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MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. Press Mis.

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PROCEEDINGS JUDICIAL DEPARTMENT FROM 4TH TO 10TH MAY 1859.

No.	The authority from, and Order thereon.	Date.	Subject.
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1	Government Solicitor.....	20th April....	Submits Bill, amounting to Rupees 6-6-0, of the Clerk of the Crown for certificates of former conviction.
2	Order thereon.....	4th May.....	Sanctioned.
3	Magistrate of Malabar.....	14th April....	Forwards letter from the Joint Magistrate of Cochin, with one from the Chamber of Commerce relative to the want of Justices of the Peace, states that the only one there at present is Mr. Cullin, Mr. J. S. Vernede, who is in the Commission, being in England, and suggests that Captain Castor, Master Attendant, be vested with a Commission.
4	P. Leslie, Esq., Honorary Secretary, Cochin Chamber of Commerce.	7th April.....	Intimates that, at a General Meeting, it was resolved to bring the want of Justices of the Peace for the town af Cochin to the notice of Government and that it appears to the Chamber, it might be of advantage in certain cases if the Joint Magistrate had the assistance of one or more Justices able to give advice.
5	Order thereon.....	4th May.....	Appoint Captain Castor accordingly, direct him to qualify in the Principal Sudr Ameen's Court and that an application be made to the Judges of Her Majesty's Supreme Court for the issue of a Commission in his behalf.
6	Judges of H. M.'s Supreme Court of Judicature.	4th May.....	Intimate the appointment of Captain Castor to be a Justice of the Peace and request them to issue a Commission accordingly.
7	Member for Madras of the Legislative Council.	16th April....	States that on Sir C. Jackson giving notice of his intention to ask what steps had been taken to provide a suitable Jail for Europeans sentenced to penal servitude in India, he sent a telegraphic message on the 11th requesting information, but no reply had reached him, and that, on the question being put on that day, the Government of India could not say that any steps had been taken in Madras, nor was he in possession of any information that enabled him to answer it.
8	Order thereon.....	4th May.....	Observed that a reply as noted was duly sent by telegraph, but that it probably failed to reach in time as the communication with Calcutta was then interrupted. Requested the Chief Engineer to submit Plan and Estimate of the Central Jail on the Neilgherries, and Inspector General to state the measures taken towards its construction under orders, 6th April, No. 460, &c.
9	Secretary to the Government of India.	5th April....	Communicates correspondence between the Agent, Hill Tracts of Orissa, and the Agent for the Governor of Madras at Ganjam, and intimates that its perusal has confirmed the Supreme Government in the opinion that the Agency for the suppression of infanticide, &c., ought no longer to be directly subordinate to them but that its proceedings would be much more conveniently directed by this Government. Requests a full report upon the subject with a sketch of the financial effect of any measures this Government may propose.
10	Order thereon	4th May.....	The letter and enclosures forwarded to the Government Agent at Ganjam, with direc-

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			tions to submit the report, &c., called for by the Government of India.
11	Political Agent at Poodoocottah.	13th April....	Forwards a Yadast from the Criminal Court, explaining all the points noticed by the advocates in behalf of 31st prisoner in case No. 54 of Annunda, and states that he has been long known as a leader of a gang of robbers and has twice undergone punishment in Trichinopoly.
12	Order thereon.....	5th May.....	The Petition on behalf of the prisoner returned with an endorsement to the effect that Government see no cause for interference.
13	Secretary to the Government of Bombay.	23rd April.....	Transmit copy of letter from the Resident Councillor, Prince of Wales' Island, together with a Descriptive Roll of 7 escaped Convicts, and requests the issue of orders for their apprehension.
14	Order thereon.....	5th May.....	Observed that the Descriptive Roll was received direct, and orders passed on it. An Extract from it relating to 5 Bombay Convicts communicated to the Magistrates of Canara and Malabar.
15	Dy. Register to the Court of Sudr Udalut.	19th April.....	Submits report shewing the results of the establishment of a Press for printing the Court's Judicial proceedings, the charge for which for the year 1858 amounts to Rupees 8,086-12-4, (exclusive of the cost of paper, &c.,) but the annual average saving is Rupees 10,350, besides Rupees 1,094 realized by sales to parties and their Vakeels.
16	Order thereon.....	5th May.....	Recorded.
17	Magistrate of Kurnool.....	9th April.....	Forwards list of property plundered by the Rohillas at 2 villages in the Doopaud Talook amounting to Rupees 785-1-4, and translate of Deposition by an Arab lad, Sheik Ahmud, giving an account of their movements and the names of the principal men of the gang. Supports the recommendation of Captain Nelson, Head of Police, Siddapoor to present 2 Chenchoowars, Sookla Goorapah and Mudder, with silver bangles of the value of Rupees 50 and 35, and money, Rupees 50 and 35, respectively, for services rendered while the gang infested the District, and requests sanction for giving another Chenchoowar, Hanoomadoo, a reward of Rupees 50 for taking the Arab lad to the Police authorities.
18	Order thereon.....	5th May.....	Sanction the rewards.
19	Governor of Prince of Wales' Island, Singapore and Malacca.	13th April.....	Reports the escape of 4 Madras Convicts from Penang, named in a Descriptive Roll.
20	Order thereon.....	5th May	Observe that escape of Nos. 1 and 2, Mysore Convicts has been communicated to the Commissioner of Mysore, and direct that of the other two be communicated to the Commissioner of Police, the Inspector General of Jails, and the Magistrates of Malabar and Coimbatore.
21	Commissioner of Police.....	2nd May.....	Requests that the Superintendent of Marine be directed to provide a passage for Convict Coolasailathy Rowten to Singapore.
22	Order thereon.....	5th May.....	Directed accordingly.
23	Special Commissioner, North Canara.	15th April.....	Submits copy of a sentence passed by him, under Act 14 of 1857, on 3 prisoners connected with recent disturbances in that district.

