

78-N-454-55-1-8-1896-0001
Educational (1896) Department.

ORDINARY MS.

G.O., No. 451

Dated 24th July 1896.

INDEXED.

[Despatch Abstract.]

JUVENILE OFFENDER.

Informing the Director of Public Instruction that Muniya
Mudali cannot be discharged from the Reformatory School, Chingleput,
until he reaches the age of 18.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	977		1896				

No 984.

Reformatory School, Chingleput, 30th April 1896

From

The Superintendent, Reformatory School, Chingleput.
To The Director of Public Instruction,
Madras.

Sir,

I have the honour to submit for orders, or for such
action as may seem proper to you, the papers noted

(a) Committee's Resolution No. II dated 25th April 1896 fixing the age of pupil S. Muniya Mudli, No. 435 as over 16.

(b) Coimbatore District Magistrate's Proceedings, dated 9th March 1896, directing the detention of the boy in this school for three years.

(c) Coimbatore Deputy Magistrate's Order dated 7th February 1896, confirming the sentence passed on the above juvenile

Returned to the S.P.O.
23-9-96

in the margin. As the District Magistrate of Coimbatore has fixed the boy's age at 15, I am not prepared to say that his order is illegal, but there is no doubt that he has made an error as to the boy's age. In this connection I beg to invite your attention to paragraph 2 of G.O. dated 13th January 1894, No. 59.

2. Particulars as to the offence committed by the boy and the

punishment awarded to him are given in the District Magistrate's Proceedings. When the resolution of the Committee recommending the removal of the boy from this school was communicated to him, he felt very sorry, and did not seem to like the idea at all; he immediately expressed the wish that he

he may be allowed to remain here for three years
so that he may learn a trade and also to read and
write. He was admitted into this school on the 28th
March 1896, and has behaved well since, and
promises to be an exceedingly well-behaved boy.

I have &c

Sd/ H. A. F. Kiles, Surgeon-Major,
Superintendent.

(True Copy)

J. Duncan
Director of Public Instruction.

OFFICE OF THE DIRECTOR OF

PUBLIC INSTRUCTION,

Madras, 26th June 1896.

No. C. 322.

Current No 816

From

THE HONORABLE MR. D. DUNCAN, M.A., D.Sc., LL.D.,

DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

THE HONORABLE THE CHIEF SECRETARY TO GOVERNMENT,

FORT ST. GEORGE.

SIR,

In submitting copy of a letter with enclosures
from the Superintendent, Reformatory School,
Chingleput, No. 984, dated 30th April last, I have
the honour to state that the admission of S. Munija
Mudali who is, in the opinion of the District Surgeon
and the Committee, over sixteen years of age, is
contrary to the provisions of Section III of the Reformatory
Schools Act. I therefore beg to request that under
Section II (a) of the Act, Government may be pleased
to order his discharge from the Reformatory School.

I have the honour to be,

Sir,

Your most obedient servant,

J. Duncan

Director of Public Instruction.

1896.

Educational Department.

Current No 816

The Director of Public Instruction,
Madras.

To
The Honble the Chief Secy to Govt
Fort St. George.

No.



Dated 29 June 1896.

Despd
Ans 30/6/96
Regd 29/6

Enclosures - 4

Requesting sanction for the discharge
of B. Muniya Mudali who is over 16
years of age from the Reformatory
School, Chingleput.

Est. 21: 15-1-96 sc
Jud. 1312: 20-6-95 in
- 1094: 22-5-95 mis (also)
- 2748: 12-11-94 -
- 59: 13-1-94 -
- 835: 30-4-91 - sc
- 2545: 10-12-88 -

[G.]
[25 A.]
1,000-21-3-96.

Ed DEPARTMENT.

C. No. 816 of 96.

FOR ORDERS.

The Law gives the power of determining the age of a youthful offender to the Magistrate (vide Section 8 of the Reformatory Schools Act) and the Magistrate has fixed the age in this case to be 15. The Magistrate's order directing the detention of the boy in the Reformatory School is not therefore illegal. The Committee of Visitors has no power to revise the finding of the Magistrate as to the age of the boy; under Sections 10 & 18(d) the committee has ^{a right} ~~power~~ to bring its opinion to notice. ~~to interfere only when the boy has attained the age of 18.~~

The Magistrate might have made a mistake as regards the age of the boy & this, as in S.O. no 57 G.O. of 13th January 94 may be pointed out to him & the Subdt. R.S. may be told

told to take steps for the release of the boy when he attains the age of 18.

If the boy is to be discharged from the Reformatory now, he should, it is submitted, be discharged under Section XI (b), as the original sentence of 17 months imprisonment has not expired.

Wm. 7. 96. *End*
16/7/96

Order, No. 4518 24th July 1896.

The boy cannot be discharged. The Magistrate is the authority to whom is entrusted the duty of deciding his age. The attention of the Director of Combator will be called to the fact that the official visitors of the Reformatory school consider that the boy is over 16, & the Super of the school will be requested to take steps for his release when he reaches the age of 18.

Wm. 20. 96 ^{12. 23. 96} (from orders).
Director Combator (A+O)
Dm. (A+O). 19. 7. 96.

Age of a juvenile

29
Offender
18/9/96

FOR ORDERS.

~~H. E. THE GOVERNOR.~~
~~THE HON'BLE MR. H. W. BLISS, C.I.E.~~
THE HON'BLE MR. J. GROSE, C.I.E.

When given for copying
When copied
When examined
When signed

189

READ AGAIN G.O., No. 189, DATED

CURRENT No.

ENCLOSURE 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.
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