 482 Appeals affecting 762 persons, as against 561 Appeals affecting 837 persons in 1881.

23. Of these, 381 Appeals affecting 551 persons were disposed of. There were left 101 Appeals affecting 211 persons undisposed of at the close of the year. This was, in a measure, due to the large number of institutions in the last quarter of the year and to the fact that the Judges were occupied with protracted appeals arising out of the Salem and Gudiatam riots and the Chingleput record-theft case.

24. The Appeals disposed of in 1880, 1881 and 1882 are classified below according to their nature.

	1880.	1881.	1882.	Appeals and persons dealt with in 1880, 1881 and 1882.
Appeals from convictions, Section 271, Criminal Procedure Code...	703	501	368	
Do. „ Judgments of acquittal, Section 272 „	7	4	6	
Cases of disagreement between Judge and Jury, Section 263 „	8	6	7	
Total ...	718	511	381	

25. The following statement compares, in detail, the cases disposed of in 1881 and 1882.

Cases disposed of in 1881 & 1882 compared in detail.

Result of Appeals.	1881.		1882.	
	Appeals.	Percent-age to total.	Appeals.	Percent-age to total.
Summarily rejected under Sec. 278, Criminal Procedure Code ...	109	21.33	76	19.95
Conviction confirmed ...	244	47.75	180	47.24
Sentence modified ...	115	22.50	71	18.64
„ reversed ...	26	5.09	23	6.04
„ partly confirmed, modified or reversed ...	...	...	12	3.15
Appeals remanded ...	8	1.57	8	2.10
On perusal of Records. Judgment of acquittal confirmed ...	2	.39	4	1.05
„ reversed and new trial ordered. „ reversed, conviction recorded and sentence passed...	1	.20	1	.26
Verdict of the Jury set aside ...	3	.59	4	1.05
„ upheld ...	2	.39	2	.52
„ modified ...	1	.19	...	...
Total...	511	100.00	381	100.00

26. From the above figures, the following facts may be summarized. 67 per cent. of the Appeals failed in 1882 as compared with 69 per cent. in 1881; and in 6 per cent. of the appeals were the persons concerned acquitted as compared with 5 per cent. in 1881. The proportion of appeals in which the Judgments appealed against were modified in the case of all the persons concerned was only 18.64 per cent. as against 22.50 per cent. in 1881.

APPEALS.

27. The following statement exhibits, by Districts, the persons dealt with in 1882, according to the mode of disposal.

Persons dealt with in 1882 distributed according to Districts and mode of disposal.	District.	In cases summa- rily rejected.	Conviction.					Acquittal.				Verdict of Jury.			Total.
			Confirmed.	Sentence			Reversed and remanded.	Confirmed.	Reversed & new trial ordered.	Reversed, con- viction re- corded & sen- tence passed.	Upheld.	Modified.	Set aside.		
				Reduced.	Enhan- ced.	Reversed.									
Arcot (North)	...	6	9	3	...	1	1	...	...	...	...	...	...	20	
Arcot (South)	...	5	6	15	...	...	6	5	...	...	...	...	...	37	
Bellary	...	10	38	5	...	...	...	...	...	...	...	...	...	53	
Canara (South)	...	1	16	4	...	9	...	...	...	...	...	...	...	31	
Chingleput	...	2	2	1	...	...	...	...	...	...	1	...	...	5	
Coimbatore	...	3	10	5	...	4	2	...	...	...	...	...	...	24	
Nilgiris	...	...	...	...	...	...	...	...	...	...	...	...	...	...	
Cuddapah	...	1	12	3	...	5	1	...	...	...	...	...	...	...	
Ganjam	...	4	26	2	...	1	...	...	...	...	...	...	...	22	
Ganjam (Agency)	...	...	...	...	...	...	...	...	...	...	...	...	...	33	
Godavari	...	3	3	7	...	...	...	...	...	...	...	...	...	...	
Godavari (Agency)	...	...	...	...	...	...	...	...	...	...	...	...	...	13	
Kistna	...	3	9	...	...	1	...	...	...	...	...	...	...	13	
Kurnool	...	1	5	2	...	2	...	...	...	...	...	...	...	10	
Madura	...	4	20	10	...	...	...	...	...	...	...	...	...	...	
Malabar (North)	...	4	16	5	...	3	...	...	...	...	1	...	1	36	
Malabar (South)	...	1	5	13	...	1	...	...	...	...	...	...	...	28	
Nellore	...	1	4	2	...	...	3	...	...	...	...	...	...	20	
Salem	...	2	17	13	...	...	...	...	...	...	...	...	...	10	
Tanjore (North)	...	5	10	...	...	...	...	...	...	...	...	...	...	32	
Tanjore (South)	...	12	4	1	...	...	...	...	...	...	...	4	...	19	
Tinnevely	...	7	16	11	...	11	6	...	...	...	...	...	...	17	
Trichinopoly	...	14	12	1	...	5	3	...	4	...	...	...	...	51	
Vizagapatam	...	5	19	5	...	...	3	...	...	1	...	...	...	39	
Vizagapatam (Agency)	...	...	...	...	...	...	...	...	...	...	...	...	...	33	
Presidency Magistrates	...	2	1	1	...	...	...	...	...	...	...	...	1	4	
Total...		96	260	109	...	43	13	17	...	5	2	...	6	551	

Comparison of the past 4 years' work.

28. The following statement exhibits the variations in the number of Appeals for disposal, disposed of and in arrear, for the last 4 years (1879 to 1882).

Year.	For disposal.	Disposed of.	In arrear.
1879... ..	616	534	42
1880... ..	802	718	84
1881... ..	561	511	50
1882... ..	482	381	101
Total...	2,461	2,184	277
Average...	615	546	69

Average duration.

29. The average duration of the Appeals disposed of during the year was 43 days as against 46 days in 1881.

SUPERINTENDENCE, REFERENCE AND REVISION.

30. In 1882, the High Court, as a Court of Reference, received 65 cases referred under Section 287, Criminal Procedure Code, for confirmation of sentences of death passed on 86 persons, as compared with 77 cases affecting 98 persons received in 1881, and 89 cases affecting 118 persons in 1880.

31. Including 4 cases affecting 5 persons, which were pending at the close of 1881, the total for disposal was 69 cases affecting 91 persons. Of these, the Court disposed of 66 cases affecting 87 persons, as compared with 82 cases affecting 104 persons in 1881, leaving 3 cases affecting 4 persons undisposed of at the close of the year.

32. The following table distributes, by Districts, the cases received in 1880, 1881 and 1882 and the persons therein concerned.

Districts.	1880.		1881.		1882.	
	Cases.	Persons.	Cases.	Persons.	Cases.	Persons.
Arcot (North)	5	5	6	7	4	5
Arcot (South)	1	2	...	...	1	1
Bellary	4	4	7	10	8	11
Canara (South)	2	2	4	4	7	9
Chingleput	1	2	1	1	...	...
Coimbatore	5	5	3	3	6	15
Nilgiris	...	...	...	...	...	...
Cuddappah	4	6	3	3	4	5
Ganjam	2	3	3	3	4	4
Do. (Agency)	...	...	...	...	2	2
Godavari	12	26	19	24	1	1
Do. (Agency)	8	12	...	...	...	...
Kistna	2	2	2	3	1	1
Kurnool	3	3	5	5	2	2
Madura	1	1	3	3	1	1
Malabar (North)	1	1	1	1	1	1
Malabar (South)	4	4	4	4	2	3
Nellore	5	5	1	1	1	1
Salem	3	3	5	7	5	9
Tanjore (North)	...	...	1	1	1	1
Tanjore (South)	2	2	...	...	1	1
Tinnevely	2	2	1	1	4	4
Trichinopoly	2	2	3	5	...	...
Vizagapatam	7	9	5	12	5	5
Do. (Agency)	13	17	...	...	2	2
Do. Joint Sessions Judge's Court.	...	...	...	...	2	2
Total...	89	118	77	98	65	86

33. This table shows a considerable falling off in the number of capital sentences referred to the High Court. That the high figures in 1880 and 1881 were due to the Rumpa disturbances is shown by the large number of references from the Godavari and Vizagapatam Courts. The number of cases as well as of persons received in 1882 is fewer than in 1879 and previous years.

34. The following statement shows, for the last 3 years (1880 to 1882), the number of persons on whom sentence of death was passed and the manner in which they were dealt with by the High Court.

Mode of disposal.		1880.	1881.	1882.
Persons in whose cases the sentence of death was	confirmed	72	78	53*
	reversed	8	11	5
	commuted to life-transportation	26	18	21
	commuted to imprisonment	4	1	1
Persons in whose cases new trial was ordered		...	1	2
Total...		110	104	87

* 1 died in Jail pending the Appeal.

Capital sentences submitted for confirmation.

Disposals.

Disposals of 1880, 1881 and 1882 distributed by Districts.

Persons how dealt with for the past 3 years.

SUPERIN-
TENDENCE,
REFERENCE
AND
REVISION.

35. The following statement exhibits, by Districts and the mode of disposal, the persons dealt with for the year 1882.

Persons
dealt with
in 1882 dis-
tributed
according
to Districts
and mode
of disposal.

District,	Sentence of Death					Total.
	Confirmed.	Commuted to life transportation.	Commuted to rigorous imprisonment.	Reversed and acquittal ordered.	Reversed and new trial ordered.	
Arcot (North) ...	3	2	...	...	...	5
Arcot (South) ...	1	...	...	...	...	1
Bellary ...	9	2	...	...	...	11
Canara (South) ...	3	2	...	2	...	7
Chingleput ...	...	...	...	...	...	...
Coimbatore ...	9	6	...	...	...	15
Nilgiris ...	...	...	...	...	...	...
Cuddapah ...	3	...	...	2	...	5
Ganjam ...	4	1	...	...	...	5
" (Agency) ...	1	1	...	...	...	2
Godavari ...	3	...	...	...	...	3
" (Agency) ...	...	...	...	...	...	...
Kistna ...	3	...	...	...	...	3
Kurnool ...	2	...	...	...	...	2
Madura ...	1	...	...	...	...	1
Malabar (North) ...	1	...	...	...	...	1
Malabar (South) ...	...	1	1	1	...	3
Nellore ...	1	...	...	...	...	1
Salem ...	4	5	...	...	...	9
Tanjore (North) ...	1	...	...	...	...	1
Tanjore (South) ...	1	...	...	...	...	1
Tinnevely ...	3	...	...	...	...	3
Trichinopoly ...	...	...	...	...	...	...
Vizagapatam ...	3	1	...	...	...	4
" (Agency) ...	2	...	...	...	...	2
Joint Sessions Judge's Court... ..	...	...	...	...	2	2
Total ...	58	21	1	5	2	87

Cases refer-
red for revi-
sion.

36. 333 cases were referred for orders to the High Court, as a Court of Revision, by District Magistrates and Sessions Judges under Section 296 of the Code of Criminal Procedure, and one case was referred by the Chief Presidency Magistrate, Egmore, under Section 131 of Act IV of 1877.

Disposals.

37. Including 51 cases pending at the close of 1881, the total number of cases for disposal was 385. Of this number, the High Court disposed of 356, leaving 29 pending at the close of the year,

38. The following table distributes, by Courts and Districts, the cases stated above as referred for orders under Section 236, and disposed of by the High Court in 1882:

SUPERIN-
TENDENCE,
REFERENCE
AND
REVISION.

REVISION.

Court by which reported.	Number of cases in which Proceedings were			Total number of cases disposed of.	Disposals distributed by Districts and classes of Courts.
	Quashed.	Modified.	Not interfered with.		
<i>District Magistrates.</i>					
Arcot (North) ...	8	5	6	19	
Arcot (South) ...	28	2	1	31	
Anantapur ...	4	10	7	21	
Bellary ...	15	3	11	29	
Canara (South) ...	5	...	2	7	
Chingleput ...	10	2	12	24	
Coimbatore ...	1	...	2	3	
Nilgiris ...	1	...	3	4	
Cuddapah ...	9	2	3	14	
Ganjam ...	4	...	1	5	
Godavari ...	10	2	1	13	
Kistna ...	6	8	6	20	
Kurnool ...	2	3	2	7	
Madura ...	12	8	4	24	
Malabar ...	3	4	3	10	
Nellore ...	12	6	10	28	
Salem ...	8	3	2	13	
Tanjore ...	16	...	7	23	
Tinnevely ...	6	...	3	9	
Trichinopoly ...	4	1	8	13	
Vizagapatam ...	2	1	2	5	
Bangalore ...	1	...	...	1	
Madras ...	...	1	...	1	
Total ...	167	61	96	324	
<i>Sessions Courts.</i>					
Arcot (North) ...	1	1	...	2	
Do. (South) ...	1	1	2	4	
Canara (South) ...	2	...	1	3	
Cuddapah ...	2	1	3	6	
Ganjam ...	...	...	3	3	
Do. (Agency) ...	1	...	...	1	
Godavari ...	3	...	...	3	
Salem ...	4	...	1	5	
Tanjore (North) ...	1	...	...	1	
Vizagapatam ...	...	...	1	1	
Do. (Agency)...	1	1	1	3	
Total...	16	4	12	32	
Grand Total...	183	65	108	356	

39. It will be seen from the above table that of the cases disposed of in 1881, 324 were referred by District Magistrates, and 32 only by Sessions Judges. Of the former, the largest numbers were referred from the Districts of South Arcot, Bellary and Nellore.

40. In about 51.40 per cent. of the cases disposed of, the proceedings reported upon were quashed or set aside, and in 18.26 per cent. the sentences or orders were modified, and in the remaining 30.34 per cent. the Court declined to interfere.

41. In 12 out of the 32 cases referred by Sessions Judges, the High Court declined to interfere.

*Superintendence,
Reference and Revision.*

SUPERIN-
TENDENCE,
REFERENCE
AND
REVISION.

Applica-
tions for
revision.
Persons
dealt with
in 1881
and 1882
compared.

