

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1410

Press
~~Mis.~~

S1. S2

Dated

27-10-1887

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 29th October 1857.

No. 51. Read the following letter from C. F. CHAMIER, Esq., Acting Register to the Court of Foujdaree Udalut; to E. MALTBY, Esq., Acting Chief Secretary to Government, dated 16th October 1857, No. 58.

SIR,

With reference to para. 2 of the Extract from the Minutes of Consultation, dated the 6th December last, No. 1307, I am directed by the Judges of the Foujdaree Udalut, to forward the accompanying letter from the Acting Agent to the Governor of Fort Saint George in Ganjam, dated the 5th Instant, with its enclosures, reporting on the cases of the 6 prisoners concerned in case No. 19 of 1856.

(Signed) C. F. CHAMIER,
Acting Register.

From WILLIAM KNOX, Esq., Acting Agent to the Governor, in Ganjam; to C. F. CHAMIER, Esq., Acting Register to the Court of Foujdaree Udalut, Fort St. George, dated 3rd October 1857, No. 380.

SIR,

I have the honor to submit a further report on the cases of the six men, named in the margin,* and to the active part taken by them in the late disturbances in Kimedya.

- *1 Wullada P. Jogee Dora.
- 2 Seally B. Byragee, alias Kayadoo Dora.
- 3 Wunna B. Lut-hiah Dora.
- 4 Goraybunda K. Neelam-barah Dora.
- 5 Pooritigooda S. Gopaldoss Dora.
- 6 Voramada Chittrie Dora.

2. It is a difficult task to prove that these men were actively engaged, though that they, one and all, more or less assisted the Dundasena, and neglected to do their duty to Government, by giving information of his movements, &c., there can be no doubt. Lieut. Robertson reporting the attack on Varanasy, says, "the attack was made from the direction in which many of their villages lie, and could hardly have escaped observation, yet as far as I could learn, neither information was sent, nor assistance given by any of them," i. e., the Doratanum peons.

3. I would also refer you to Mr. Foord's letter, dated 23rd June, copy of which I annex. This embodies the general impression then prevalent, (and I believe correctly) through the country.

4. The Wullada Dora, was tried in case No. 39 of 1857, for the murder of the Serada Dora and acquitted, he was accused by the deceased men as well as several other Doras, but as will be seen from my decision in that case, I fully agree with Mr. Foord, that there is no proof of their participation in that tragedy.

5. Both the Doras of Wullada and Garia Gudda, are mentioned by the manager, in his report† as leaders of the gang, by whom Woolavabadra was attacked.

6. I beg leave now to submit two depositions taken by me the day after the two men were captured, together with an extract of my letter‡ to Government. I very much regret, that I did not apply to have these men admitted as approvers, for I think they are to be believed; and that a conviction would have been obtained against the Wullada and Seally Doras, as it is I submit, there is enough proved to warrant both these men being kept as State prisoners for life. The Seally acting Dora in particular, as he risked the forfeiture not of his own, but of his nephew's rights and privileges. The Wullada dora declares, that he was acting under compulsion, and on one occasion he kept faith, when he might easily have done good service to the rebels, as he led a party of Sepoys under Captain Nicholls, when their own guide had lost the way out of the hills by an unfrequented pass, as reported to Government in my letter of 12th August 1856, extract of which I annex for the information of the Court. I would therefore suggest that should Kimedya be quiet and these disturbances forgotten, in 1862, he be then permitted to return to his country.

7. The Wunna Dora was a great personal friend of the Dundasena. In depositions given before Mr. Foord, both the Buttoova Dora and Kittingy Dora, and a peon of the latter state that he was in communication with the Dundasena, this was the day after the Serada Dora was killed. Abstracts of these depositions were sent to Government, on 12th August 1856. I now send them.

8. The Goraybunda Dora is a man of much influence, he is accused of being in communi-

Fort St. George, Judicial Consultation, 29th October 1857.

Q. Which of the rebels and how many of them came near the village of Kittingy yesterday, and what was done then?

A. Yesterday at 12 o'clock A. M., I saw 60 or 70 of the Dundasena's men. I did not see how many of them were in the jungle. I saw them on the plains near Kittingy. They had guns with them, they fired two shots and blew their horns. They were on those plains for one * A. out 1 P. M. guddy* and then retired towards the ghaut of Seyally. There was water at the time in the river about breast height, whether it was on account of that or for any thing else that they went away, I do not know. As soon as these men came near Kittingy, I saw them and fled away to Levery. After they retired, I came back to Kittingy. My brother in law Limmana Bagavauloo, peon of Carenebadra, came away from Carenebadra and put up at Levery. As he was going away to Murrepaul, he came to tell me the same to Kittingy, he was there for a while when he and I were going to Levery, the Circar's peons apprehended both of us.

