

Ecclesiastical (1897) Department.

ORDINARY MS.

G.O., No. 60

DATED 26. 8. 97.

INDEXED

5-6

[Despatch Abstract.]

St. Stephen's Church defalcation

Communicating for opinion to the
Govt. Solicitor Obtain papers regarding
the property possessed by Daniel Stephens
brother of Isaac Stephens the Church
Clerk implicated in the Ocala mound
Case

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	2210897						
	72						
	28-7-97						

Receipt for a Registered Article.
RECEIVED a registered article No. 130 addressed to—
(Name) _____
P. O. of Address _____
Registration Clerk (initials). _____

From
The Gentle W. Weston Church
Arch Deacon of Madras

Order No 60 826-8-97

Communicated, with the enclosures
in original (to be returned) to the
Solicitor for favour of opinion.

No. 3700

Dated 14th July 1897.

Received 15th 10 0 92

Registered 16th Jan 1917

Enclosures Three.

Spare copies

SUBJECT.

In the matter of
Regina versus Isaac Stephens
Forwarding certain papers from
the Church Committee, L. Stephens,
Ottawa, and requesting the
opinion of the Government Solicitor
as to the papers.

2. On the discharging of the
defalcations the clerk, ^{Isaac Stephens} paid
the ^{chaplain, unceremoniously,} to the church ~~Committee~~ a sum
of Rs 200 towards the deficiency.
In addition to this a sum of Rs 50,
due to the clerk as ^{salary} for
months ~~amount~~ has been withheld,
as in the hands of the Church Committee.
~~These sums have been withheld~~
~~over Rs 2000. The clerk will probably~~
be ~~entitled~~ ^{to} these sums should be
taken in part satisfaction of the
security bond. The Govt. ~~will~~ will
be glad to have advice as to the value
of this ^{pledge} ~~contribution~~, and also as to the
steps to be taken ^{the party} if the ~~clerk~~
who has a salary aggregating ^{Rs 1100} ~~where the subject is just as case~~
Daniel Stephens, should as in a bill

BACK PAPERS.

that he will be bound to enforce the order
 apply for the benefit of the
 Insolvency Court. (for order)

At.

23/8/97.

20

24/8/97

G.O.	No.	Department.	Date.

FURTHER PAPERS.

To
 The Govt Solicitor with
 3 Encl in origl letter }
 27/8/97

G.O.	No.	Department.	Date.

ECCLIASTICAL DEPARTMENT,

Blair Athol
 TRINAMPTT,

Coonoor
 Madras,

14th July 1897.

No. 3701.

From

THE VENERABLE W. WESTON ELWES, M.A.,

Archdeacon of Madras,

To

CURRENT NO. 176

The Honorable
 The Chief Secretary
 to Government.

Sir,

- I have the honor to forward enclosed
- Letter from the Church Committee St Stephen's Church, Coonoor, No. 04 dated 7th July 1897.
 - Certified copy of the judgment in the case of Regina versus Isaac Stephens.
 - Security bond for 500 Rupees executed by Isaac Stephens and Daniel Stephens.

2. I have the honor to request that Government will be pleased to obtain the opinion of the Government Solicitor as to whether the full amount of the bond viz 500 Rupees can be enforced, seeing that the Church Clerk was convicted only on three accounts for Rupees 51.0.0, Rupees 17.12.0, and Rupees 72.0.0.

I have the honor to be,

Sir,

Your most obedient servant,

W. Weston Elwes

Archdeacon of Madras.

(1897) Department.

D. O. No. 578

From

J. H. A. Lawrence & Co.

No.

Dated 12th July 1897.

Received 13

Registered

Enclosures

Spare copies

SUBJECT.

Re further prosecution
of Church Clerk Stearns
for forgery committed
in his absence.