42. The Court also received during the year 170 applications from convicted persons for the revision, under Section 297, of the sentences or orders passed against them. Including 28 applications pending at the close of 1881, the total for disposal was 198. Of this number, 167 applications were disposed of, leaving 31 applications pending at the close of the year.

43. The following figures show in what manner the persons concerned in the cases dealt with by the Court as a Court of Revision, otherwise than of the Court's own motion, were disposed of in 1881 and 1882.

		1881.	1882.
Number of persons in whose cases conviction or order was quashed or set aside.		374	378
Do. modified ...	...	86	216
Do. proceedings were not interfered with	...	341	752
Do. further enquiry ordered	...	9	...
Total...		810	1,346

Lower
Courts' Cal-
endars of
trials and
appeals.

44. In the exercise also of its powers as a Court of Revision, the Court received 1,145 calendars of Sessions Trials and 2,010 of Trials by 1st Class Magistrates; also 281 of Appeals heard by Sessions Courts and 2,803 of Appeals heard by 1st Class Magistrates, making a total of 6,239 cases. Including 446 pending at the close of 1881, the total number of cases for disposal was 6,685 cases. Of these, 5,496 cases were recorded on perusal, and in 162, records were called for, with the result that the sentences or orders of the Lower Courts were interfered with only in 39 cases.

Applica-
tions for
transfer,
&c.

45. The Court disposed also of 17 applications for transfer of cases, granting 9 and rejecting 8, and of 12 applications for release of prisoners on bail pending disposal by the Court of their Appeals, granting 3 only.

Comparison
of five year's
Criminal
work.

46. The following comparative statement shows in one view the whole Criminal work dealt with by the High Court for the last five years, 1878 to 1882.

Nature of Cases.	1878.			1879.			1880.			1881.			1882.		
	Received.	Disposed of.	Pending.	Received.	Disposed of.	Pending.	Received.	Disposed of.	Pending.	Received.	Disposed of.	Pending.	Received.	Disposed of.	Pending.
Sessions Cases ...	101	107	...	68	68	...	28	27	1	69	69	1	69	69	1
Criminal Appeals ...	667	673	59	472	489	42	763	718	84	481	511	50	434	381	101
Sentence of death under Sec. 287 ...	88	85	6	70	73	3	89	83	9	77	82	4	65	66	3
Revision cases under Secs. 296 & 297 ...	236	240	8	179	168	10	381	349	42	323	314	51	334	356	29
Other Cases under Sec. 297 ...	41	45	5	191	186	10	272	257	15	310	299	28	332	329	31
Total ...	1,133	1,150	78	980	984	65	533	1,434	151	1,260	1,275	134	1,231	1,501	165
Judgments, &c. perused...	...	11,341	78	...	18,566	...	...	5,015	99	5,522	5,175	446	6,239	5,496	1,027

CRIMINAL JUSTICE.

ORIGINAL JURISDICTION.

COURTS UNDER THE HIGH COURT.

AT THE PRESIDENCY TOWN.

Presidency Magistrates' Courts.

47. As in the last year, there were in the year under review at the Presidency Town two Magistrates' Courts, the one situated in the suburb of Egmore and the other in Black Town. Each Court is presided over by two Magistrates who sit singly and simultaneously except when hearing appeals under the Municipal Act, in which case two Magistrates form a Bench.

48. The local jurisdiction of these Courts is coterminous with that of the Presidency Court of Small Causes and covers an area of 26.82 square miles with a population of 405,848 persons.

49. The Receipts and Charges of the two Courts during the year are detailed below:—

Receipts.		Charges.		Rs.
Process fees in cash	...	Salaries of Magistrates	...	47,126
Court Fees	...	" Process servers	...	168
Fines...	...	" Establishment	...	15,021
Forfeitures	...	Contingent charges	...	1,446
		Compensations to complainants	...	1,523
		Total...		65,284
		Deficit...		28,888
		Total...		36,396

Taking the Courts separately, it is found that there is a deficit of over 24,000 Rs. in the Egmore Court as against a trifle over 4,500 Rs. in the Black Town Court.

TRIALS.

50. In 1882, there were brought in these Courts 29,584 cases affecting 35,915 persons as compared with 27,102 cases affecting 33,776 persons in 1881.

51. Including 27 cases affecting 66 persons, which were pending at the close of 1881, the total for disposal was 29,611 cases affecting 36,981 persons. Of these, 29,596 cases affecting 36,953 persons were disposed of, leaving 15 cases affecting 28 persons undisposed of at the close of the year.

52. The following Statement classifies, according to the mode of disposal, the cases dealt with in 1882.

	Cases.	Percentage.
Finally disposed of on Regular trial	130	44
" Summary trial	29,395	99.32
Committed...	65	.22
Otherwise disposed of...	6	.02
Total	29,596	100.00

53. The persons concerned in these cases are distributed below according to the mode in which they were dealt with.

	Persons.	Percentage.
Discharged or acquitted	2,412	6.53
Convicted	34,452	93.23
Committed	80	.22
Otherwise dealt with	9	.02
Total	36,953	100.00

Original
Jurisdiction.

COURTS
UNDER THE
HIGH COURT.

At the Presi-
dency Town.

TRIALS.

Cases how
disposed of.

Persons
how dealt
with.

TRIALS.
Average
number dis-
posed of per
day.
Sentences
passed.

54. Each Magistrate disposed of, on an average, about 20 cases a day in the Egmore Court and about 32 a day in the Black Town Court.

55. The following Statement shows, in detail, the sentences imposed on the persons convicted during the year.

			Persons.	Percentage.
Imprisonment ...	Rigorous.	{ with solitary confinement ..	29	·09
	Simple	{ without „	706	2·06
Fine without imprisonment	...	...	69	·20
Whipping in lieu of other punishment	...	...	33,255	97·03
			213	·62
Total ...			34,272	100·00

The remaining 180 convicted persons were ordered under Act XIII of 1859 to complete contracts for labor, &c., entered into by them.

56. Of the 804 persons sentenced to imprisonment, 73 were also sentenced to fine. 51 of the persons included in the above statement were also sentenced to whipping, and 33 were bound by recognizance to keep the peace.

Terms of imprisonment. 57. 623 persons were imprisoned for varying terms not exceeding 6 months and 112 for terms ranging between 6 months and 2 years.

Juvenile offenders. 58. Of the 213 persons sentenced to whipping as a sole punishment, 134 were juvenile offenders.

Fines. 59. The fines imposed during the year amounted to Rs. 33,456, and of this sum Rupees 28,089 were realized. Rs. 209 were also recovered during the year on account of fines imposed in previous years.

Compensation. 60. Complainants were ordered to pay compensations, under Section 242 of the Presidency Magistrates' Act, to 24 accused persons.

Witnesses examined. 61. The number of witnesses examined was 13,498. Of these, 113 or only 0·83 per cent. were detained in Court for more than three days.

Municipal Appeals. 62. There were, on the file of the Black Town Court, 2 appeals affecting 2 persons received under Section 191 of the Madras Municipal Act V of 1878. Of these, one appeal affecting one person was referred under the provisions of Section 192 of the said Act for the decision of the High Court, and the other case was pending at the close of the year.

Work of the Commissioner of Police. 63. The Commissioner of Police, in the exercise of his powers as a Magistrate (vide para 61 of last year's Report) received during the year 13 cases affecting 20 persons, all of whom were discharged as there were no sufficient grounds for placing them before a Presidency Magistrate. The average duration of the cases before this officer was 6 days. Three witnesses were examined by him in these cases, and all of them were detained beyond three days.

CRIMINAL JUSTICE.

ORIGINAL JURISDICTION.

COURTS UNDER THE HIGH COURT.

IN THE INTERIOR.

64. In 1882 there were thirteen classes of Courts exercising original jurisdiction in the interior. These are :—

- (1) Village Magistrates' (Heads of Villages) Courts.
- (2) Benches of Magistrates.
- (3) Special Magistrates' Courts (empowered under Section 42, Act X of 1872.)
- (4) Courts of Subordinate Magistrates (Tahsildars, Sheristadars, Town Magistrates, &c.).
- (5) Courts of Deputy Collectors as Magistrates.
- (6) Courts of Assistant Collectors as Magistrates.
- (7) Courts of Assistant Agents.
- (8) Cantonment Magistrates' Courts.
- (9) Joint Magistrates' Courts.
- (10) District Magistrates' Courts.
- (11) Sessions Courts.
- (12) Courts of Principal Assistant Collector (Vizagapatam) and Collector (Nilgiris) as Joint and Additional Sessions Judges.
- (13) Courts of Agents to the Governor.

65. 160,214 cases affecting 302,250 persons were received in all these Courts in 1882. Total files.

Village Magistrates' Courts.

66. Omitting the Presidency Town, there are in all 49,361 villages in this Presidency, and these are stated to be distributed among 36,428 Heads of Villages. Of these latter, 32,211 Village-heads are shown to have been exercising Criminal powers in 1882. Except in the Districts of North and South Malabar, North and South Tanjore and Tinnevely, the Returns show a larger number of Courts exercising Criminal powers than the number of cases instituted, an inconsistency adverted to in the reports of former years. It seems probable that Village Magistrates, who at one time or other tried Criminal cases, are exhibited as "actually exercising Criminal powers" in the year, even though they may not have received or tried a single case within the period covered by the returns.

67. 14,064 cases affecting 21,402 persons were received by these Courts in 1882. The returns for these Courts for 1881 and previous years do not show the cases instituted but only those disposed of. A comparison of the institutions of 1882 with those of former years is therefore impossible. Files.

68. Including 23 cases affecting 40 persons pending from the end of 1881, there were 14,087 cases affecting 21,442 persons for disposal. Of these, 14,047 cases affecting 21,360 persons were disposed of, 3,820 cases affecting 7,194 persons being dismissed, and the remaining 10,229 cases resulting in the conviction of the 14,166 persons concerned therein. Disposals.

Original
Jurisdiction.
COURTS
UNDER THE
HIGH COURT.
In the
Interior.

Classes of
Courts
exercising
Original
Jurisdiction.

Number of
working
Courts.

Disposals
of 1882
compared
with the
previous ten
years.

69. Below is shown the variation in the work done by Village Magistrates for the last eleven years (1872 to 1882).

	Cases.
1872	24,194
1873	23,548
1874	21,886
1875	21,864
1876	19,361
1877	23,903
1878	18,616
1879	13,508
1880	12,701
1881	13,698

Total... 1,93,279

Average... 19,328
Compare 1882... 14,047

Sentences
passed.

70. Of the 14,166 persons convicted as shown above, 10,149 were imprisoned and 4,017 were confined in stocks.

REGULAR
COURTS.

REGULAR COURTS.

71. The work of the Village Magistrates having been separately dealt with above, the work of the Regular Courts will now be reviewed, first as a whole and then by classes of Courts. The review will necessarily be less complete than that of the High Court of Fort William until this Court receives the Statistical tables which, under the latest G. O. on the subject dated 24th January 1883, No. 192, Judicial, are to be adopted in this Presidency in the ensuing year.

TRIALS.

Files.

72. 146,150 cases affecting 280,848 persons were brought before these Courts during the year under review.

The following table exhibits the proportions in which the several classes of Regular Courts have shared in the work thus received.

Class of Courts.	Cases.	Percentage.	Persons.	Percentage.
Benches of Magistrates	27,320	18.69	32,184	11.46
Special Magistrates	916	.63	1,541	.55
Stipendiary Magistrates, (other than District and Special Magistrates)	1,16,339	79.60	2,43,891	86.84
District Magistrates	268	.18	600	.21
Sessions Courts	1,307	.90	2,632	.94
Total...	1,46,150	100.00	2,80,848	100.00

Disposals.

73. Including 1,598 cases affecting 4,633 persons which were pending at the close of 1881 and excluding cases which were transferred or in which the accused died or escaped, the total for disposal during the year was 149,482 cases affecting 287,899 persons. Of these, 148,041 cases affecting 283,669 persons were disposed of, leaving 1,441 cases affecting 4,230 persons undisposed of at the end of the year.

74. The following statement exhibits the proportions in which the several classes of Courts have contributed to the total disposals of the year.

TRIALS.

Contribution of the several classes of Courts to total disposals.

Class of Courts.	Cases.	Percentage.	Persons.	Percentage.
Benches of Magistrates	29,991	20.26	35,590	12.54
Special Magistrates	971	.66	1,881	.67
Stipendiary Magistrates (other than District and Special Magistrates)	1,15,495	78.01	2,43,022	85.67
District Magistrates	251	.17	461	.16
Sessions Courts	1,333	.90	2,715	.96
Total...	1,48,041	100.00	2,83,669	100.00

75. The largest share of criminal work was received and disposed of in the Courts of the Magistrates of lower grades. Both the institutions and the disposals in the year exceed those in the previous year, but this increase was almost exclusively in the Courts of Bench Magistrates, the figures in those Courts being 3,217 and 2,778 cases under each head respectively.

76. The following statement distributes by classes of Courts the total number of cases and persons left undisposed of at the close of the year.

Contribution of the several classes of Courts to total arrears.

Class of Courts.	Cases.	Percentage.	Persons.	Percentage.
Benches of Magistrates	29	2.01	47	1.11
Special Magistrates	5	.35	7	.17
Stipendiary Magistrates (other than Special and District Magistrates)	1,378	95.63	4,135	97.75
District Magistrates	9	.62	20	.47
Courts of Session	20	1.39	21	.50
Total...	1,441	100.00	4,230	100.00

77. These figures show a considerable reduction in the pending file as compared with 1881.

78. The following statement distributes, according to the mode of disposal, the cases dealt with in 1882:—

Cases how disposed of.

