

Educational (191 /) Department.

ORDINARY MS.

G.O., No. 357

DATED 8-6-1911.

[Despatch Abstract.]

Reformatory School Chingleput.

Informing the D.P.I. that
the period of detention of pupil
Maniyam Ramangulu in the ——— should
take effect from the 14th Aug 1908.

BACK PAPERS.

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

FURTHER PAPERS.

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

[E. & L.]
60

2,400-15-3-00.

EDUCATIONAL DEPARTMENT

CURRENT FILE.

CONTENTS.

From	Number.	Date.	Pages.
[754]	8-0.9	1280/11	30-3-11 1-4-
[1222]	2-0.9	1280/11	25-5-11 6-13

PAPERS PUT UP WITH CURRENT No. _____

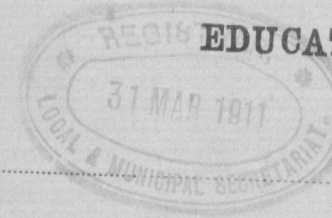
Papers of the department to which the current belongs.

Number.	Date.	Original (=O.) or spare copy (=S. C.)	Remarks. (In this column such of the papers as have been removed for copying, printing, etc., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.
158	20-3-07	C		
244	4-4-06	C		
377	30-5-06	C		

Papers of other departments.

Department.	Number.	Date.	Original (=O.) or spare copy (=S. C.)	Despatcher to note the return of the papers to the departments concerned.
Jur	1114	23-7-00	C	
	620	12-4-05	C	

Stock Form No. 135.
2, 0-27-10-10.



EDUCATIONAL DEPARTMENT.

Received 191 . Registered 191/.

Subject.

Requesting that in the circumstances stated sanction of Government
may be obtained regarding the date of discharge of ^{maniyam} Manjeri Raman
julu, pupil No. 791 in the Reformatory School, Chingleput.

ENCLOSURES.

No. _____

Spare copies _____

Ref on Current No. 1280/11

Station Madras, Dated the 30 March 1911.

From (Name) The Hon'ble Mr. J. H. Stone, M.A.F.R.H.S.,

(Designation) Ag: Director of Public Instruction,

Madras

To The Secretary to the Government of Madras,
Educational Department.

Sir,

At the instance of the Superintendent, Reformatory
School, Chingleput, I have the honour to request you will be so
good as to obtain the sanction of Government regarding the date
of discharge of pupil No. 791 ^{maniyam} Manjeri Ramanjulu in the school, in
the circumstances stated below.

It is reported that the pupil was convicted before
the Head Assistant Magistrate of Bezwada of the offence of theft
by an old offender and sentenced on the 27th November 1907 to
undergo three months' simple imprisonment but in lieu thereof
to be detained in the Reformatory School for five years (copy
enclosed) and that accordingly he was admitted into the school
on the 14th December 1907. Subsequently in his letter Ref.
No. 130/07, dated 29th June 1908, the Acting Deputy Magistrate
Bezwada Division, request the Superintendent of the school
produce on the

2/

W

retrial of the case had been ordered by the High Court. The pupil was sent to Bezwada under the instructions of the Superintendent on the 2nd July 1908 and was readmitted into the school on the 7th September 1908 with a revised warrant dated 14th August 1908 sentencing him to two months' simple imprisonment and directing him to be detained in the Reformatory School for five years. (Copy enclosed). *ie up to 13th August 1913*

As the Committee of Visitors is in doubt whether the period of detention of the pupil should take effect from the date of the original order i.e. 27th November 1907 or from the date of the revised order i.e. 14th August 1908, the case is submitted for the orders of Government.

The boy attains the age of eighteen years on 26th November 1913.

I have the honour to be,

Sir,

Your most obedient servant,

C. Krishnamani

For Director of Public Instruction.

M.S.S.

M.S.S.

~~3~~

5

— — — — —

14

4
6
Cal. Case No. 130 of 1907.

XXIX - Warrant of Commitment on a sentence of imprisonment, or fine, if passed by a Magistrate.

(Sections 245 and 258 C.P.C.)

To

The Superintendent of the Reformatory School, Chingleput.