Q. When did you last see the Dundasena?

A. When he attacked the village of Varanasy, many of our Doratanam peons went with his men, I saw him at that time.

Q. Which of the Doratanam peons went with the Dundasena, when he attacked Varanasy?

A. Except the peons of Bomedy Doratanam, all the rest viz., Boottoova, Kittingy, Gorraybunda, Cotta Gooda, Garee Gooda, Vullada, Pooruteegooda, Varamada, Woolava badra, Wunna, Cundoona, and Bommecca Doratanam peons. A couple or four peons of each of their set came with the Dundasena, armed with guns, though Dora of Vullada, brother of Carenebadra Dora Segabody Nugannah, and Biddica Byragy, who was doing duty on behalf of Seally Dora, accompanied him, but the other Doras did not. The peons of one Seally, I, Coondangy Ramabad-roodoo, Cundy Seetiah, Bodaputy China Tumby, Coondangy Lingiah, D. Mulliah, Resingy Tondoo Condungy Lutchmiah and Colaca Logy. All of us armed with guns, went along with Dundasena to Varanasy, by order of our Dora.

Q. Can you tell the names of the peons of the other Doratanams who came at the time?

A. No. I cannot tell their names.

Taken before me, this 6th June 1856.

Marked B. COORASAH.

(Signed) W. KNOX,
Acting Agent.

Re examination before the Principal Assistant Agent, on 21st June 1856.

Q. Can you state upon oath that what you have related above in this deposition, is true?

A. Yes. I solemnly state that it is all true.

The prisoners have no questions to put.

Solemnly affirmed before me, this 21st day of June 1856.

Mark of B. COORASAH.

(Signed) E. B. FOORD,
Acting Principal Assistant Agent.

(Signed) W. KNOX,
Acting Agent.

III.

Extract from a letter from the Acting Agent in Ganjam; to the Chief Secretary to Government, dated 20th August 1857.

1st. I have the honor to forward herewith, abstracts of two depositions, which should have gone with my last letter of 12th Instant, they leave little room to doubt the guilt of the Wallada there was sufficient evidence already, and unfortunately though I took their depositions in the

Fort St. George, Judicial Consultation, 29th October 1857.

first instance, in July, I overlooked them when trying the case. I very much regret that this should have occurred, as probably had these men been examined, a conviction would have been obtained against the two Doras.

Chutterpore,
20th August 1856. }

(Signed) W. KNOX,
Acting Agent.

(True Extract.)

(Signed) W. KNOX,
Acting Agent.

IV.

Extract from a letter from the Acting Agent in Ganjam; to the Chief Secretary to Government, dated 12th August 1856.

Para. 4. While at Kimediy, I tried the Bissoye of Serungy, and found him guilty. His proposed sentence imprisonment for 14 years, will be submitted for consideration in the usual course.

* 1 Wunna Dora B. Lutchiah. I also tried the 6 Doras named in the margin,* and acquitted them, though I feel nearly convinced that the Vunna and Seally Doras did take part in the attack on Varanasy.

2 Goraybunda K. Neelumbarah.
3 Pooritigooda S. Gopuladoss Dora.
4 Wullada P. Jogee Dora.
5 Voramada Chittre Dora.
6 Seally B. Byragee Dora alias Kayadoo Dora.

5th. At present there are no definite charges against these men. Mr. Foord made enquiries, but could bring nothing home to them sufficiently strongly to warrant their committal. The account given by one witness not tallying with that of others; among those examined were 3 Doras, an abstract of whose evidence is given, also of 2 peons of Kittingy and Pooretegooda and two ryots of Billoomadah, a perusal of their depositions leaves no doubt in my mind of the parties having made common cause with the Dundasena. Had they not, from the position of their villages, he could not have harried the western side as he did. I beg leave therefore to propose that these six be kept as State prisoners, and for the present removed to some distant parts with the exception of the Pooritygooda Dora, who is an old man, and may be left at Chicacole. I should also observe that the Wallada Dora acted as guides to Captain Nicholl's detachment, and brought them through the hills from Byjolly to Bussapal, when their own guides had lost their way. This of course will be taken into consideration hereafter, when all is quiet, should no further evidence be procured against him. The Seally acting Dora (the Dora is a minor) the Vunna Dora and the Gorabunda Dora are men of much influence and have the character of having taken an active part in the disturbances; the Vunna Dora is a great personal friend of the Dundasena, these men are now in Jail at Chicacole, pending the orders of Government. I might perhaps have convicted the two first of these men, but I have heard that in the former disturbances, witnesses were by no means particular as to what evidence they gave, to get rid of men by whose depredations they had suffered. I believe too that it is more politic just now to deal leniently with those of little or no note, who may have been in some degree influenced by fear to join the rebels, many will come in and make submission if they know their lives will be spared, and those leaders who are still in arms against Government, will have the less excuse, and will deserve and must receive the severer punishment.