	Cases.	Percentage.
Finally disposed of on Regular Trial ..	1,04,900	70.86
„ Summary Trial ..	35,197	23.77
Committed or referred	12,052	1.39
Otherwise disposed of	15,892	3.98
Total...	1,48,041	100.00

79. The small proportion of cases committed or referred suggests the paucity of the graver crimes and of minor offences attended with aggravating circumstances such as would warrant an enhanced punishment; but the Court has reason to think that references and commitments are not always made where the circumstances would justify such action and that insufficient sentences are not unfrequently passed by Magistrates of the 2nd and 3rd grades. The proportion of cases decided summarily is slightly in excess of that in 1881.

TRIALS.

Persons
how dealt
with.

80. The following Statement distributes, according to the mode of disposal, the persons concerned in these cases.

	Persons.	Percentage.
Discharged or acquitted ...	1,45,045	51.18
Convicted ...	1,17,247	41.33
Committed or referred ...	4,380	1.55
Otherwise dealt with ...	16,997	5.99
Total...	2,83,669	100.00

Number of
persons
convicted
in 1882
compared
with the
previous
ten years.

81. The following Statement compares the number of persons convicted and punished for the eleven years (1872 to 1882) :—

1872 ...	93,945	1879 ...	110,880
1873 ..	93,067	1880 ...	104,667
1874 ...	91,513	1881 ...	114,469
1875 ...	100,591		
1876 ...	108,750	Total...	1,207,825
1877 ...	170,384	Average...	120,782
1878 ...	132,929	Compare 1882...	117,247

Sentences
passed.

82. The following Statement shows in detail the sentences passed on the persons convicted during the year.

	Persons.	Percentage.
Transportation... { For life ...	84	.07
For a term ...	40	.03
Imprisonment... { Rigorous { with solitary confinement ...	60	.05
without ,,	15,896	13.66
Simple ...	2,781	2.40
Fine without imprisonment ...	95,538	82.12
Whipping without other punishment ...	1,946	1.67
Total...	116,345	100.00

Of the remaining 902 persons, 870 were ordered under Act XIII of 1859 to complete contracts for labor, &c. entered into by them; and the remaining 32 are persons, who are erroneously shown in the magisterial returns as "convicted," but who, in fact, were not convicted of any specific offence, but were only ordered to enter into recognizances to keep the peace or give security for good behaviour.

83. Of the 18,737 persons sentenced to imprisonment, 3,994 persons were also sentenced to fine. In the cases of 177 persons, whipping was awarded as an additional punishment. Of the persons sentenced to whipping, 733 were juvenile offenders. Of the persons convicted of offences relating to public tranquillity, 64 were also ordered to enter into recognizances to keep the peace.

Recogniz-
ances to
keep the
peace and
security for
good beha-
viour.

84. Under section 491 of the Code of Criminal Procedure, 183 persons were ordered to enter into recognizances to keep the peace and under Chapter XXXVIII of the same Code, 43 were ordered to give security for good behaviour. Of these, 27 persons suffered imprisonment for non-compliance with the order under the one or the other of the abovementioned provisions.

Terms of
imprison-
ment.

85. 6,290 persons were imprisoned for 15 days and under; 10,841 persons for varying terms not exceeding six months and 1,093 for terms ranging between six months and two years. In the case of 488 persons, the terms of imprisonment ranged between 2 and 7 years and the terms exceeded 7 years in the case of 25 persons.

Fines.

86. The fine imposed during the year amounted to Rs. 4,90,933 and of this sum Rs. 3,56,460 was realized. A sum of Rs. 12,913 was also recovered during the year on account of fines imposed in previous years.

87. Rs. 29,596 was paid as compensation to complainants under section 308 of the Criminal Procedure Code.

88. The number of witnesses examined in all these Courts was 337,612, of whom 32,581 or about 10 per cent. were detained at the Courts beyond three days.

I.—Benches of Magistrates.

89. In 1882, there were 41 Benches of Magistrates against 39 in 1881. The Magistrates constituting these Benches were 162 in number.

90. There appear to be no Courts of this class in the year under review in the Districts of North Arcot and Trichinopoly or in the Agencies of Ganjam, Godavari and Vizagapatam.

TRIALS.

91. 27,320 cases affecting 32,184 persons were brought before these Benches during the year. Including 100 cases concerning 125 persons which were pending from the end of 1881, and excluding transfers and cases in which the accused died or escaped, the total for disposal was 30,020 cases affecting 35,637 persons. Of these, 29,991 cases affecting 35,590 persons were disposed of, leaving 29 cases affecting 47 persons pending at the close of the year.

92. The following statement classifies the cases disposed of according to the mode of disposal :—

	Cases.	Percentage.
Finally disposed of on Summary trial ...	29,239	97.49
Committed or referred for higher punishment ...	4	.02
Otherwise disposed of ...	748	2.49
Total...	29,991	100.00

93. The following statement distributes, according to the mode of disposal, the persons concerned in these cases.

	Persons.	Percentage.
Discharged or acquitted ...	8,783	24.68
Convicted ...	25,395	71.35
Committed or referred for higher punishment ...	4	.02
Otherwise dealt with ...	1,408	3.95
Total...	35,590	100.00

94. The average duration of the cases disposed of was two days.

95. The following statement shows, in detail, the sentences imposed on the 25,395 persons convicted during the year.

	Persons.	Percentage.
Imprisonment { Rigorous ...	75	.30
Simple ...	240	.95
Fine without imprisonment ...	24,996	98.75
Whipping without other punishment ...	1	...
Total...	25,312	100.00

The remaining 83 persons, of whom 67 belonged to the Nilgiris, were ordered under Act XIII of 1859 to complete contracts for labor, &c. entered into by them.

96. Of the 315 persons sentenced to imprisonment, only 20 were sentenced to fine in addition thereto. One of the persons sentenced to whipping was a juvenile offender.

97. The terms for which sentences of imprisonment were passed ranged between 15 days and 6 months in the case of 17 persons, and were for 15 days and under in the case of the remaining 298.

98. The fines imposed during the year amounted to Rs. 19,230, and of this sum Rs. 17,811 were realized. Rs. 139 were also collected during the year on account of fines imposed in previous years.

99. Rs. 637 were paid to complainants as compensation under Section 308, Criminal Procedure Code.

100. The number of witnesses examined by these Courts in 1882 was 25,699, of whom 413 were detained beyond three days.

TRIALS.

Number of Magistrates and their powers.

II.—Special Magistrates' Courts.

101. There were 15 Special Magistrates appointed under Section 42 of the Code of Criminal Procedure (Act X of 1872) in the following Districts:—South Arcot, South Canara, Ganjam, Godavari, Madura, Nellore, Salem, Tanjore (North), and Tinnevely. 6 of these Magistrates were invested with the powers of a Magistrate of the 1st class, 2 of the 2nd, and 7 of the 3rd.

Number of Courts that worked and that did not work.

102. Three of these Magistrates, one at Mangalore, one at Calingapatam in the Ganjam District and one in Nellore, received no cases during the year; and the Court of the Special Magistrate of Ramnad ceased to exist soon after the commencement of the year. The number of Courts of this class at work throughout the year was thus reduced to 11.

TRIALS.

Files and disposals.

103. 916 cases affecting 1,541 persons were brought before these Courts during the year. Including 14* cases affecting 44 persons pending at the beginning of the year and excluding transfers and cases in which the accused died or escaped, the total for disposal was 976 cases concerning 1,888 persons. Of these 971 cases concerning 1,881 persons were disposed of, leaving 5 cases affecting 7 persons undisposed of at the close of the year.

Cases how disposed of.

104. The following statement classifies the cases disposed of according to the mode of disposal:—

	Cases.	Percentage.
Finally disposed of on regular trial ...	945	97.32
Committed or referred for higher punishment ...	24	2.47
Otherwise disposed of ...	2	.21
Total...	971	100.00

Persons how dealt with.

105. The following statement distributes, according to the mode of disposal, the persons concerned in these cases:—

	Persons.	Percentage.
Discharged or acquitted ...	998	53.06
Convicted... ..	735	39.07
Committed or referred for higher punishment...	141	7.50
Otherwise disposed of ...	7	.37
Total...	1881	100.00

Average duration. Sentences passed.

106. The average duration of the cases disposed of was two days.

107. The following statement shows, in detail, the sentences imposed on the 735 persons convicted during the year:—

	Persons.	Percentage.
Imprisonment { Rigorous ...	109	14.83
{ Simple ...	37	5.04
Fine without imprisonment ...	586	79.73
Whipping without other punishment ...	3	.40
Total...	735	100.00

108. Of the 146 persons sentenced to imprisonment, 59 were also sentenced to fine. Of the 3 persons punished with whipping, 2 were juvenile offenders.

Terms of imprisonment.

109. The sentences of imprisonment passed were for varying terms of 6 months and under in the case of 75 persons and were for 15 days and under in the case of 71.

Fines.

110. The fines imposed during the year amounted to Rs. 3,641. Of this sum Rs. 1,979 were realized. There were also Rs. 77 recovered during the year on account of fines imposed in previous years.

* The difference between this and the figures in the last year's report is due to the facts that the cases pending in the Court of the Coringa Magistrate, who was treated last year as a Special Magistrate but is now reported to be an ordinary Magistrate, have been here excluded, and that 2 out of the 5 cases shown as pending in 1881 in the Court of the Porto Novo Magistrate have merged in another case of which they were mere repetitions.

111. Rs. 48 were paid to complainants as compensation under Section 308, Criminal Procedure Code.

112. The number of witnesses examined by these Courts was 2,428; of these as many as 1,181 or 48 per cent. were detained in Court for more than three days. This high percentage is owing to the fact that 1,134 witnesses were detained beyond three days in the Court of the Special Sub-magistrate of Cuddalore Town.

III.—Stipendiary Magistrates.

(Other than Special and District Magistrates.)

113. During the year under review, the number of Stipendiary Magistrates, other than District and Special Magistrates, was 580. These are classed as follows:—

- 15 Joint Magistrates,
- 42 Head Assistant and Assistant Magistrates,
- 36 Deputy Magistrates,
- 2 Cantonment Magistrates,
- 484 Other Subordinate Magistrates and
- 1 District Munsif (of Bellary) invested with the powers of a 1st class Magistrate and Justice of the Peace.

TRIALS.

114. 1,16,339 cases affecting 2,43,891 persons were received on the files of these Courts in 1882, as against 1,17,332 cases affecting 2,43,310 persons in 1881. These include 96 cases affecting 201 persons referred for enhanced punishment under Section 46, Criminal Procedure Code. Including 1,428 cases affecting 4,321 persons which were pending at the beginning of the year, and excluding transfers and cases in which the accused died or escaped, the net total for disposal was 1,16,873 cases affecting 2,47,157 persons. Of these 1,15,495 cases concerning 2,43,022 persons were disposed of, leaving 1,378 cases affecting 4,135 persons undisposed of at the close of the year.

115. The following figures show the modes in which the cases disposed of were dealt with:—

	Cases.	Percentage.
Finally disposed of on Regular Trial ...	1,02,564	88.80
Summary Trial ...	5,912	5.12
Committed or referred for higher punishment...	1,932	1.67
Otherwise disposed of ...	5,087	4.41
Total...	1,15,495	100.00

116. The persons concerned in these cases were dealt with in the manner shown below:—

	Persons.	Percentage.
Discharged or acquitted ...	1,33,671	55.00
Convicted ...	89,745	36.93
Committed or referred for higher punishment...	4,125	1.70
Otherwise dealt with ...	15,481	6.37
Total...	243,022	100.00

117. The average duration of the cases disposed of by the several classes of Courts was as follows:—

Courts of Joint Magistrates ...	8 days
" Head Assistant and Assistant Magistrates ...	8 "
" Deputy Magistrates ...	10 "
" Cantonment Magistrates ...	1 day
" Other Subordinate Magistrates ...	6 days

The average for all the Courts taken together was 6 days.

118. Of the 89,745 persons shown above as convicted during the year, 32 were persons who were not convicted of any specific offence, but were, in the exercise of the preventive jurisdiction of the Magistrates, ordered to enter into recognizances to keep the peace or to furnish security for good behaviour. These, it must be observed, are cases of a miscellaneous nature and ought not to have been treated as part of the

Unconvicted persons wrongly treated as convicted.

TRIALS.
Sentences
passed.

regular files of the Magistrates. Excluding, therefore, these 32 persons, the number of persons actually convicted was 89,713, and the nature of the sentences passed on them is shown below:—

		Persons.	Percentage.
Imprisonment	Rigorous { with solitary confinement	43	0.05
	without „	14,683	16.51
	Simple	2,440	2.74
Fine without imprisonment		69,853	78.55
Whipping without other punishment...		1,907	2.15
Total		88,926	100.00

The remaining 787 persons were ordered under Act XIII of 1859 to complete contracts for labor, &c. entered into by them.

119. Of the 17,166 persons sentenced to imprisonment, 3,748 were also sentenced to fine. In addition to other punishments imposed on them, 152 persons were sentenced to whipping and 39 were directed to enter into recognizances to keep the peace. Of the persons sentenced to whipping alone, 715 were juvenile offenders.

Terms of
imprison-
ment.

120. 5,885 persons were imprisoned for periods under 15 days. In the case of 10,528 persons the terms of imprisonment did not exceed six months, and they ranged between 6 months and 2 years in the case of 749 persons. The remaining 4 persons were sentenced to terms of imprisonment exceeding 2 years by Joint and Assistant Magistrates in the exercise of the powers conferred by Section 314 of the Code of Criminal Procedure.

Recogni-
zances to
keep the
peace and
security for
good beha-
viour.

121. Under Section 491 of the same Code, 96 persons were required to enter into recognizances to keep the peace, and, under Chapter XXXVIII, 42 persons were ordered to give security for good behaviour.

Fines.

122. 25 persons for terms under 1 year, and 1 person for a term exceeding that limit, were imprisoned for non-compliance with the order made under one or other of the abovementioned provisions.

123. The fines imposed by these Courts during the year amounted to Rs. 4,15,011, and of this sum Rs. 3,19,047 were realized. A sum of Rs. 11,487 was also collected in the year on account of fines imposed in former years.

