

Educational (1900) Department.

ORDINARY MS.

G.O., No. 59

DATED 5 2 01

INDEXED

[Despatch Abstract.]

to my to the D.D. & prop, just dept
Considering that the order of detention
of the D.D. Magistrate, Cuddapah
in respect of one M. Kondigadu
is in accordance with the provisions
of the Law on the subject & that it
is therefore unnecessary to move the High
Court in the matter.

BACK PAPERS.

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

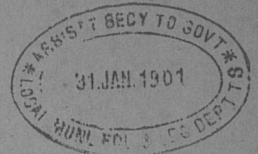
FURTHER PAPERS.

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

[F. 15] 1,500-29-10-99. EDUCATIONAL

Financial (190 /) Department.

CURRENT No. / 33



From

[Name] The Judicial Department.

[Designation]

[Station]

No. 109

Received 31 - 1 - 190 /.

Dated 25 - 1 - 190¹.

Enclosures

Registered 1 - 2 - 190 /.

SUBJECT.

Juvenile Convict.

Considering that the order of detention of the District Magistrate, Cuddarah, in respect of one M. Kondigadu is in accordance with the provisions of the law on the subject and that it is therefore unnecessary to move the High Court in the matter.

BACK PAPERS.

FURTHER PAPERS.

To

The Chief Secretary to Government,
Financial Department,

By

[G
58]

45,000-20-3-00.

CURRENT No. 133



Judicial DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following paper :—

Endorsement of the Educational Department, No. 328, dated 13th December 1900, on that of the Director of Public Instruction, Madras, No. 12201, dated 8th December 1900, submitting report of the Superintendent of the Reformatory School, Chingleput, on the order of the District Magistrate Cuddapah, directing the detention in the school of pupil M. Kondigadu for a period of four years.

O R D E R :—No. 109, dated 25th January 1901.

The Government considers that the District Magistrate's order of detention ^{is} in accordance with the provisions of the law on the subject, and that it is therefore unnecessary to move the High Court in the matter.

(True Extract.)

H. Singh
for Chief Secretary.

Ku
32.11

To

The Director of Public Instruction, Madras,
through the Educational Department with original enclosures
returned and copy of notes.)

C. No. 4857, From the D.P.I., No. 12301, Dated 8 - 12 - 1900.

The District Magistrate's order now objected to has been passed in strict accordance with the High Court's order in Criminal Revision Cases Nos. 66 & 67 of 1900. Submitted that there seems no reason to move the High Court again in the matter and that the D.P.I. may be informed accordingly..

Mr. Murray apparently holds that the order should contain the words "not less than five years, unless he shall sooner attain the age of 18 years". This is not only opposed to the High Court view on the case at D, but is open to the obvious objection that an order of this nature passed in regard to a boy of 12 would leave to the Superintendent of the Reformatory the option of releasing him at any time between the expiration of five years, and the attainment of the age of 18.

(Intld) A.K.
21-XII-00.

H.M.

Section 8 of the Reformatory Schools Act lays down that the Court may direct the boy to be detained in the School for a period which shall be not less than three and more than seven years. The Government of India notification of the 30th June 1887. No. 1076 lays down that no boy shall be sent to a Reformatory School of over 10 years of age for a less period than 5 years unless he shall sooner attain the age of 18 years. The latter seems to be the only rule issued under Section 8.

regulating

regulating the period of detention. The District
Magistrate's order seems to me to be quite correct.

(Initd.) G.S./24/12/00.

So it does to me.
I am quite
unable to
understand the
supposed defect
in the order.

Initd. H.W.
20-1-01.

Km
20.1.1

[E. & L.]
3
200-6-12-00.

Educational DEPARTMENT.

C. No. ¹³³~~76~~, From the Judicial department, No. 109, Dated 25th Jan 1901.

~~Order~~ order no. 59. d/6.2.01
Comm. I to the
d.p. I.
~~Forwarded.~~ ALL

Despatch sent
+ return file to
me.
P.H.
4/2/1

(By order) 4.1.1

~~Asst. Secy. to Govt.~~

P.H.
31/1/1

80.

The Director of Public Instruction.
with original enclosures.
(Keep notes back)

Asst. with 2 Encls
6/2

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

190 .

READ AGAIN G.O., No. _____, DATED _____
 190 .

CURRENT No. _____

ENCLOSURES TO G. 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.

F.B.—

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