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24	Minute by the President.....	22nd April...	The prisoners having been convicted of offences within the Goa territory prior to being handed over, proposes that they be sent back to be dealt with according to the Portuguese Law.
25	Order thereon.....	5th May.....	Instruct the Special Commissioner accordingly, and observe that the prisoners cannot be punished for crimes committed in British territory, not excepted from the benefit of the Amnesty.
26	Dy. Register to the Court of Sudr Udalut.	28th April...	Submits a request from the Principal Sudr Ameen of Combaconum that the indulgence granted to Civil and Sub Judges of being absent from their stations during the adjournment of their Courts may be extended to Principal Sudr Ameens, and states the Judges are of opinion that the privilege, under the restrictions contained in the Rules published on the 29th April 1856, may be extended to them without inconvenience.
27	Order thereon.....	6th May.....	Extend the indulgence accordingly.
28	Register to the Court of Sudr Udalut.	27th April.....	For reasons stated, intimates that the Judges consider that the new Code of Civil Procedure cannot conveniently be brought into operation before the 1st January next.
29	Order thereon.....	6th May.....	Recorded.
30	Agent to the Governor, Vizagapatam.	20th April.....	Submits letter from Captain Owen, Commanding Golgondah Sebundies, bringing to notice that in the suppression of the disturbances in the Hill Tracts, he was ably assisted by Acting Adjutant Lieutenant Dobree, and Lieutenant Bloomfield, who, though nominated to the Command of Rajahmundry Sebundies, remained and headed a party of his Corps. Names two Native Officers, (Jemadars P. Venketchellum and G. Venkiah,) who acted most conspicuously.
31	Order thereon.....	6th May.....	Consider the testimony borne to the conduct of the European and Native Officers mentioned to be highly creditable to them; thank them for their good services, &c.
32	Register of the Court of Foujdaree Udalut.	23rd April.....	Forwards *Draft* Rules for the guidance of Agents in taking notes of evidence, instead of depositions, in certain criminal cases.
33	Order thereon.....	6th May.....	Approve the Rules and resolve to forward them to the Agents in Ganjam and Vizagapatam.
34	Member for Madras of the Legislative Council.	26th Feby.....	Forwards a copy of the Bill for the better regulation of the Police in the Madras Presidency as it was introduced and read a first time. Makes a few observations on the alterations he made in the Bill conveyed by Mr. Robinson.
35	Do. do.....	14th March ..	Intimates that the same Bill was read a second time on the 12th and that, on the motion, the Member for the N. W. Provinces put these questions to him. 1st, Who will be the responsible authority in the Districts? 2nd, What are to be the duties of the Police? 3rd, Who are to be included under the head "Police Officers"? 4th, Under whose control Village Watchers, &c., are to be, &c., ? 5th, Why is the Chief Commissioner to be a Magistrate? Details his replies, and refers to the difficulty of passing the Bill.
36	Minute by the President	5th May.....	Thinks the answer to Mr. Forbes ought to be confined to 2 questions, and would reply that