Compensa-
tion.

124. The amount of compensation awarded to complainants under Section 308 of the Code amounted to Rs. 28,196.

Witnesses
examined.

125. The number of witnesses examined was 3,00,447, and of these 28,952 or 9 per cent. were detained beyond three days.

IV.—District Magistrates.

Number of
Districts.

126. The number of Districts in this Presidency during the year under review was 21 against 20 in the previous year. As stated in para. 207 of the report on Civil Justice, this increase is owing to the creation of the new District of Anantapur. The Office of Judicial Commissioner, Nilgiris, having been abolished, the District now forms a part of the Sessions Division of Coimbatore and is administered by a District Magistrate, who exercises also the powers of an additional Sessions Judge.

TRIALS.

Files and
Disposals.

127. Inclusive of 11 cases affecting 14 persons referred for enhanced punishment under Section 46 of the Code of Criminal Procedure (Act X of 1872), 268 cases affecting 600 persons were received in 1882 in the Courts of these Magistrates, as against 217 cases affecting 411 persons in 1881. The increase was contributed to principally by Salem, Ganjam, Bellary and Canara (South), the numbers in excess of the institutions of 1881 being 36, 33, 18 and 14 respectively. Of the 41 cases filed in the Salem District Magistrate's Court in 1882, as many as 40 were received during the third and fourth quarters of the year, and probably most of these were cases arising out of the late tumults in that town. Including 9 cases concerning 22 persons which were pending at the beginning of the year, and excluding transfers and cases in which the accused died or escaped, the number for disposal by these Courts was 260 cases concerning 481 persons.

Interior.
Jurisdiction.

TRIALS.

Disposals.

Cases how
disposed of.

128. Of this number, 251 cases affecting 461 persons were disposed of, leaving 9 cases affecting 20 persons pending at the close of the year.

129. The following statement classifies, according to the mode of disposal, the cases dealt with in the year.

	Cases.	Percentage.
Finally disposed of on regular trial ...	174	69.32
Summary trial ...	46	18.33
Committed „	6	2.35
Otherwise dealt with ...	25	10.00
Total	251	100.00

130. The statement given below distributes, according to the mode of disposal, the persons concerned in these cases.

	Persons.	Percentage.
Discharged or acquitted ...	223	48.37
Convicted ...	171	37.10
Committed ...	17	3.69
Otherwise dealt with ...	50	10.84
Total	461	100.00

Persons
how dealt
with.

131. The District Magistrate of Malabar received and disposed of no cases whatever during the year. Every other District Magistrate received and tried cases, the number disposed of by the District Magistrates of Ganjam, South Canara, Vizagapatam, Salem and Godavari, being 39, 29, 25, 23 and 18 respectively. On the whole, the District Returns for the year afford evidence of increased action on the part of the District Magistrates, to which a stimulus was given by the observations of the Government upon the report of 1880, adverted to in para. 127 of the Criminal Report for 1881.

Work done
by District
Magis-
trates.

132. The average duration of the cases disposed of was 8 days.

Average
duration.
Sentences
passed.

133. The following statement shows, in detail, the sentences imposed upon the 171 persons convicted during the year:—

	Persons.	Percentage.
Imprisonment... { Rigorous ..	84	49.12
Simple ..	16	9.36
Fine without imprisonment ...	64	37.43
Whipping without other punishment ...	7	4.09
Total	171	100.00

134. On 16 of the 100 persons sentenced to imprisonment were fines imposed as an additional punishment. In the case of 4, whipping was awarded in addition to other punishment, while 15 of the convicted persons were ordered also to enter into recognizances to keep the peace, and one of them was imprisoned for a term under one year for non-compliance with the order. Of the persons sentenced to whipping alone, 5 were juvenile offenders.

135. 15 persons were sentenced to imprisonment for varying terms not exceeding 15 days and 59 for terms not exceeding six months. In the case of the remaining 26 persons, the terms of imprisonment ranged between 6 months and 2 years.

Terms of
imprison-
ment.

136. Under Section 491, Criminal Procedure Code, 37 persons were ordered to enter into recognizances to keep the peace, and under Chapter XXXVIII, one person was required to find security for good behaviour.

Recogni-
zances to
keep peace
and security
for good
behaviour.
Fines.

137. The amount of fines imposed during the year was Rs. 3,791, of which Rs. 2,277 was realized.

138. Rs. 427 was paid as compensation to complainants under Section 308 of the Code.

Compensa-
tion.

139. 827 witnesses were examined, of whom 101 or about one-eighth of the number were detained in Court beyond three days.

Witnesses
examined.

V.—Courts of Session.

Number of
Sessions
Divisions.

140. In the year under review, there were 24 Sessions Divisions against 25 in 1881, the Nilgiri District having, as stated elsewhere, been included in the Coimbatore Division. 21 of these were presided over by Sessions Judges and 3 by Agents to the Governor. The Sessions Judge of Vizagapatam was assisted by a Joint Sessions Judge, and the Coimbatore Judge by the additional Sessions Judge (Nilgiris). An additional Sessions Judge, appointed specially for the trial of cases which arose out of the Salem riots, was at work during 71 days in the year.

Commit-
ments.

141. 1,307 cases affecting 2,632 persons were committed to these Courts for trial, against 1,414 affecting 2,791 persons in 1881.

Commit-
ments of
1881 and
1882 distri-
buted by
classes of
Courts.

142. The following table distributes, classes by of Courts, the cases received in 1881 and 1882 and the persons therein concerned:—

CLASS OF COURTS.	1881.		1882.	
	Cases.	Persons.	Cases.	Persons.
Sessions Courts (including Joint and Additional Sessions Judges.)	1391	2,682	1,259	2,542
Courts of Agents to Governor	23	109	48	90
Total...	1,414	2,791	1,307	2,632

143. Of the cases shown against Sessions Courts in the above statement, 11 affecting 124 persons were received by the Special Additional Sessions Judge, Salem.

Courts
showing an
increase in
1882 over
1881.

144. There was a marked increase in the number of cases committed for trial during the year, as compared with 1881, in the following Districts:—

	1881.	1882.	Increase.
Madura	81	107	26
Ganjam	36	56	20
Arcot (North)	93	111	18
Salem	81	92	11
Arcot (South)	55	64	9

Courts
showing a
decrease in
1882 as
compared
with 1881.

145. The following Districts show a considerable decrease:—

	1881.	1882.	Decrease.
Godavari	116	49	67
Vizagapatam	63	34	29
Nellore	69	48	21
Bellary	109	89	20
Trichinopoly	74	54	20
Tanjore (South)	59	40	19
Kurnool	44	31	13
Canara (South)	56	45	11

Courts hav-
ing over
100 persons
for trial.

146. In the following 12 Districts, the number of persons tried by the Sessions Courts exceeded 100.

	Persons.
Tinnevely	204
Madura	195
Arcot (North)	188
Godavari	171
Arcot (South)	165
Bellary	157
Malabar (South)	136
Salem	133
Do. (Addl.)	124
Trichinopoly	132
Coimbatore	121
Ganjam	104
Tanjore (South)	100

Courts hav-
ing over 50
persons for
trial.

147. The Courts of the Ganjam and Godavari Agents and the Joint and Additional Sessions Judges of Vizagapatam and Nilgiris being excepted, every other Court had more than 50 persons for trial.

Interior.
Jurisdiction.

TRIALS.
Disposals.

148. Including 47 cases affecting 121 persons which were pending at the beginning of the year, and excluding transfers and cases in which the accused died or escaped, there were 1,353 cases concerning 2,736 persons for disposal in 1882. Of these, 1,333 cases affecting 2,715 persons were disposed of, leaving 20 cases affecting 21 persons undisposed of at the close of the year.

149. The following statement classifies, according to the mode of disposal, the cases dealt with in 1882:—

	Cases.	Percentage.
Finally disposed of on Regular Trial	1,217	91.30
Referred to High Court	86	6.45
Otherwise disposed of	30	2.25
Total...	1,333	100.00

150. Of these cases, 143 were tried by Jury in the Districts of North Arcot, South Canara, Cuddapah, Godavari, Madura, North Tanjore and South Tanjore, and in the Vizagapatam Agency and the additional Sessions Judges' Courts, of the Nilgiris and Vizagapatam; and 1,054 cases were tried with the aid of Assessors. The remaining 136 were cases withdrawn, or in which the accused were convicted on their own confessions, or in which the trial was suspended under section 459 of the Code of Criminal Procedure.

151. In the cases tried by Jury, the Judge differed from the Jury in 9 cases affecting 8 persons. Of these, the cases of 7 persons were referred to the High Court under section 263 of the Criminal Procedure Code.

152. In the cases tried with Assessors, the Judge agreed with them in 821 cases, differed from one Assessor in 66, from a majority in 4 and from all in 133. The remaining 30 are cases in which no opinion was taken from the Assessors under Section 251 of the Code of Criminal Procedure.

153. The following Statement distributes, according to the mode of disposal, the 2,715 persons concerned in the 1,333 cases disposed of in 1882.

	Persons.	Percentage.
Discharged or acquitted	1,370	50.46
Convicted	1,201	44.24
Referred to the High Court under Secs. 263 and 287, Criminal Procedure Code.	93	3.42
Otherwise dealt with	51	1.88
Total...	2,715	100.00

154. The proportion of persons convicted to those committed for trial in 1881 and 1882 is shown below:—

	Committed.	Convicted.	Percentage.
1881	2,791	1,323	47.40
1882	2,632	1,203	45.70

Proportions
of convic-
tions to
commit-
ments in
1881 and
1882.

155. The following figures give the proportions of convictions to commitments in the several Sessions Divisions of the Presidency, the Districts in which trial by Jury has been introduced being distinguished from those in which the accused persons are tried by a Judge and Assessors:—

	Percentage.
Cuddapah	59.76
Tanjore (North)	58.89
Arcot (North)	55.32
Madura	52.31
Vizagapatam (Agency)	50.77
Canara (South)	44.05
Tanjore (South)	27.27
Godavari	20.88

Proportions
of convic-
tions in
Jury and
Assessors'
Districts
distin-
guished.

TRIALS.

Proportions
of convict-
tions in Jury
and Asses-
sors' Dis-
tricts dis-
tinguished.

Assessors' Districts...	Malabar (North)...	...	68-85
	Malabar (South)...	...	55-88
	Ganjam	...	55-77
	Tinnevely	...	50-49
	Kurnool	...	44-74
	Trichinopoly	...	43-09
	Chingleput	...	40-79
	Salem	...	40-60
	Bellary	...	37-11
	Arcot (South)	...	36-97
	Kistna	...	36-51
	Nellore	...	35-29
	Coimbatore	...	34-71
	Vizagapatam	...	27-12

Average
duration.

156. The average duration of the cases disposed of is, as shown in the returns, 3 days in the Courts of Session as well as in those of Agents.

Sentences
passed.

157. The following statement shows, in detail, the sentences imposed on the 1,201 persons convicted during the year.

		Persons.	Percentage.
Transportation	For life...	84	6-99
	For a term	40	3-33
Imprisonment.	Rigorous { With solitary confinement	17	1-42
	Without	945	78-68
	Simple	48	4-00
	Fine without imprisonment	39	3-25
	Whipping without other punishment	28	2-33
Total ..1,201*			100-00

158. Of the 1,010 persons sentenced to imprisonment, 151 were also sentenced to fine. On 21 of the persons included in the above statement, sentence of whipping was passed as an additional punishment. Of the 28 persons sentenced to whipping alone, 10 were juvenile offenders.

Terms of
imprison-
ment.

159. 21 persons were imprisoned for terms not exceeding 15 days and 162 for terms of six months and under. In the case of 318 persons, the periods of imprisonment ranged between six months and two years; and in the cases of 484, between two and seven years. The remaining 25 persons were sentenced to imprisonment for terms exceeding 7 years. One convicted person who had been ordered to furnish security for good behaviour, was imprisoned for non-compliance with the order, and 9 were ordered to enter into recognizances to keep the peace.

Fines.

160. The fines imposed during the year amounted to Rs. 49,260, of which Rs. 15,346 were realized. Rs. 1,210 were also recovered on account of fines imposed in previous years.

Compensation.

161. Rs. 288 were paid as compensation to complainants under Section 308, Code of Criminal Procedure.

Witnesses
examined.

162. The number of witnesses examined was 8,211, of whom 1,934 or 22-33 per cent. were detained in Court beyond three days.

* This includes 85 persons convicted by the special additional Sessions Judge of Salem, the sentences imposed on them being as follows:—

		Persons.
Transportation	For life	1
	For a term	9
Rigorous Imprisonment...	For 15 days and under	1
	6 months	5
	2 years	19
Five of the persons imprisoned were sentenced to fine also.		50

CRIMINAL JUSTICE.

APPELLATE JURISDICTION.

COURTS UNDER THE HIGH COURT.

163. In 1882, there were 127 Courts exercising jurisdiction as Courts of appeal. Number and classes of Courts.

164. These Courts were presided over by various grades of Judges as follows:—

- 21 Sessions Judges,
- 2 Agents to the Governor,
- 2 Additional Sessions Judges,
- 21 District Magistrates,
- 13 Joint Magistrates,
- 64 Assistant and Deputy Magistrates, and
- 4 Assistant Agents.

165. As in last year, no appeals were filed before the Agent to the Governor at Ganjam. Courts having no work.

APPEALS.

APPEALS.

166. 3,398 appeals in which 8,519 persons were concerned were received in 1882, as against 3,053 appeals preferred by 6,992 persons in 1881. Files.

167. The following Statement distributes these appeals and persons by classes of Courts. Files of 1882 distributed by classes of Courts.