Chetterpore,
12th August 1856. }

(Signed) W. KNOX,
Acting Agent.

(True Extract.)

(Signed) W. KNOX,
Acting Agent.

Abstract of Evidence.

3rd Witness.—Bottoova Dora states that the day after the murder of the Seerada Dora the Gorobunda Dora Kutty Neelambur took him, the Vunna Dora and Kittinghy Dora's peon,

Fort St. George, Judicial Consultation, 29th October 1857.

Torango to Gybah, where they met the Dundaseenah's uncle; the Gorebunda and Vunna Doras went and spoke to him. Deponent and peon did not, but returned home. He did not see the Dundaseenah.

4th Witness.—The Kittunghy Dora says he was sent for by the Wunna Dora, and sent his peon instead.

His peon Torango alias Sunneasy, deposes that they went to Gybah, and that the three Doras held communication with the Dundaseenah's men.

The Woolavabadra Dora states that he was seized by the Wullada, Seally and other peons in the interest of the Dundaseenah, and carried to where he was at Pundevara, the uncle threatened to kill him if he would not join their party, as he said the Wullada, Seally, Gareagooda and Gottygudda, Wunna, Goraybunda, Poorategooda and Varamada Doras had already done. He states that the four first mentioned Doras acknowledged this to be the case, and stated that they were about to murder the Sorada Dora, on which deponent being in fear of his life, swore to be faithful to the Dundaseenah, and was allowed to go and get his peons.

6th Witness.—Peon of Poorety Gooda Savara Abely states that his Dora sent 2 peons to the assistance of Dundaseenah as requested by him.

Pallasetty Lutchiah of Bellamudda states that one month and a half ago, on a Thursday, in the morning, a large gang of Sowerahs came and drove off his cattle towards Kundava. He went and saw the Dora, who said he could not help him; three days after, he heard the Dundaseenah was at Wullada, and that the Cundara and Vurmada Doras were going there, and so he and Mungle Naidoo went with them. Outside the village he saw the Dundaseenah, his uncle, the two Doras, also Pooratygooda, Seally, Gorribunda and Garreagooda, Vullada Doras; Chendriah the Bomyka Dora's brother and some peons. Witness asked for his cattle, the Dundaseenah said the Sowerahs had taken them, and he could do nothing. On this, witness and Mungle Naidoo returned, he afterwards said he saw the Pooraty Gooda and Gorybunda Doras sitting near the Dundaseenah.

S. Mungle Naidoo speaks of the attack on his village Bellomada, he saw the peons of Wullada, Gurreyagooda Vurmada, Seeally, Cundana, Pooratygooda, and could recognize one of the Gurreagooda peons, who tried to stab him; 3 days after this, the 8th witness took him with him to Wullada, there they saw the Dundaseenah with the Wulladah, Cundana, Vurmada Doras, but no one else.

Defence.

The Wunna Dora, Beeta Lutchiah states that he did not join the Dundaseenah, or send peons; that he lived since the disturbances began at Mundapoorum, and came when he was called. He is a friend of the Dundaseenah, but has not sworn friendship, says he can prove he never went to the Dundaseenah, he cannot prove he did not send peons to Varanasy.

Gorabunda, Kuttee Neelambara Dora denies having joined or assisted the Dundaseenah, was guarding his place when he Dundaseenah passed. The Levery people know he did not go to the Dundaseenah Pooraty Gooda. Seevalah Gopa Doss was in his village and did not go to Bellenudda, nor did he send his peons to Varanassy, the evidence is false. He was taken by the Gybah Oreyas, and carried to Gurreagooda, when he met the Dundaseenah's uncle, and that night he escaped, he cannot prove this. His peons had gone off with their property.

Wullada Palaka Jogee Dora says he was made a prisoner and kept, and so he agreed to join the Dundaseenah, the Dundaseenah was for a month in his village, he tried to send news by a Sowrah, he was killed by the Dundaseenah's men, he did not go nor send men to Varanasy.

Vurramada Chittree Dora was called by the Bellmada ryots and went to the Dundaseenah, but did not speak to him, did not send his peon to Varanassy.

Seally acting Dora Biddeka Byragy, denies having had any thing to say to the Dundaseenah, the Dundaseenah came with 30 Sowrahs and placed a guard over him, and stayed a month in his village.