5

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

20.578
 Nilgiri Collector's Office,
 Ootacamund, 12 July. 1897.

My dear Price,
 In reporting semi-officially
 to Government the conviction
 of the Church Clerk, I
 mentioned that I should
 consider on the disposal of
 the appeal, the question of
 prosecuting him for some
 forgers committed in his

defence.

The conviction being confirmed
on appeal I have now
looked into the matter.

I find reason to believe
that Stevens cut off two
signatures of the Chaplain
from some letters, & wrote
above each of them "J.O.U."

50" or 100. Rs.

56

Considering however that
Stevens has been sentenced
to 27 months rigorous
imprisonment & to fines
which will probably entail
some 9 months more,
& considering that this is
a sufficient deterrent
to others in his position,

I do not propose to
prosecute Stevens for
the forgery which ~~he~~^{he}
extricate himself from the case of ^{him}
Yours Sincerely

H. Trenchard.

Eccleristical Dept.

[G.O.]
26

500-25-11-96.

Curr. no. 176

D.O. no 578

SUBJECT.

S^t Stephens Church —
Defalcations etc.

- (3) H. E. THE GOVERNOR.
(2) THE HON'BLE MR. BLISS, C.I.E.
(1) THE HON'BLE MR. GROSE, C.I.E.

FOR ORDERS.

The Ven^{ble} Mr. Archdeacon
reports at the instance of the
Church Committee that the
bond entered into jointly &
severally by Stephens & his
brother may be sent to the Soli-
citor for opinion as to
whether the full amount, Rs 500,
can be recovered in view of
the fact that Stephens has
only been convicted on three
counts, the sums concerned
in which amounted only
to Rs 140-12-

I don't see that there
can be the slightest
doubt about the
meaning of the
bond - the amount
of the items of em-
bezzling which he
was convicted of, &
in the last sentence
had

I agree as to the meaning of the
bond, viz that the clerk & his brother
are to forfeit Rs 500 unless the clerk
is honest in all his transactions; but
I think the bond was put to the
Procurator & he said he told that it will
probably be enough to get the Rs 400 the
clerk paid up when the defalcations
were discovered & the Rs 50 withheld from
his pay must be taken in part satisfaction

In his D.O. the District
Magistrate reports that he
does not recommend any
further proceedings for forgery
against Stephens. f

It was decided in the
 notes set M^o at say that
 Mr. Wright should be held
 liable for the whole of the
 Govt money lost. In this
 case the question whether
 the bond is valid hardly
 concerns Govt. It is submitted
 however that if the full
 amount of the bond is
 recovered Mr. Wright may
 fairly expect that a
 proportionate part of the
 amount will be devoted
 to paying off part of the
 Govt. loss.

Orders are solicited as
 to whether the bond may
 be sent to the Govt. Solicitor.

AK. It would seem that Vaseal
 is perfectly right &
 17/7/97 he was prosecuted
 for the independent forger
 which he undoubtedly
 committed. However he
 has for a full term
 sentence and is now
 free. 18/7/97

of the bond, & asked what course
 be taken if the mother takes advantage
 of the Insolvency Court.

22/7/97

Yes. At the same time, the Govt. Solicitor might
 be told what property the mother had when the Bond
 was executed, and also when and to whom she
 supposed to have assigned such property.

23.7.97

really embogged & some friends in all
 & some initials are almost entirely
 forger is of Mr. Wright now these
 forged receipts at the time, I don't
 if he can be held responsible for
 the money embogged.
 22/7/97
 23.7.97

Yes - see above

I don't think any thing and be
 gained by prosecuting him for the
 forgery. The forgeries with regard
 to the Mrs. Wright in her will do not
 absolve Mr. Wright in any way, but
 he has shown me a Chatham purporting
 to contain initials showing that the
 Bank had received money with the Chatham

When given for copying
 When copied
 When examined
 When signed

189

READ AGAIN G.O., No.
 189

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH DITTO

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
 IN ORIGINAL.

N.B. -

A = Copy in full.
 B = Not to be copied.
 P = Copy abstract only.
 Q = Copy heading only.