Class of Courts.	Appeals.	Persons.
Sessions Courts	320	620
Courts of Agents to Governor	3	3
Additional Sessions Judges' Courts	6	67
District Magistrates' Courts	365	924
Joint Magistrates' Courts	832	2,158
Assistant and Deputy Magistrates' Courts	1,858	4,726
Assistant Agents' Courts	14	21
Total...	3,398	8,519

168. Including 159* appeals affecting 427 persons, which were pending at the beginning of the year, and excluding transfers, the total number for actual disposal was 3,582 appeals affecting 9,030 persons. Of these, 3,378 appeals affecting 8,542 persons were disposed of, leaving 204 appeals affecting 488 persons undisposed of at the close of the year. Disposals.

169. The following table distributes these appeals and persons by classes of Courts:— Disposals of 1882 distributed by classes of Courts.

Class of Courts.	Appeals.	Persons.
Sessions Courts	305	599
Courts of Agents to the Governor	3	3
Additional Sessions Judges' Courts	6	67
District Magistrates' Courts	334	873
Joint Magistrates' Courts	796	2,125
Assistant and Deputy Magistrates' Courts	1,920	4,854
Courts of Assistant Agents	14	21
Total...	3,378	

* The difference between these figures and those in para. 161 of the report for the year is due to the fact that 7 appeals affecting 18 persons which had been pending at the end of 1881 in the late Joint Magistrate's Court of Bellary were shown in the returns of 1882 as "received by transfer" by the Courts to which they were sent for disposal.

R

25278

= 211,7,15 + m82

m83

APPEALS.
Ten years' comparison of appeals and persons dealt with.

170. The following statement shows the variations in the number of appeals disposed of by the Criminal Courts in the interior for the last eleven years (1872 to 1882) and in the number of persons therein concerned.

	Cases.	Persons.		Cases.	Persons.
1872 ...	3812	9570	1879 ...	2778	5230
1873 ...	3843	9371	1880 ...	2995	6843
1874 ...	3678	8541	1881 ...	3015	6957
1875 ...	3223	7619			
1876 ...	3435	8085	Total ...	32,712	74,837
1877 ...	3109	6826	Average ...	3271	7,484
1878 ...	2824	5795	Compare 1882	3,378	8,542

Disposals of the past five years in Sessions Courts distributed by Districts.

171. The following table compares, by Districts, the number of appeals disposed of by Sessions Judges and Additional Sessions Judges and Agents to the Governor for the last five years (1878 to 1882) and the number of persons therein concerned.

Districts.	1878.		1879.		1880.		1881.		1882.	
	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.
Arcot (North) ...	60	73	24	34	20	39	6	9	10	17
Arcot (South) ...	22	47	20	27	8	2	15	20	18	25
Bellary ...	22	26	17	23	27	45	17	25	29	73
Canara (South) ...	9	15	7	13	13	83	8	13	13	18
Chingleput ...	6	10	24	44	13	17	8	8	10	35
Coimbatore ...	22	39	7	13	17	14	2	2	12	23
Cuddapah ...	17	26	19	29	7	9	11	17	18	53
Ganjam ...	11	16	5	5	13	9	17	25	15	18
Godavari ...	28	34	26	39	23	25	15	15	21	33
Kistna ...	28	36	25	30	27	48	11	14	11	15
Kurnool ...	16	17	9	14	12	27	13	13	12	16
Madura ...	98	137	124	169	86	116	37	67	21	26
Malabar (North) ...	14	22	10	13	11	19	7	9	4	4
Malabar (South) ...	30	46	22	55	34	49	17	31	19	62
Nellore ...	11	14	7	13	12	12	10	16	18	29
Salem ...	21	24	11	13	13	23	12	16	17	26
Tanjore (North) ...	2	2	8	20	2	2	...	...	4	4
Tanjore (South) ...	8	13	6	19	16	45	17	25	16	68
Tinnevely ...	11	21	6	41	23	38	6	17	5	7
Trichinopoly ...	30	49	15	45	31	41	19	30	12	12
Vizagapatam ...	8	9	14	16	5	5	26	36	20	35
Agent to the Governor at Ganjam ...	...	...	4	4	1	3	...	...	...	...
Do Godavari ...	...	...	...	...	9	11	4	8	1	1
Do Vizagapatam ...	...	...	3	5	4	10	7	10	2	2
Additional Sessions Judge, Nilgiris ...	7	7	18	23	8	13	7	7	1	1
Do. Salem ...	...	...	...	...	...	...	...	...	5	66
Total ...	491	633	431	707	435	673	292	431	314	669
Average upon 31 Districts..	23	33	20	34	20	32	13	20	15	32

172. The following statement compares, by Districts, the number of Appeals disposed of by District Magistrates for the last five years (1878 to 1882) and the number of persons therein concerned.

Districts.	1878.		1879.		1880.		1881.		1882.	
	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.
Arcot (North) ...	19	26	13	17	7	17	7	12	17	23
Arcot (South) ...	22	32	16	41	11	23	5	11	4	7
Anantapur ...	...	...	20	20	...	...	2	2	2	5
Bellary ...	...	...	24	76	34	109	46	120	48	126
Canara (South) ...	31	90	6	25	10	30	4	8	8	13
Chingleput ...	1	1	6	30	7	27	14	23	13	34
Coimbatore ...	4	4	11	3	5	5	5	11	2	5
Cuddapah ...	3	5	2	55	8	24	12	35	44	106
Ganjam ...	15	30	19	116	24	48	1	1	1	1
Godavari ...	37	55	64	79	13	39	9	29	14	45
Kistna ...	11	23	30	79	13	39	9	29	4	5
Kurnool ...	4	6	4	13	13	26	9	19	4	26
Madura ...	61	110	35	73	8	21	3	6	12	29
Malabar ...	40	88	31	49	22	41	20	54	15	29
Nellore ...	19	77	15	53	14	28	6	15	11	11
Nilgiris ...	...	...	2	6	...	...	3	4	1	1
Salem ...	31	43	41	78	55	116	52	110	22	66
Tanjore ...	3	15	3	16	6	77	15	79	10	18
Tinnevely ...	22	57	2	13	4	10	24	64	19	37
Trichinopoly ...	18	39	28	50	43	78	56	146	49	233
Vizagapatam ...	11	25	20	30	2	8	28	46	17	33
Total ...	352	726	386	843	286	727	316	795	334	873
Average ...	17	34	18	40	13	34	15	38	16	41

APPEALS.
Disposals of the past five years in District Magistrates' Courts distributed by Districts.

173. The following statement compares, by Districts, the number of appeals disposed of by all other Magistrates for the last five years (1878 to 1882) and the number of persons therein concerned.

Districts.	1878.		1879.		1880.		1881.		1882.	
	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.	Appeals.	Persons.
Arcot (North) ...	110	163	97	214	96	211	131	236	158	344
Arcot (South) ...	132	302	123	216	149	381	157	341	224	525
Anantapur ...	...	...	...	...	...	...	...	...	74	231
Bellary ...	71	133	87	142	94	190	138	261	7	147
Canara (South) ...	50	179	44	135	47	145	37	120	29	63
Chingleput ...	40	121	60	191	55	149	76	219	79	260
Coimbatore ...	124	253	66	184	90	187	113	240	91	261
Cuddapah ...	65	139	63	130	98	284	109	324	132	333
Ganjam ...	88	188	82	165	122	302	146	371	101	235
Godavari ...	140	279	126	292	176	344	166	259	139	359
Kistna ...	143	275	103	202	121	183	111	262	106	266
Kurnool ...	30	57	52	128	48	92	61	109	88	197
Madura ...	125	311	159	386	193	460	225	625	196	573
Malabar ...	273	474	266	563	296	621	225	496	327	690
Nellore ...	39	97	43	88	31	56	59	124	55	126
Nilgiris ...	...	...	...	...	...	...	...	...	2	2
Salem ...	76	124	56	143	83	175	95	233	118	305
Tanjore ...	170	455	201	657	169	582	190	574	281	676
Tinnevely ...	207	594	224	637	238	698	189	570	281	642
Trichinopoly ...	45	138	45	139	59	151	73	167	70	188
Vizagapatam ...	73	157	44	68	109	237	106	200	114	356
Total ...	1,981	4,389	1,961	4,690	2,274	5,443	2,407	5,781	2,716	6,979
Average ...	94	209	98	233	106	259	114	273	129	332

Disposals of the past five years in all the other Courts distributed by Districts.

APPEALS.
Appellants
how dealt
with.

174. The following figures show the number of persons under each head of disposal for the year 1882 and the proportion each such head bears to the total.

	Persons.	Percentage.
Appeals rejected	478	5.60
Conviction or order confirmed	4,311	50.47
Sentence or order reversed	2,745	32.14
" enhanced	46	.51
" reduced or modified	801	9.38
Proceedings quashed	76	.89
New trial or further enquiry ordered	49	.58
Otherwise disposed of	36	.43

Total .. 8,542 100.00

Disposals
of 1882
compared
in detail
with those
of the pre-
ceding ten
years.

175. The following Statement compares the results, as regards persons, of the appeals disposed of for the last eleven years (1872 to 1882) :-

Year.	PERSONS.				
	Appeals were rejected.	Conviction confirmed.	Sentence altered or annulled.	Otherwise disposed of.	Percentage of Cols. 2 & 3 to the total number dealt with.
1	2	3	4	5	6
1872	1,835	4,540	2,852	283	67.08
1873	1,857	4,096	3,144	274	63.62
1874	1,655	3,566	3,012	308	61.12
1875	1,389	3,530	2,578	172	63.90
1876	1,216	3,684	2,907	278	60.60
1877	1,245	3,001	2,391	189	62.20
1878	845	2,496	2,228	229	57.68
1879	776	2,588	2,603	268	58.99
1880	805	3,036	2,702	800	56.13
1881	693	3,152	3,046	66	55.26
Total...	12,266	33,689	27,463	2,363	60.64
Average...	1,226	3,369	2,746	236	60.64
Compare 1882...	478	4,311	3,668	85	56.06

Average
duration.

176. The average duration of the appeals disposed of was 21 days in Sessions Courts, 41 in the Courts of Agents to the Governor, 19 in those of District Magistrates and 18 in those of other Magistrates. The average for all the Courts taken together was 19 days.

REVISION
CASES.

In Sessions
Courts.

REVISION CASES.

177. During the year under review, 249 persons applied to Sessions Courts for their interference in view to a revision by the High Court of the sentences passed on them by the subordinate Courts; and the cases of 2 persons were taken up by Sessions Courts of their own motion on a perusal of the Judgments of the Courts subordinate to them.

Inter-
ference.
Jurisdiction.

178. Including 2 persons pending from the end of 1881 and excluding transfers, there were 252 persons to be dealt with. These were disposed of as follows :-

	Persons.
Interference declined	157
Referred to the High Court under section 296 of the Code of Criminal Procedure	28
Proceedings quashed or further enquiry ordered, &c.	36
Otherwise disposed of	19
Total...	240

179. The 36 persons shown in the above statement as those in whose cases proceedings were quashed, &c., were probably persons concerned in Sessions cases who were directed to be committed for trial under the proviso to Section 296, Criminal Procedure Code.

180. The cases of 12 persons were pending disposal at the close of the year.

181. Also, 329 persons applied to the District Magistrates to obtain a revision by the High Court of the sentences passed on them by the subordinate Courts and the cases of 167 persons were taken up by the same Courts of their own motion on a perusal of Judgments. Including 15 persons pending at the beginning of the year and excluding transfers and persons that died &c., there were 542 to be dealt with. These were disposed of as follows :-

	Persons.
Interference declined	281
Referred to the High Court	170
Proceedings quashed, new trial ordered, &c.	89
Total...	540

182. The cases of 2 persons remained undisposed of at the close of the year.

GENERAL.

183. The statement below gives the relative contributions of the several Districts of the Presidency to the aggregate number of cases (omitting Village Magistrates' Courts) received in 1882.

GENERAL.
Contribution
of the
several Dis-
tricts to the
aggregate
number of
cases filed.

Districts.	Cases.	Appeals		Total.	Percentage.
		to Lower Courts.	to High Court.		
1	2	3	4	5	6
Arcoot (North)	5,728	197	21	5,946	3.96
Arcoot (South)	7,690	236	19	7,945	5.80
Anantapur	2,757	92	...	2,849	1.90
Bellary	6,038	110	36	6,184	4.12
Canara (South)	2,853	91	23	2,967	1.98
Chingleput	6,465	101	5	6,571	4.38
Coimbatore	5,529	114	17	5,660	3.78
Nilgiris	1,957	4	...	1,961	0.02
Cuddapah	4,568	153	21	4,742	3.16
Ganjam	7,564	168	27	7,759	5.29
Do. (Agency)	181	1	...	182	0.01
Godavari	8,166	167	14	8,347	5.70
Do. (Agency)	190	4	...	194	0.03
Kistna	6,980	125	11	7,116	4.74
Kurnool	3,538	109	11	3,658	2.44
Madrass	11,673	232	25	11,930	7.95
Malabar (North)	4,862	132	15	5,009	3.34
Malabar (South)	12,613	230	8	12,851	8.57
Nellore	5,189	87	7	5,283	3.52
Salem	5,855	164	54	6,073	4.14
Tanjore (North)	8,184	106	25	8,315	5.54
Tanjore (South)	7,607	176	14	7,797	5.20
Tinnevely	4,755	309	31	5,095	3.40
Trichinopoly	8,014	187	15	8,216	5.45
Vizagapatam	6,890	151	31	7,072	4.82
Do. (Agency)	804	18	...	822	0.06
Total...	1,46,150	3,596	430	1,49,976	100.00

GENERAL.

Receipts and charges distributed by classes of Courts and net result.

184. The following Statement exhibits the Receipts and Charges of each of the several Classes of Courts for the year 1882.