Whereas on the 14th day of August 1908, Manyam Ramanjulu alias Manyam Ramamujaayyah, the sole male prisoner in case Cal. No. 130 of the Calendar for 1907, was convicted before me, M.R.Ry S.V.Narasimhachari Garu, Acting Deputy Magistrate, Bezwada Division, of the offence of theft and being an old offender, punishable under sections 379 and 375 of the Indian Penal Code ~~was~~ sentenced to undergo two months' simple imprisonment but under section 8 of Act VIII of 1897, he is directed, instead of undergoing this sentence, to be detained in the Reformatory School, for a period of five years.

This is to authorise and require you, the said Superintendent to receive the said Manyam Ramanjulu alias Manyam Ramamujaayyah into your custody in the said Reformatory School together with this warrant and there carry the aforesaid sentence into execution according to law.

Given under my hand and the seal of the court this 14th day of August 1908.

(Seal) } Head Assistant Magistrate } Signed- S.V.Narasimhachari
 } Kistna District } Acting Deputy Magistrate.

(True Copy)

C. K. Srinivasan
for Director of Public Instruction

(C)

5

7
Educational Department

Keep file intact

C.N. 754

memo. No 754—2 of 26.4.11

With reference to his letter No. 1280/11 dt 30th March 1911 regarding the date of discharge of pupil no 791 Maniyam Ramanjulu from the Reformatory School, Chingleput, the S.P. is requested to obtain and forward to Govt. ^{Copies of} the records connected with the case, namely, ^{Copies of} the original judgment, the proceedings of the High Court ordering a retrial and the subsequent judgment.

P.B.
21.4.11

from
25/4/11

NO
21-4-11

To, the S.P. ✓ 26-4-11

The S.P. is not to call for original records of courts. See Rules of Criminal Practice

Submitted yes- 27/4/11
2. Please see memo. as now modified - 7

NO
25.4.11

EDUCATIONAL DEPARTMENT.

Received  190 , Registered 29 5 1901.

Subject.

Submitting copies of records relating to pupil No. 791
Maniyam Ramanjulu of the Reformatory School, Chingleput

ENCLOSURES.

No.

Ref on Current

No. 1280/11

Spare copies

Station Madras, Dated the 25 May 1901.

From (Name) The Hon'ble Mr. J. H. Stone, M.A.F.R.H.S.,

(Designation) Ag: Director of Public Instruction,

To The Secretary to the Government of Madras,

Educational Department.

Sir,

With reference to Government Memorandum

No. 754-2, Educational, dated 26th April 1911, I have the honour
to submit herewith copies of the original judgment, the
proceedings of the High Court ordering a retrial and the
subsequent judgment- relating to Maniyam Ramanjulu, pupil No.
791 of the Reformatory School, Chingleput.

I have the honour to be,

Sir,

Your most obedient servant,

R Sundaram
For Director of Public Instruction.

Form 1- Calendar and judgment

(For use in cases where there is only one accused person)

District of Kistna

Calendar of cases tried by the First class Magistrate of Raywada Division.

Date of				Explanation of delay and remarks
Offence	Report of complainant	Commencing trial	Sentence or order	
10-11-07 Raywada Toson	26-11-07	26-11-07	27-11-07	

The place of offence should also be noted in this column.

Judgment in calendar case No. 130 of 1907 on the file of the Head Assistant Magistrate of Raywada Division.

Complainant: King Emperor of India.

Name of accused	Age	Father's name.
Mangam Ramanyalu	12	Ramaswamy

Caste or religion	Calling	Residence	Taluk.
Kalali	Minor's	Kuruchedu	Puttikonda.

Offence: Theft and being an old offender punishable under section 379 & 75 P.C.

Finding: Guilty

Sentence: Sentenced to simple imprisonment for 3 months and in lieu of which he is ordered to be detained in the Reformatory School, Chingalpat for 5 years.

(sd) N. H. Murkitt
Head Asst 41st class Magistrate.

correction nil
no. 162

1st sheet

The accused, who has been charged under sections 379 & 75 I.P.C., has been forwarded to this court by the Stationary Sub Magistrate Begwada, under the provisions of section 9 (1) of the Reformatory Schools Act. It appears that he was detected in the act of picking a pocket.