(Signed) W. KNOX, *Acting Agent.*
(True Copy.)

(Signed) W. KNOX, *Acting Agent.*

Fort St. George, Judicial Consultation, 29th October 1857.

No. 52.

ORDER THEREON, No. 1410; dated 27th October 1857.

In Extract Minutes of Consultation, dated 6th December 1856, No. 1307, Government reviewed the sentence passed by the Court of Foujdaree Udalt on case No. 19 of 1856, which had been referred to them by the Acting Agent in Ganjam, under Act V of 1841. In this case 6 prisoners were charged with acts of rebellion, during the disturbances raised by the Dundaseenah in Kimeddy, but were acquitted. In the propriety of this acquittal Government concurred, but before ordering the release of the prisoners, they called for a report whether any of them had been actively engaged in the cause of the outlawed Dundaseenah, in order that, if necessary, steps might be taken for their safe custody under Regulation II of 1819.

2. It is only now, or after a period of upwards of 9 months that the Acting Agent has replied to this call, and the Government must express their dissatisfaction at so much delay. It is also to be observed that this report should have been sent to Government direct.

3. The circumstances brought forward in Mr. Knox's report and its enclosures satisfy the Government that the first 4 prisoners not only failed in their duty as chieftains holding land on favorable terms on the condition of affording aid and information to Government

on occasions of disturbances of the peace, but actually assisted the rebel leader Dundaseenah. It is therefore deemed necessary, in the present state of the country, that they should be deported from it for a time, and placed under personal restraint. The Right Honorable the Governor in Council accordingly directs under the provisions of Section 2, Regulation II of 1819, that they be confined in the Zillah Jail of Bellary until further orders.

4. The Acting Agent is to release the 5th and 6th prisoners, Pooritigooda Gopaldoss Dora, and Voramada Chittrie Dora, on their furnishing such security as he deems sufficient for their good conduct for a period of two years.

(Signed) E. MALTBY,
Acting Chief Secretary.

Exd. F. Cartledge.

Extract from Cons. - Dated 27 October 1857.
Read letter from Act. Registrar to the Court of F. H.
dated 16 October 1857 No. 58.

In L. M. of C. dated 6 Dec 1856 No. 1307
Govt reviewed the sentence passed by
the Court of F. H. in Case No. 19 of 1856
which had been referred to them by the

Act. Agent in Gangan under Act. V of 1841

M. J. - In this case 6 prisoners were charged
with ^{acts of} rebellion during the disturbances
caused by the Bundas in Kaimdy
but were acquitted. In the propriety
of this acquittal Govt concurred, but before
ordering the release of the prisoners, they
called for a report whether any of them had
been actively engaged in the cause of the
outlawed Bundas, in order that if
necessary steps might be taken for their safe
custody under Act. II of 1849.

- 2- It is only now, or after a period of upwards
of 9 months that the Acting Agent has
replied to this call, & the Govt must express
their dissatisfaction at so much delay.
It is also to be desired that this report should
have been sent to Govt direct.
- 3- The circumstances brought forward in

Mr. Kirk's report & its conclusions satisfy the Govt that

1. Mallada Joga Dora
2. Sully Byrappa alias Rayados Dora
3. Mauna Lutchia Dora
4. Goraybanda Keelumbare Dora.

the first 4 prisoners not only failed in their duty as Chieftains holding lands on favorable terms on the condition of affording aid & information to Govt on occasions of disturbances of the peace, but actually assisted the rebel leader Dandaseenah. - It is therefore

deemed necessary, in the present state of the country, that they should be deported from the place ^{placed under personal restraint} a time, and ^{The Act of the Govt} according ^{under the provision of Sec 11 of 1819} directs that they be confined in the Jail of Bellary until further orders.

4 - The Act Agent is to release the 5th & 6th prisoners, Bonitegooda Gopal Dora, & Vornada Chuttee Dora on their furnishing such security

as he deems sufficient for their good conduct for a period of two years.

M

To the S. of the C. of J. Madras }
As Agent to the C. of J. of S. S. L. }
in session }
Circuit & Session Judge }
of Bellary }

Justice of the Peace 23rd March
1838-1839
19-12-92 ✓

24th Nov. 29th Dec.
Judicial 1837 & 1838

M. H. M.

Debate to Minors 1838

27th Oct 1837

J. H. 22nd/58
20 58/64

During observations
on the 14th of Dec. 1838
a great many persons
to the 6th of Dec. 1838
in case of 19th of 1838 and
which the 14th of 1838
to be confined in the
Chapel of 1838 and
further order also order the
release of the 5th of 1838
and security

51452