Class of Courts.	Receipts.	Charges.	Surplus.	Deficit.
High Court	1,089	93,252	...	92,213
Sessions Courts	16,154	2,54,805	...	2,38,451
District Magistrate's Courts...	3,862	1,04,778	...	1,00,916
Presidency Magistrates' Courts	36,396	65,284	...	28,888
Benches of Magistrates	19,101	719	18,382	...
Special Magistrates' Courts ...	2,073	563	1,510	...
Other Stipendiary Magistrates' Courts ...	4,46,187	3,41,826	1,04,361	...
Total...	5,24,812	8,61,027	1,24,253	4,60,468

Net Result... 3,36,215

Proportion by classes of Courts of acquittals and convictions to total disposal.

185. The following Statement exhibits, by classes of Courts, the proportions of persons convicted and acquitted respectively to the total dealt with, for the year 1882, the remainder, if any, being the proportion of persons committed, referred or otherwise disposed of.

Class of Courts.	Discharged and acquitted.	Convicted.
High Court... { Sessions	13-89	86-11
Sessions Courts { Under Sections 263 and 287, C. P. C.	7-37	89-47
District Magistrates' Courts	50-46	44-24
Presidency Magistrates' Courts	48-37	37-10
Benches of Magistrates	6-53	93-23
Special Magistrates' Courts	24-68	71-35
Other Stipendiary Magistrates' Courts...	53-06	39-07
	55-00	36-03

186. As in last year, the ratio of convictions to acquittals and discharges was highest in the Courts of the Presidency Magistrates and Bench Magistrates. But, as will be seen from the two next succeeding tables, over 97 per cent of the persons convicted by these tribunals were punished with fine only, not exceeding, on an average, one rupee per head, thus showing that the offences were mostly of a trivial nature such as municipal cases, nuisance cases, &c. The low percentage of convictions in Sessions Courts is remarkable, seeing that they dealt with only such cases as, in the opinion of the committing Magistrates, disclosed a *prima facie* charge against the accused.

GENERAL.

187. The following Statement exhibits, by classes of Courts, the proportions of the various punishments to the total number of punishments of all kinds.

Proportion by classes of Courts, of each of the various kinds of sentences to total.

Class of Courts.	Death.	Transportation.	Imprisonment.		Fine (alone).	Whipping (alone).
			Rigorous.	Simple.		
High Court. { Sessions	...	12-90	83-88	1-61	...	1-61
Under Sections	263...	...	100-00	...	...	...
"	287...	72-15	1-27	...	...	...
Sessions Courts	...	10-32	80-10	4-00	3-25	2-33
District Magistrates' Courts	...	...	49-12	9-36	37-43	4-09
Presidency Magistrates' Courts...	...	...	2-15	20	97-03	62
Benches of Magistrates	...	...	30	95	98-75	...
Special Magistrates' Courts	...	...	14-83	5-04	79-73	40
Other Stipendiary Magistrates' Courts ...	...	...	16-56	2-74	78-55	2-15

188. The percentage of convicted persons sentenced to fine was highest in the Courts of Presidency Magistrates, Bench Magistrates, Special Magistrates and Other Stipendiary Magistrates. In the higher classes of tribunals, viz. District Magistrates and Sessions Courts, 37½ and 3¼ per cent respectively were fined, but the ratios of persons punished with rigorous imprisonment were 49 and 80 per cent. The whipping percentages show that corporal punishment is inflicted with discretion.

189. The following statement exhibits, by classes of Courts, the number of persons sentenced to fine, the amount of fines imposed and realized during the year and the average fine imposed per head.

Class of Courts.	Number of persons sentenced to fine.	Amount of fine imposed.	Average per head.	Amount realized.
		Rs.	Rs.	Rs.
High Court	5	26,000	5,200	160
Sessions Courts	190	49,260	259	16,556
District Magistrates' Courts	80	3,791	47	2,277
Presidency Magistrates' Courts	33,328	33,456	1	28,298
Benches of Magistrates	25,016	19,230	¾	17,950
Special Magistrates' Courts	645	3,641	5½	2,056
Other Stipendiary Magistrates' Courts	73,601	4,15,011	5½	3,30,534
Total ...	1,32,865	5,50,389	4½	3,97,831

190. 27½ per cent. of the fines imposed remain uncollected. Last year, the proportion of uncollected balance was 25½ per cent. Whether the amount of fine imposed is commensurate with the circumstances of the accused as well as with the gravity of the offence is a point which should not be disregarded by Magistracy.

HIGH COURT OF JUDICATURE,
MADRAS,
2nd October 1883.

GORDON MACKENZIE,
Offg. Registrar,
High Court, Appellate Side.

A P P E N D I X.

I.—Imperial Statements.

JUDICIAL STATEMENT NO. 4.—(CRIMINAL.)
Statement showing the general Results of Criminal Trials in the Tribunals of various Classes in the Province of Madras, in the year 1882.

... of Criminal Trials in the Towns of various Classes in the Province of Madras, in the year 1892.

CLASS OF COURTS.	Total Number of Persons under trial.	PERSONS WHOSE CASES WERE DISPOSED OF.						Persons remaining under trial at the end of the year.	Number of cases disposed of during the year.	Average number of cases during which each case lasted.	Number of witnesses examined.	REMARKS.
		Died, escaped or transferred to another Province &c.	Discharged or acquitted.	CONVICTED.		Committed or referred.						
				On regular trial.	On Summary trial.							
1	2	3	4	5	6	7	8	9	10	11	12	
COURTS IN THE INTERIOR.												
Village officers	21,442	...	7,194	14,166	...	...	82	14,047	...	...	...	
Special Magistrates under Section 42	1,889	1	998	735	...	141	7	971	4	2,438	...	
Honorary Magistrates sitting singly	...	...	...	...	...	...	...	...	...	...	...	
Stipendiary Magistrates sitting singly	2,47,006	98	1,33,580	84,371	5,217	4,125	4,135	1,15,384	6	56,883	...	
Benches of Magistrates	35,643	6	8,783	486	24,909	4	47	29,991	3	25,699	...	
District and Divisional Magistrates—cases referred under Section 46, Criminal Procedure Code	263	...	91	170	1	...	...	122	6	170	...	
Chief Magistrates of Districts	470	3	233	121	36	17	20	240	9	827	...	
Courts of Session	2,742	6	1,370	1,201	...	33	21	1,333	3	8,208	...	
COURTS AT THE PRESIDENCY TOWN OR SEAT OF GOVERNMENT.												
Presidency Magistrates	36,981	...	2,412	107	34,345	80	28	29,596	...	13,468	...	
Original Jurisdiction	74	1	10	62	...	...	1	69	1	375	...	
Under Section 263, Criminal Procedure Code	8	...	2	6	...	...	...	7	...	...	...	
Do. 287 do	91	1	5	79	...	3*	4	66	...	...	...	
Total...	3,46,609	116	1,54,668	1,01,504	64,608	4,462	4,345	1,91,826	...	1,08,088	...	

* These are cases in which further enquiry was ordered.

JUDICIAL STATEMENT No. 5.—(CRIMINAL.)
Statement showing the punishment inflicted by the various Criminal Tribunals in the Province of Madras in the year 1882.

CLASS OF TRIBUNAL.	PERSONS SENTENCED TO										DETAILS OF PUNISHMENT.															Number of boys whose sentences were commuted to detention in a Reformatory School.		
	IMPRISONMENT.										FINE.																	
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of Property.	Fine.	Whipping.	Persons ordered to find or give security or recognizance to keep the peace, or sureties for good behaviour.	Persons imprisoned in default of security for good behaviour.	Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of Fines imposed during the year.	Total amount of Fines realized during the year.	Amount paid by way of compensation.	15 days and under.	6 months and under.	2 years and under.	7 years and under.	Above 7 years.	10 stripes and under.		20 stripes and under.	30 stripes and under.
1																												
COURTS IN THE INTERIOR.																												
Village Officers				109	* 14,166		645	3			537	86	1	1			3,641	2,056	48	71	75				2	1		
Special Magistrates under Section 43				14,726	2,440	26	73,600	2,058	23		65,857	7,488	414	213	10		415,011	3,30,534	28,194	5,905	10,529	749	4		157	704	198	
Honorary Magistrates sitting singly				75	240		25,016	1	3		24,926	88	2				19,230	17,950	637	298	17			1	2			
Stipendiary Magistrates sitting singly																												
Bench of Magistrates																												
District and Divisional Magistrates																												
referred under Section 46, C. P. C.†				84	16		80	11	53	1	60	10	6	2	2		3,791	2,277	427	15	59	26				4	2	
Chief Magistrates of Districts				362	45		190	49	10	1	22	50	52	54	5	7	49,260	16,566	288	21	162	318				6	11	
Courts of Session																												
COURTS AT THE PRESIDENCY TOWN OR SEAT OF GOVERNMENT.																												
Presidency Magistrates' Courts				735	69		33,328	218			33,130	171	28	9			33,456	28,298	1,523	241	451	112			65	93	31	
Original Jurisdiction				52	1		5	4									26,000	160				10	39			2	2	
Superior Courts... {				1																		4						
Under Section 253, C. P. C.																												
Under Section 287, " "																												
Total	57,145	16,750	17,017	33,328	218	4	5	3	243	28	1,24,542	7,893	503	279	17	12,50,389	3,97,831	31,119	6,551	11,297	1,219	529	26	225,811	244			

Note.—Persons sentenced to lashes are not shown in Cols. 26, 27 and 28.

* Of these, 4,017 were confined in stocks.

† These are included in the figures against the previous heads, as information about the same was not separately given in the returns.

JUDICIAL STATEMENT No. V.

PART 1.

Showing Whippings inflicted under Sections 2 and 3, Act VI, 1864, in lieu of other Punishment, in the Province of Madras for the year 1882.

Offences for which awarded.		NUMBER OF STRIPES AWARDED.												Total.	Remarks.
		5 and under		6 to 10.		11 to 15.		16 to 20.		21 to 25.		26 to 30.			
		First Conviction.	Second or subsequent Conviction.	First Conviction.	Second or subsequent Conviction.	First Conviction.	Second or subsequent Conviction.	First Conviction.	Second or subsequent Conviction.	First Conviction.	Second or subsequent Conviction.	First Conviction.	Second or subsequent Conviction.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14		
<i>In lieu of other Punishments.</i>															
<i>(Sections 2 and 3, Act VI, 1864)</i>															
1. Theft, as defined in ...	Sec. 378, I.P.C.	328	3	373	74	232	10	94	11	60	3	53	6	1,247	
	Sec. 380, "	134	...	102	5	47	6	19	6	15	3	20	8	365	
	Sec. 381, "	32	...	62	1	13	2	5	...	1	...	37	...	153	
	Sec. 382, "	...	...	...	...	...	...	...	...	...	...	...	...	...	
2. Extortion, as defined in ...	Sec. 388, "	...	...	...	...	...	...	...	...	...	1	1	...	2	
	Sec. 389, "	...	...	...	...	...	...	...	...	...	...	...	...	...	
3. Dishonestly receiving stolen property, as defined in...	Sec. 411, "	6	...	6	...	4	...	...	...	...	...	2	...	18	
	Sec. 412, "	...	...	...	...	...	...	2	...	...	...	...	...	2	
4. Lurking house-trespass, as defined in Section 443 ...	...	1	...	2	...	...	...	20	...	1	...	1	...	25	
5. Lurking house-trespass by night, as defined in Section 444...	...	...	...	5	...	1	...	1	...	...	...	2	...	9	
6. House-breaking, as defined in Section 445...	...	8	...	12	1	7	...	1	...	...	...	3	...	32	
7. House-breaking by night, as defined in Section 446...	...	30	1	52	9	28	1	25	2	10	...	4	3	165	
8. Offence under Section 14, Act III, 1880.	...	3	...	...	...	...	...	...	...	...	...	...	...	3	
9. Under Section 30, Act I of 1866....	...	4	...	3	...	3	...	...	...	...	...	...	...	10	
Total...	546	4	617	90	335	19	167	19	87	7	123	17	2,031		

JUDICIAL STATEMENT No. V.

PART 2.

Showing Whippings inflicted in addition to other Punishments, Sections 3 and 4, Act VI, 1864, in the Province of Madras for the year 1882.

Offences for which awarded.	NUMBER OF STRIPES.						Total.	Remarks.
	5 and under.	6 to 10.	11 to 15.	16 to 20.	21 to 25.	26 to 30.		
1	2	3	4	5	6	7	8	
<i>In addition to other Punishment.</i>								
<i>(Sections 3 and 4).</i>								
A.—SECTION 3.								
1. Theft, as defined in { Section 378, I. P. C.	18	35	31	12	7	2	105	
2. Extortion, as defined { Section 380, "	12	19	8	7	2	1	49	
3. Dishonestly receiv- { Section 381, "	...	2	...	1	...	...	3	
ing stolen property { Section 382, "	...	...	...	...	...	...	...	
as defined in { Section 388, "	...	...	...	...	...	...	...	
4. Lurking house-trespass, as defined { Section 389, "	...	...	...	...	...	...	...	
in Section 443 ... { Section 411, "	...	...	...	...	...	...	...	
5. Lurking house-trespass by night, as defined in Section 444 ... { Section 412, "	...	...	...	...	...	...	...	
6. House-breaking, as defined in Section 445 ... { Section 443, "	...	1	...	...	...	...	1	
7. House-breaking by night, as defined in Section 446 ... { Section 444, "	1	2	...	...	...	...	3	
8. Offence under Section 14, Act III, 1880. { Section 445, "	2	6	2	1	...	2	13	
B.—SECTION 4.								
1. False evidence, as { Section 193, I. P. C.	...	...	...	...	...	...	...	
defined in { Section 194, "	...	...	...	...	...	...	...	
2. False charge of unnatural offence, as defined in Sections 211 and 377, { Section 195, "	...	...	...	...	...	...	...	
3. Assault, as defined in Section 354, { Section 196, "	...	...	...	...	...	...	...	
4. Rape, as defined in Section 375 ... { Section 197, "	...	...	...	...	...	...	...	
5. Unnatural offence, as defined in Section 377 ... { Section 198, "	...	...	...	...	...	...	...	
6. Robbery, as defined in Section 390, { Section 199, "	1	...	...	1	1	...	3	
7. Dacoity, as defined in Section 391, { Section 200, "	...	...	...	...	...	...	...	
8. Attempt at robbery, as defined in Section 393. { Section 201, "	...	...	...	...	...	...	...	
9. Hurt in committing robbery, as defined in Section 394 ... { Section 202, "	...	...	...	...	...	...	...	
10. Receiving stolen property, as defined in Section 413 ... { Section 203, "	...	...	...	...	...	...	...	
11. Forgery, as defined { Section 463, "	...	...	...	...	...	...	...	
in { Section 466, "	...	...	...	...	...	...	...	
... { Section 467, "	...	...	...	...	...	...	...	
... { Section 468, "	...	...	...	...	...	...	...	
... { Section 469, "	...	...	...	...	...	...	...	
12. Lurking house-trespass, as defined in Section 413 ... { Section 470, "	...	...	...	...	...	...	...	
13. Lurking house-trespass by night, as defined in Section 444 ... { Section 471, "	...	...	...	...	...	...	...	
14. House-breaking, as defined in Section 445 ... { Section 472, "	...	2	1	...	...	...	3	
15. House-breaking by night, as defined in Section 446 ... { Section 473, "	...	3	1	2	1	...	7	
Total ...	31	70	43	21	11	5	187	

JUDICIAL STATEMENT No. V.