The evidence of four individuals, who were eyewitnesses has been recorded by the Sub Magistrate. They are persons of respectability, having no previous knowledge of the Accused, and it is improbable in the extreme that they have made false statements. To a charge under section 379 I.P.C. accused has pleaded not guilty, but has professed his inability to call any witnesses in his behalf. I find him guilty of the offence of theft. To the additional charge under section 75 I.P.C. accused has admitted a previous conviction of which the details are subjoined. I now sentence him to 3 months simple imprisonment, but under sec 8 of Act VIII of 1897, I direct that, instead of undergoing this sentence, he shall be sent to the Reformatory School (Chungolpet) Madras, and be there detained for a period of five years, as I am satisfied, from his ^(appearance) appearance and from the reports of the Sub Magistrate, that he is about 12 years of age.

2. The property has been restored to the complainants.

(True copy) Othammanthadas (sd) H. H. Bunkitt
12.5.11 1st class Magistrate
27-11-1907
Examiner
Copies to one for
Words 228
Copied by. V. V. Swamy
Head clerk.

I 9/

In the High Court of Judicature at Madras
 Thursday, the seventh day of May, one thousand
 nine hundred and eight
 present:—

The Honorable Mr Justice Munro.
 Criminal Revision case No 113 of 1908.
 (Case referred No 25 of 1908)

Manyam Ramanyam alias Manyam.
 Ramanyula --- Accused in calendar
 Case No 130 of 1907 on
 the file of the Head
 Assistant Magistrate
 Periyada Division

be are referred for the orders of the
 High Court, under section 438 of the
 Criminal Procedure Code, by the
 District Magistrate of Kistna
 in his letter, dated 14th February 1908,
 current No. 281/Magisterial of 1908.

This case coming on for hearing:
 Upon perusing the letter of reference
 and the records submitted therewith



Application No 78.11
 11.5.11
 12.5.11

2 8/12
upon hearing the arguments of the Public
prosecutor in support of the reference
and the accused not appearing in person
or by Counsel, the Court made the following
Order:— The conviction by the Head
Assistant Magistrate was illegal
in the circumstances stated by the
District Magistrate in his letter of
reference. The conviction is set aside
and a retrial ordered in accordance
with the law.

(True Copy)

(Sd) M. R. Atkinson
for Deputy Registrar
Abellak side

Corrections nil
Total no of corrections nil
Words 75
Total no of words 185

(True copy)

Copied by - K. Rajanayya
Copyright

Handwritten author's
Examiner 12.5.11

K. Rajanayya
12.5.11
Head Clerk.

2nd last sheet

In the Court of the 1st class deputy magistrate
Begrada division

Present: S. V. Parasimha Charygaru
Temporary deputy magistrate, Begrada
division.

Calendar case no 130 of 1907.

Complainant: Rex.

Name of accused: Charygaru. Ramamangam
Son of Ramaswamy.

Offence: Theft by an old offender
punishable under sections
379 & 75 & P.C.

Finding: Guilty.

Sentenced to undergo two months simple
imprisonment but under sec 8 of Act III of 1897
the accused is directed instead of undergoing
the sentence to be detained in the reformatory
School for a period of five years. -

This case coming on for hearing on
29-6-08, 14-7-08, 29-7-08, 30-7-08, 12-8-08
and having stood over for consideration till this
day the Court delivered the following: -

Judgment.

This case was ordered to be retried by the High Court in their proceedings dated 7th May 1908 in criminal Revision Case no 113 of 1908. -

2 The accused, who is a boy of 12 years of age stands charged under sections 379 & 75 I.P.C. He was detected in the act of picking a pocket in the Bazaar at Begwada, and stealing cash to the amount of Rs. 60. The four witnesses examined by the prosecution are all respectable persons and there is no reason to disbelieve their evidence. -

3 Accused pleads not guilty to the charge but has no witnesses to examine.

4. He pleads guilty to the additional charge under section 75 I.P.C. -
The details of the previous conviction are subjoined. -

5 I convict him of the offenses charged and sentence him to undergo simple imprisonment for two months; but

convictions will be set aside.

12/5/11

under Sec 8 of Act VIII of 1897, I direct that, instead of undergoing the sentence he shall be sent to the Reformatory School, Bheegalput and ^(he) there detained for a period of five years. I am satisfied from his appearance that he is about 12 years of age. -

Details of previous conviction.

