M.R.O. 14—5,450—22-10-25.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 111 Press ~~Mis.~~

48 49

Dated 27—1— 1857.

Not to be folded or roughly handled

No. 48. Read the following letter from J. BIRD, Esq., Magistrate of Trichinopoly; to J. D. BOURDILLON, Esq., Secretary to Government, Fort Saint George; dated 30th December 1856, No. 150.

SIR,

1. As directed by the orders of Government, No. 1260, dated the 19th November 1856, Judicial Department, I do myself the honor to submit a decision passed by the Acting Head Assistant Magistrate, on a charge of abuse of Authority against a Talook Peon and Village Watchers.

2. A translate of the complaint is furnished on the back of the Register of the Case.

3. The sentence was passed on the 16th Instant, while Mr. Swinton only furnished me with his report yesterday.

4. I take this opportunity to solicit instructions, whether it is the desire of Government that all such trivial Cases, as the present for example, are to be reported. Or only the more serious charges of abuse of Authority, and of Torture.

Register of Cases decided by the Head Assistant Magistrate of Trichinopoly, for the year 1856.

Number.	Name of the Prosecutor.	Names of the Prisoners.	Charge.	Names of Witnesses.	Date of Charge.	Date of apprehension.	Date of attendance of Prisoners.	Date of Sentence.	Sentence.
33	Kanniapillay.	1 Aroomoogum, a Police Peon. 2 Marathan Casakar. 3 Airovathan.	Abuse of Authority. In having assaulted the Prosecutor in the day time on the 8th December 1856, by beating him and by taking him to the lock-up, thereby causing him to lose his Pony and other Articles.	1 Teeroomalay Naigue, 26th Regt. N. I., 5th Company. 2 Paroopoo, Horsekeeper. 3 Rajoo Do.	10th December 1856.	12th December 1856.	12th December 1856.	16th December 1856.	The Prosecutor, who is a pensioned Sepoy, on his way from Vizagapatam to Dindigul, states that when resting in a choultry at Samayapoorum, the 1st Defendant without any cause beat him, and dragged him off to the lock-up in the Fort of Trichinopoly, thereby causing him to lose his things which he had left in the choultry, he can bring no evidence to the assault, but the Witnesses have stated that he had with him a Pony and some other things. The 1st Defendant states, that he found the Prosecutor drunk and making a noise in the village of Jumboocaswarum, and pulling down a woman's cloth from the place where it was hanging; and that he took him to the lock-up in the Fort, and that the Sepoy made no mention of the things. Considering the confusion of the Prosecutor's statements and the improbability of the Peon having attacked him and taken him to Trichinopoly without any cause, I think that the Prosecutor must have left his things at Samayapoorum, having got drunk, and have come on to Jumboocaswarum where he was taken up; upon enquiry at the latter place, the things have not been heard of; I shall enquire also at Samayapoorum, but dismiss the complaint.

(Signed) R. B. SWINTON, *Actg. Head Asst. Magtr.*

Trichinopoly,
16th December 1856.

(True Copy.)
(Signed) R. B. SWINTON, *Actg. Head Asst. Magtr.*

PETITION OF COMPLAINT OF

Kanya Pillay, a pensioned Sepoy of the 43rd Regiment. This month on the 8th date in the evening at four o'clock, having halted in the choultry close to Samiapooram, on the west side, I eat, and after eating, when I was walking about, the Peons, two people stationed in the Mettoo, without any cause came up and abused me, and asked me who I was, I said who are you to ask me, and coming to where my things were, was going to remove them, when the Tanna Peons, two people, thinking to take my things to themselves said, you are alone and a suspicious person, if you give any thing, you will be released, otherwise, you will be put in the stocks. I refused to give any thing, and put my things upon the pony to come, then the Peons both hindered me and beat me in many places, and took away my things, all, and my pension roll and my pony, beating me and driving me off and telling me to go and complain any where, again on the 9th date upon asking them they said if you come here again we will beat you and ill-treat you, go and complain to the young Gentleman, therefore having pity, &c., I beg you will send for the Peons and give me back my things.

(Signed) R. B. SWINTON,
Acting Head Assistant Magistrate.

No. 49. ORDER THEREON, No 111; dated 24th January 1857.

The Magistrate of Trichinopoly is informed, in reference to para: 4 of his letter, that all cases in which Native Public Servants are charged with abuse of Authority or resort to Torture should be reported to Government under the Orders of 10th June last, whether the matter be apparently trivial or otherwise.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. J. A. Wilson.

The Magistrate of Trichinopoly
No 111

The Magistrate of Trichinopoly in reference to Para 4 of his letter is informed that all cases in which Native Public Servants are charged with abuse of authority or resort to torture should be reported to Government under the Orders of 10 June last - whether the matter be apparently trivial or otherwise.

Fort St George
24 January 1857

Copy to the Magistrate of Trichinopoly } Dispd 27th

Sc25 - Vol 156 - 1041

Ltr & Encs 27 January 1857
Judicial Despatch

From

The Magistrate of

Trichinopoly

To

The Secretary to Govt
Fort St. George

Dated 30th December 1856

Received Jany 2 -

No. 4. No. 150.

Enclosure 1

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Submits a decision passed by the acting Head assistant Magistrate on a charge of abuse of authority against a Talaiaris Peon and Village watchers -

With a[illegible]

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P 23 -