PART 3.

Showing Whippings inflicted under Section 5, Act VI, 1864, on Juveniles for offences other than those specified in Parts I and II, in the Province of Madras for the year 1882.

Offence.	STRIPES.													Total.	Remarks.
	5 & under.		6 to 10.		11 to 15.		16 to 20.		21 to 25.		26 to 30.				
	First Conviction.	Subsequent Conviction.	First Conviction.	Subsequent Conviction.	First Conviction.	Subsequent Conviction.	First Conviction.	Subsequent Conviction.	First Conviction.	Subsequent Conviction.	First Conviction.	Subsequent Conviction.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14		
S. 143 I. P. C.	...	...	...	...	...	...	1	...	...	...	...	...	...	1	
S. 160 "	...	...	4	...	...	...	...	...	...	...	...	...	...	4	
S. 193 "	...	...	...	...	1	...	...	...	...	...	...	...	...	1	
S. 224 "	...	...	...	...	...	...	...	...	1	...	...	...	...	1	
S. 225 A. I. P. C.	...	...	...	...	...	...	...	...	2	...	...	...	...	2	
S. 241 "	...	...	...	...	...	...	1	...	...	...	...	...	...	1	
S. 254 "	...	...	...	...	1	...	...	...	...	...	1	...	...	1	
S. 277 "	...	...	1	...	...	...	...	...	...	...	...	...	...	1	
S. 283 "	...	...	1	...	...	...	...	...	...	...	...	...	...	1	
S. 290 "	...	...	...	...	...	...	1	...	...	...	...	...	...	1	
S.S. 304 A. & 338 I. P. C.	...	...	...	...	1	...	...	...	...	...	...	...	...	21	
S. 323 I. P. C.	2	...	15	...	3	...	...	...	...	...	1	...	...	4	
S. 324 "	...	...	1	...	3	...	...	...	...	...	...	...	...	1	
S. 334 "	...	...	...	...	1	...	...	...	...	...	...	...	...	1	
S. 336 "	...	...	1	...	...	...	...	...	...	...	...	...	...	1	
S. 337 "	...	...	...	...	...	...	1	...	...	...	...	...	...	1	
S. 342 "	...	...	1	...	...	...	...	...	...	...	...	...	...	5	
S. 352 "	3	...	1	...	...	...	1	...	...	...	...	...	...	2	
S. 353 "	...	...	2	...	...	...	...	...	...	...	...	...	...	1	
S. 377 "	...	...	...	...	...	...	...	...	3	...	...	...	...	5	
S. 392 "	1	...	1	...	...	...	...	...	...	...	...	...	...	2	
S. 395 "	1	...	1	...	...	...	...	...	...	...	...	...	...	9	
S. 403 "	2	...	4	...	1	...	1	...	1	...	...	...	...	2	
S. 406 "	...	...	1	...	1	...	...	...	...	...	...	...	...	3	
S. 408 "	...	...	2	...	1	...	...	...	...	...	...	...	...	2	
S. 414 "	...	...	...	...	2	...	...	...	...	...	...	...	...	3	
S. 417 "	2	...	...	...	1	...	...	...	...	...	...	...	...	17	
S. 426 "	2	...	14	...	...	...	1	...	...	...	...	...	...	4	
S. 429 "	1	...	1	...	1	...	...	...	1	...	...	...	...	3	
S. 429 & 511 I. P. C.	...	...	1	...	1	...	1	...	...	...	...	...	...	3	
S. 426 I. P. C.	...	...	...	...	2	...	1	...	...	...	...	...	...	3	
S. 451 "	...	...	1	...	2	...	...	...	...	...	...	...	...	8	
S. 454 "	...	...	6	...	...	...	1	1	...	...	...	...	...	6	
S. 457 "	1	...	...	...	3	...	...	...	1	...	1	...	...	14	
Railway Act IV of 1879.	2	...	9	...	3	...	...	...	...	...	...	...	...	...	
Total...	17	...	68	...	28	...	10	1	9	...	4	...	...	137	

JUDICIAL STATEMENT NO. V.

PART 4.

Showing relative number of times Whipping was awarded as compared with other Punishments in the Province of Madras for the year 1882.

Punishments.	Number.	Remarks.
1	2	3
1. Total number of whippings awarded.	2,355	
2. Total number of other punishments.	148,324	
Percentage of Whipping...	1.59	

JUDICIAL STATEMENT NO. 6—(CRIMINAL).

Statement showing the result of Appeal and Revision in Criminal Cases in the Province of Madras, in the year 1882.

TRIBUNALS.	NUMBER OF PERSONS.														Remarks.
	1	2	3	4	5	6	7	8	9	10	11	12	13	14	
	Total number of Appeals and Applicants for Revision before the Courts.	Died, Escaped, Transferred to another Pro. since &c.	Appeals or Applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further inquiry ordered.	Referred for revision to the High Court.	Pending trial.	Average number of days during which each appeal lasted.			
APPEALS.															
To Chief Magistrates of Districts *	8,886	360	428	3,989	44	742	2,554	57	49	..	453	..			
" Courts of Session † ..	705	1	50	342	4	59	191	19	..	..	35	..			
{ by persons convicted ..	721	2	96	260	..	109	48	..	13	..	198	..			
{ by Government from judgments of acquittal ..	85	..	..	17	..	..	5	..	..	..	13	..			
" Superior Courts ..															
Total...	10,147	363	574	4,589	48	910	2,793	76	62	..	689	..			
REVISION.															
By Chief Magistrates of Districts	393	3	142	144	..	8	19	18	44	177	2	..			
" Courts of Session ..	250	..	151	6	..	..	1	2	33	28	12	..			
" Superior Courts ..	1,246	..	..	752	..	216	..	378	..	..	..	..			
Total...	1,989	3	293	902	..	224	20	398	77	205	14	..			
Grand Total...	1	136	867	5,490	48	1,134	2,813	474	139	205	713	..			

* Or other Magistrates authorized to hear Appeals under Section 293, C. P. C.

† Persons concerned in cases under Sections 263 and 287, C. P. C. are excluded as they are separately shown in Statement No 4.

Note.—Persons in cases taken up for Revision of the Court's own motion are also included.

JUDICIAL STATEMENT No. 13—(CRIMINAL).
Statement showing Use of Juries and Assessors in Criminal Courts in the Province of Madras, in the year 1882.

1	Classes of Courts in which Jurors or Assessors are employed.	Established or Average Number of Juries or Assessors in each case, and prescribed qualifications.	Number of Cases tried by Jury.	Number of Cases tried with Assessors.	JURY TRIALS.					ASSESSORS' TRIALS.				Remarks.
					Cases in which the Judge approved of the verdict.	Cases in which the Judge did not approve of the verdict.		NUMBER OF PERSONS, OF THE VERDICT IN RESPECT TO WHOM THE JUDGE DISAPPROVED.	Number of Cases in which Judge agreed with Assessors.	NUMBER OF CASES IN WHICH JUDGE DIFFERED FROM.				
						Wholly.	Partially.			One Assessor.	Both Assessors.			
1					5	6	7	8	9	10	11	12	13	
	Magistrates' Courts under Chapter XXIX, Criminal Procedure Code ... Jurors	...	...	...	...	...	...	...	...	...	...	...	Jurors were employed in the trial of offences under Sections 378, 380, 382, 392 to 395, 397 to 402, 411, 412, 414, 451 to 459 & 461 of the Indian Penal Code; and Assessors in all other cases.	
	Courts of Sessions ... Jurors ... Assessors ...	+ 5 + 2	143 ...	... 1,024*	134 ...	7 ...	2 ...	7 ...	1 ...	831 ...	66 ...	137 ...		
	High Court, Original Criminal Jurisdiction ... Jurors	+ 9	47	...	47	...	...	...	...	...	...	...		
	Total...		190	1,024	181	7	2	7	1	831	66	137		

* Exclusive of 30 Cases in which no opinion was taken.
† Qualifications as described in Sections 404 and 405 of the Code of Criminal Procedure (Act X of 1872).
‡ Qualifications as described in Section 42 of the High Court Criminal Procedure Act, 1875.

APPENDIX.

II.—Special Statements.

I.—Statement exhibiting by Districts the Number of Cases and Persons received, disposed of, and pending in the Courts of Bench Magistrates for the year 1882.

DISTRICTS.	CASES.			PERSONS.			REMARKS.
	Instituted.	Disposed of.	Pending.	Brought for trial.	Disposed of.	Pending.	
1	2	3	4	5	6	7	8
Arcot (North)	...	...	...	...	...	...	
Arcot (South)	2,156	2,160	1	2,381	2,387	1	
Anantapur	430	445	1	450	467	1	
Bellary	3,570	3,571	...	3,758	3,759	...	
Canara (South)	438	438	...	648	648	...	
Chingleput	498	497	1	536	534	2	
Coimbatore	680	674	...	787	784	...	
Cuddapah	722	722	...	1,059	1,059	...	
Ganjam	325	323	...	459	454	...	
Do (Agency)	...	...	...	...	...	...	
Godavari	1,690	1,699	2	2,321	2,337	5	
Do. (Agency)	...	...	...	...	...	...	
Kistna	...	2,243	...	...	2,466	...	
Kurnool	569	565	...	607	603	...	
Madura	2,980	2,979	...	3,229	3,228	...	
Malabar	422	842	...	692	1,629	...	
Nellore	1,237	1,244	...	1,579	1,587	...	
Nilgiris	196	189	...	239	230	...	
Salem	827	795	...	840	808	...	
Tanjore	8,662	8,683	21	9,536	9,542	31	
Tinnevelly	1,185	1,188	3	1,805	1,800	7	
Trichinopoly... ..	...	...	...	...	...	...	
Vizagapatam	733	734	...	1,258	1,268	...	
Do. (Agency)... ..	...	...	...	...	...	...	
Total...	27,320	29,901	29	32,184	35,590	47	

II.—Statement exhibiting by Districts the Number of Cases and Persons received, disposed of, and pending in the Courts of Special Magistrates, for the year 1882.

DISTRICTS.	CASES.			PERSONS.			REMARKS.
	Instituted.	Disposed of.	Pending.	Brought for trial.	Disposed of.	Pending.	
1	2	3	4	5	6	7	8
Arcot (North) ...	...	...	...	...	...	...	
Arcot (South) ...	593	633	5	1,122	1,314	7	
Anantapur ...	...	...	...	...	...	...	
Bellary ...	...	...	...	...	...	...	
Canara (South) ...	...	...	...	...	...	...	
Chingleput ...	...	...	...	...	...	...	
Coimbatore ...	...	...	...	...	...	...	
Cuddapah ...	...	...	...	...	...	...	
Ganjam ...	21	21	...	61	61	...	
Do. (Agency) ...	...	...	...	...	...	...	
Godavari ...	2	2	...	2	2	...	
Do. (Agency) ...	...	...	...	...	...	...	
Kistna ...	...	...	...	...	...	...	
Kurnool ...	...	...	...	...	...	...	
Madura ...	172	171	...	181	180	...	
Malabar ...	...	...	...	...	...	...	
Nellore ...	...	...	...	...	...	...	
Nilgiris ...	...	...	...	...	...	...	
Salem ...	...	16	...	...	148	...	
Tanjore ...	108	108	...	155	156	...	
Tinnevely ...	20	20	...	20	20	...	
Trichinopoly ...	...	...	...	...	...	...	
Vizagapatam ...	...	...	...	...	...	...	
Do. (Agency) ...	...	...	...	...	...	...	
Total...	916	971	5	1,541	1,881	7	

III.—Statement exhibiting by Districts the Number of Cases and Persons received, disposed of, and pending in the Courts of the Stipendiary Subordinate Magistrates (other than Joint, Assistant and Deputy Magistrates), for the year 1882.