Name of Court.	Case no.	Offence & Section.	Sentence or order
S.P. Magistrate Zawal.	cc 721 07	Theft under Section 379 I.P.C.	Sentenced to receive 10 stripes on 14-9-07.

(Sd) S. V. Narain Bahary.

Ag Deputy Magistrate.

14-8-08.

Corrections one (True copy)

Total no of 80 one
no of 40 do 97.

Total no of 80 350

Copied by D. L. Jeeramma

Copy

Head clerk

Begwada of office

3rd class



Application No. 78
1956
11.5.11
12.5.11
by post to

[L. & M.]
61
1,000-22-10-10.

Col. DEPARTMENT

NOTE FILE.

16

SUBJECT. Soliciting orders as to the Calculation of the period of detention of a juvenile offender in the Reformatory School, Chinglipont.

It is submitted that the remarks of the Judicial department may be invited &c. That department will if necessary, Consult the Advocate General on the point raised by the D.P.I.

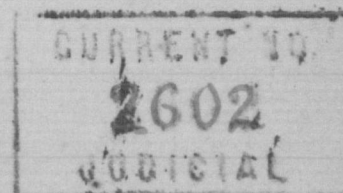
Quo. 754-1
8-6-11

$$\frac{PR}{7-4.11}$$

4.11

T.W. H.O.

for
f. 4. 11



Ryz 8.4.11

The Advocate General's opinion
 may, ~~it is said~~, be made
 on the point raised by the S.J.P.
~~Draft Art. is said~~. But it is desirable

to have the records first by the original judgment, the proceedings of the High Court ordering a retrial & the subsequent judgment. If the records show, what is very likely to have ^{been} the case, that the first sentence was quashed by the High Court, ~~where~~ the period of detention should obviously be reckoned from the date of the subsequent order.

$\mu = 2$ c. f

p-3C.f the earlier order dated 27-11-1907
 being regarded as void ab initio.
 Educational may therefore be asked
 to obtain the records.

207
 18-6-11

Yes, the records are clearly
 necessary. It seems very unlikely that
 no reference was made in the second judgment
 to the period of detention which the prisoner
 had already undergone.

Will Educ^t please call
 for the records?

Sr
 19/4

Educ^t no

Educational Department.

Do so please
 21/4

The draft memo. placed below is submitted for
 approval.

PP
 21-4-11

Would it not be more appropriate
 to call for the records from the D^r.
 Magistrate, please?

21-4-11

Long

[Memo. No. 754-2 of 26th April 1911]

Just. & O. 2602-1
 19.4.11



21/4

From the D.P. 9. No. 1280/11 d 25th May 1911

The records furnished by the D.P. 9 may be forwarded to the Judicial department u.o. with reference to (A) on the previous page.

Q. No. 1222-1
30.5.11

PP 29.5.11
RD 30.5.11
Ind Dept. no. 357/11

Recd. 1/6/11



Mr. 9-10 C.F.

Ind Dept.

For the U.S.

The High Court judgment shows that the conviction by the Head Asst. Magt. was set aside and a retrial ordered. 9

2. The period of detention

2/11/11 should obviously commence from the date of the reversal of the 14-8-08. 'Educational' may be informed accordingly.

207
3.6.11

Sur
6/6

Educ' uo.

Educational Department.

The draft order placed below is submitted for approval.

PP 8.6.11
RD

[Po. no 357 uis 8-6-11]



7/6

Jud: 2.0.2602-2
6.6.11

” ” ” ” ” 191 .

C. No. 754, From the 2-P.9., No. 1280711, dated 30-3-1911

1332 2-p. 9 12874 26-6-1911

191

No. 357, dated 8. 6. 1911

The D.P. I will be informed that the period of detention of pupil No. 791 - Maniyam Ramanujulu in the Reformatory School, ^{Chingleput} should take effect from the date of the revised order, namely, 14th August 1908.

$\frac{PR}{8-6-11} \cdot \frac{RW}{8-6-11}$

To, the A.P. I

✓ Sept 5
9-6-11

When given for copying _____
When copied _____
When examined _____
When signed _____ } 191

READ AGAIN G.O., No.
191

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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

A A A A A A A

N.B.--

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