DISTRICTS.	CASES.			PERSONS.			REMARKS.
	Instituted.	Disposed of.	Pending.	Brought for trial.	Disposed of.	Pending.	
1	2	3	4	5	6	7	8
Arcot (North) ...	5,303	5,441	69	11,894	11,996	213	
Arcot (South) ...	4,533	4,460	91	10,957	10,873	169	
Anantapur ...	2,233	2,244	50	5,020	4,990	158	
Bellary ...	2,086	2,042	64	4,157	4,045	130	
Canara (South) ...	2,274	2,303	33	5,008	5,080	112	
Chingleput ...	5,316	5,362	20	9,707	9,873	77	
Coimbatore ...	4,638	4,630	103	10,840	10,720	348	
Cuddapah ...	3,637	3,768	61	9,056	9,484	151	
Ganjam ...	7,026	7,037	49	14,129	14,203	133	
Do. (Agency) ...	144	144	...	364	364	...	
Godavari ...	6,068	6,214	50	13,238	13,757	224	
Do. (Agency) ...	113	118	3	170	173	10	
Kistna ...	6,774	5,071	77	13,062	10,828	253	
Kurnool ...	2,747	2,763	18	6,822	6,644	61	
Madura ...	8,106	8,045	103	14,586	14,419	253	
Malabar ...	16,511	16,327	93	28,118	27,680	202	
Nellore ...	3,680	3,750	57	7,836	7,890	276	
Nilgiris ...	1,443	1,442	...	2,211	2,211	...	
Salem ...	4,147	4,151	56	9,886	9,851	180	
Tanjore ...	6,660	6,846	91	15,757	16,082	359	
Tinnevely ...	3,355	3,380	45	9,049	9,005	157	
Trichinopoly ...	7,611	7,601	85	12,897	12,904	221	
Vizagapatam ...	5,922	5,925	29	16,039	16,060	87	
Do. (Agency) ...	691	689	6	1,515	1,503	14	
Total...	1,11,108	1,09,753	1,253	2,32,118	2,30,635	3,797	

IV.—Statement exhibiting by Districts the Number of Cases and Persons received in the Court of Deputy Collectors as Magistrates, for the year 1882.

DISTRICTS.	ORIGINAL.						APPEALS.					
	CASES.			PERSONS.			CASES.			PERSONS.		
	Instituted.	Disposed of.	Pending.	Brought for trial.	Disposed of.	Pending.	Instituted.	Disposed of.	Pending.	Appealing.	Disposed of.	Pending.
1	2	3	4	5	6	7	8	9	10	11	12	13
Arcot (North)...	105	108	1	298	305	5	47	48	4	101	99	7
Arcot (South) ...	85	75	...	227	148	...	33	33	1	82	83	1
Anantapur ...	22	30	...	82	96	...	33	42	1	105	120	5
Bellary ...	175	187	8	328	337	40	46	44	3	100	98	6
Canara (South) ...	47	53	...	111	120	...	9	4	...	23	9	...
Chingleput ...	58	52	6	251	219	8	34	46	1	82	163	1
Coimbatore ...	6	11	2	11	15	2	14	14	...	30	30	...
Cuddapah ...	81	105	3	192	208	6	58	61	3	132	138	4
Ganjam ...	24	31	3	46	52	18	...	...	...	...	...	...
Do. (Agency) ...	...	...	...	...	...	...	...	...	...	...	...	...
Godavari ...	155	186	5	426	484	24	60	60	5	160	152	13
Do. (Agency) ...	...	...	...	...	...	...	...	...	...	...	...	1
Kistna ...	51	51	3	142	114	13	30	38	1	72	101	6
Kurnool ...	95	112	3	176	212	18	55	52	6	129	128	35
Madura ...	98	137	3	177	226	5	58	65	5	189	202	1
Malabar ...	209	192	...	471	365	...	28	78	1	52	130	8
Nellore ...	117	127	5	244	248	12	26	27	2	71	80	...
Nilgiris ...	190	193	1	225	223	3	...	...	...	...	...	5
Salem ...	146	178	4	318	381	2	56	60	2	159	166	32
Tanjore ...	45	46	3	112	109	3	69	71	2	164	137	8
Tinnevely ...	29	30	4	63	56	4	95	93	6	308	308	9
Trichinopoly ...	110	120	...	257	286	...	39	37	4	98	97	...
Vizagapatam ...	...	...	...	...	...	...	...	...	...	...	...	...
Do. (Agency)...	...	...	...	...	...	...	...	...	...	...	...	...
Total...	1,848	2,024	54	4,187	4,204	163	790	873	47	2,057	2,241	187

V.—Statement exhibiting by Districts the Number of Cases and Persons received, disposed of, and Pending in the Courts of Assistant Collectors as Magistrates for the year 1882.

DISTRICTS.	ORIGINAL.						APPEALS.					
	CASES.			PERSONS.			CASES.			PERSONS.		
	Instituted.	Disposed of.	Pending.	Brought for trial.	Disposed of.	Pending.	Instituted.	Disposed of.	Pending.	Appealing.	Disposed of.	Pending.
1	2	3	4	5	6	7	8	9	10	11	12	13
Arcot (North) ...	69	92	8	220	286	24	47	43	5	100	95	8
Arcot (South) ...	210	271	3	497	655	3	134	134	2	315	309	3
Anantapur ...	69	77	10	108	131	4	31	32	3	117	111	15
Bellary ...	98	105	1	154	242	1	26	27	...	48	49	...
Canara (South) ...	22	47	1	38	86	1	24	25	1	53	54	1
Chingleput ...	502	502	7	1,116	1,128	17	...	...	...	...	...	...
Coimbatore ...	121	134	5	229	264	10	36	28	6	97	86	8
Cuddapah... ..	32	40	2	57	147	2	36	36	3	108	102	17
Ganjam ...	74	90	1	194	224	1	102	101	4	232	235	7
Do. (Agency) ...	24	26	...	54	56	...	1	1	...	5	5	...
Godavari ...	18	26	1	35	82	2	28	28	7	63	50	14
Do. (Agency) ...	74	68	4	85	79	4	3	3	...	3	3	...
Kistna ...	62	77	1	102	123	3	26	28	2	43	52	2
Kurnool ...	90	112	1	181	245	6	38	36	3	73	69	7
Madura ...	184	161	2	436	312	13	67	65	5	187	192	7
Malabar ...	177	212	8	437	528	23	163	154	17	368	352	27
Nellore ...	66	98	2	135	195	2	16	15	1	29	28	1
Nilgiris ...	55	73	...	96	123	...	1	2	...	1	2	...
Salem... ..	72	83	...	137	143	...	21	21	1	43	43	1
Tanjore ...	95	104	2	184	210	10	64	61	5	150	144	14
Tinnevely ...	46	50	1	185	135	1	74	70	7	227	193	52
Trichinopoly ...	235	234	1	366	346	18	35	33	5	90	91	9
Vizagapatam ...	176	197	2	343	359	2	99	114	1	325	356	2
Do. (Agency) ...	81	77	6	128	123	10	10	10	...	13	13	...
Total ...	2,652	2,956	64	5,467	6,222	157	1,082	1,061	78	2,690	2,634	195

VI.—Statement exhibiting by Districts the Number of Cases and Persons received, disposed of, and pending in the Courts of Joint Magistrates for the year 1882.

DISTRICTS.	ORIGINAL.						APPEALS.					
	CASES.			PERSONS.			CASES.			PERSONS.		
	Instituted.	Disposed of.	Pending.	Brought for trial.	Disposed of.	Pending.	Instituted.	Disposed of.	Pending.	Appealing.	Disposed of.	Pending.
1	2	3	4	5	6	7	8	9	10	11	12	13
Arcot (North) ...	39	56	...	137	160	...	72	67	6	153	150	4
Arcot (South) ...	46	53	...	86	93	...	51	57	1	116	133	1
Anantapur ...	...	...	...	...	...	...	...	...	...	...	...	...
Bellary ...	...	...	...	...	...	...	...	...	...	...	...	...
Canara (South) ...	...	...	...	...	...	...	...	...	...	...	...	...
Chingleput ...	34	35	1	74	63	1	44	33	3	164	97	10
Coimbatore ...	18	31	...	56	69	...	41	49	1	113	145	3
Cuddapah ...	48	52	...	107	117	...	36	35	1	95	93	2
Ganjam ...	...	...	...	...	...	...	...	...	...	...	...	...
Do. (Agency) ...	...	...	...	...	...	...	...	...	...	...	...	...
Godavari ...	153	59	2	546	174	12	54	57	...	139	157	...
Do. (Agency) ...	...	...	...	...	...	...	...	...	...	...	...	...
Kistna ...	39	45	...	69	81	...	41	40	1	114	113	1
Kurnool ...	...	...	...	...	...	...	...	...	...	...	...	...
Madura ...	25	67	...	44	100	...	73	66	8	181	179	17
Malabar ...	47	49	...	92	93	...	127	95	2	240	206	3
Nellore ...	36	34	1	111	102	1	15	13	3	20	18	2
Nilgiris ...	55	57	...	70	77	...	...	...	...	...	...	...
Salem... ..	30	41	1	57	156	1	38	37	3	92	96	5
Tanjore ...	131	148	2	535	523	3	119	139	1	353	395	1
Tinnevelly ...	30	35	...	145	153	...	131	113	4	354	341	14
Trichinopoly ...	...	...	...	...	...	...	...	...	...	...	...	...
Vizagapatam ...	...	...	...	...	...	...	...	...	...	...	...	...
Do. (Agency) ...	...	...	...	...	...	...	...	...	...	...	...	...
Total ...	781	763	7	2,119	1,961	18	633	795	33	2,153	2,125	65

VII.—Statement exhibiting by Districts the Number of Cases and Persons received, disposed of, and pending in the Courts of the District Magistrates, for the year 1882.

DISTRICTS.	ORIGINAL.						APPEALS.					
	CASES.			PERSONS.			CASES.			PERSONS.		
	Instituted.	Disposed of.	Pending.	Brought to trial.	Disposed of.	Pending.	Instituted.	Disposed of.	Pending.	Appealing.	Disposed of.	Pending.
1	2	3	4	5	6	7	8	9	10	11	12	13
Arcot (North) ...	11	12	2	19	14	8	19	17	1	25	23	1
Arcot (South) ...	3	3	...	3	3	...	...	4	6	...	7	13
Anantapur ...	3	1	...	2	1	...	23	21	1	65	49	2
Bellary ...	20	15	...	81	16	...	7	2	...	10	5	...
Canara (South) ...	27	29	...	46	55	...	46	48	4	122	126	12
Chingleput ...	8	4	3	9	18	3	12	8	1	24	13	1
Coimbatore ...	10	9	2	29	30	2	11	13	...	31	34	...
Cuddapah ...	2	7	...	4	17	...	2	2	...	5	5	...
Ganjam ...	38	39	1	79	63	6	42	44	3	103	106	6
Do. (Agency) ...	...	...	...	...	...	...	...	...	...	...	...	...
Godavari ...	31	18	...	46	26	...	3	1	...	3	1	...
Do. (Agency) ...	...	...	...	...	...	...	...	...	...	...	...	...
Kistna ...	17	16	...	40	38	...	16	14	2	51	45	3
Kurnool ...	6	7	...	17	8	...	5	4	1	6	5	1
Madura ...	1	2	...	1	2	...	13	12	...	30	26	...
Malabar ...	...	...	...	...	...	...	19	15	...	36	29	...
Nellore ...	5	8	...	10	19	...	12	11	...	18	11	...
Nilgiris ...	14	8	...	20	10	...	2	1	...	2	1	...
Salem ...	41	23	1	152	52	1	25	22	2	63	66	4
Tanjore ...	3	4	...	6	7	...	9	10	...	14	18	...
Tinnevelly ...	1	5	...	1	18	...	14	19	...	22	37	...
Trichinopoly ...	4	16	...	10	17	...	51	49	3	239	233	8
Vizagapatam ...	23	25	...	25	47	...	29	17	...	55	33	...
Do. (Agency) ...	...	...	...	...	...	...	...	...	...	...	...	...
Total ...	268	251	3	600	461	20	365	334	24	924	873	56

VIII.—Statement exhibiting by Districts the Number of Cases and Persons received, disposed of, and pending in the Courts of Session, for the year 1882.

DISTRICTS.	ORIGINAL.						APPEALS.					
	CASES.			PERSONS.			CASES.			PERSONS.		
	Instituted.	Disposed of.	Pending.	Brought for trial.	Disposed of.	Pending.	Instituted.	Disposed of.	Pending.	Appealing.	Disposed of.	Pending.
1	2	3	4	5	6	7	8	9	10	11	12	13
Arcot (North) ...	...	102	9	...	186	2	12	10	...	17	17	...
Arcot (South) ...	...	64	...	...	165	...	18	18	1	25	25	1
Bellary ...	...	88	...	...	157	...	31	29	2	77	73	4
Canara (South) ...	...	44	1	...	81	3	12	13	...	17	18	...
Chingleput ...	...	49	...	...	76	...	11	10	1	36	35	1
Coimbatore ...	...	58	...	...	121	...	12	12	1	23	23	1
Cuddapah ...	...	44	2	...	84	5	21	18	3	58	53	5
Ganjam ...	...	56	...	...	104	...	14	15	...	17	18	...
Do. (Agency) ...	...	11	3	...	16	6	...	...	...	...	...	...
Godavari ...	...	84	...	...	171	...	22	21	1	34	33	1
Do. (Agency) ...	...	3	...	...	7	...	1	1	...	1	1	...
Kistna ...	...	36	2	...	62	2	12	11	2	20	15	6
Kurnool ...	...	31	...	...	76	...	11	12	1	17	16	...
Madura ...	...	107	...	...	195	...	21	21	...	26	26	...
Malabar (North) ...	...	34	...	...	61	...	4	4	...	4	4	...
Malabar (South) ...	...	75	...	...	136	...	21	19	3	62	62	6
Nellore ...	...	47	1	...	84	1	18	18	...	29	29	...
Nilgiris ...	...	4	...	...	10	...	1	1	...	1	1	...
Salem ...	...	91	...	...	257	...	24	22	2	94	92	2
Tanjore (North) ...	...	46	2	...	89	2	5	4	1	5	4	1
Tanjore (South) ...	...	38	...	...	100	...	16	16	1	68	68	1
Tinnevely ...	...	89	...	...	204	...	5	5	...	7	7	...
Trichinopoly ...	...	61	...	...	132	...	12	12	...	12	12	...
Vizagapatnam ...	...	37	...	...	60	...	23	20	3	38	35	3
Do. (Agency) ...	...	34	...	...	81	...	2	2	...	2	2	...
Total ...	...	1,333	20	...	2,715	21	329	314	22	690	669	35

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