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			the local Superintendents will be entirely under the orders of the Magistrates; and that the functions of the Commissioner, or rather Inspector General will be confined to the organization of the establishment and to maintaining it in a state of efficiency &c. Observes that the primary object is to place an improved instrument for the prevention &c., of crime at the Magistrate's disposal, &c., &c.
37	Minute by H. E. the Commander-in-Chief.	5th May.....	Thinks the President's replies quite sufficient.
38	Minute by the Honorable W. Elliot, Esq.	5th May.....	Consider that the local Superintendents should be under the Magistrate with regard to the employment of the Police Force, but independent of him as regards its organisation and internal economy. Understands the Force is to consist of a Constabulary and a Village Police.
39	Minute by the Honorable W. A. Morehead, Esq.	5th May.....	Assumes that the Magistrate is to be all powerful, the Police Force being placed at his disposal, and the Force itself to be kept in a state of efficiency by the Commissioner and his Superintendents.
40	Order thereon.....	6th May.....	Resolved that a letter be accordingly dispatched, and a copy be furnished to the Chief Commissioner, Mofussil Police.
41	Member for Madras of the Legislative Council.	6th May.....	Acknowledge the 2 letters and reply to the 2nd in the terms propounded by the President. Forward copies of the Honorable Messrs. Elliot and Morehead.
42	Tamil Translator to Government.	4th May.....	In forwarding a Translation of Act 3 of 1859, notices an error as to the Title of Act 9 of 1841 recited in the middle of Section 7, in the English copies furnished to him. Forwards a Translation of Act 4 of 1859.
43	Order thereon.....	7th May.....	Observed that the error has been rectified in the Calcutta Gazette, 19th February last. Ordered that it be brought to the notice of the other Translators, &c.
44	Civil Auditor.....	6th May.....	Mr. J. H. Blair having obtained a furlough of 3 years and a month's preparatory leave, requests to be informed under what circumstances he is permitted to draw pay as Sub Judge of Rajahmundry until his embarkation.
45	Order thereon.....	7th May.....	Observed that Mr. Blair did not avail himself of his leave until the 11th April, and that the order of 30th *Idem*, No. 587, was to prevent any doubt as to his title to pay.
46	Mr. D. Bartley.....	6th May.....	Being desirous of rejoining his Station, Rajahmundry, solicits an order to the Superintendent of Marine to provide himself, his wife and children with a free passage per *Coromandel*. Submits documents to shew that he has been transferred as Sheristadar to the Principal Sudr Ameen's Court.
47	Order thereon.....	7th May.....	Declined.
48	Inspector General of Jails...	20th April....	Though no objection has been raised here, believes it would be well to have a Clause authorizing any Government to subject to *penal servitude*, within its Presidency for a term of 2 years, any prisoner sentenced to transportation.
49	Order thereon.....	9th May.....	Communicated to the Member for Madras of the Legislative Council. Agree with the

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			Inspector, but do not see why the period should be limited.
50	Member for Madras of the Legislative Council.	9th May..... 1858	Forward a copy of the Inspector's letter and inform him accordingly.
51	Inspector General of Jails...	24th Nov.....	Submits his annual report upon the Jails of this Presidency for the year 1857-58, and the report of the Director General Medical Department on the health of the prisoners during the same period and the first four months of 1857.
52	Director General Medical Department.	30th Septr....	In reply to Minute, 18th September 1858, No. 1281, intimates that the returns of sickness, &c., amongst the prisoners in the Jails throughout the Presidency, with a report for the calendar year 1857, also that the supplemental return was framed for January, February, March and April of the current year, and instructions given to forward in future returns and reports for the official instead of the calendar year. Trusts these as already prepared may be received, and re-submits those for the Penitentiary, with a supplemental one for the 4 months of 1858.
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53	Order thereon.....	9th May.....	Review the reports and pass the necessary orders thereon. Observe that Mr. Rohde's and Director General's attention should be given to condensing their reports as much as possible and that all statements should be for the official year.
54	Superintendent of Marine.	2nd May.....	Forwards statement of charges incurred on account of 26 Hyderabad Convicts embarked for Singapore on the Steamer *Coromandel*.
55	Do. Do.	2nd May.....	Forwards statement of charges incurred on account of 4 Hyderabad Convicts embarked for Penang on the Barque *Melanie*.
56	Order thereon.....	9th May.....	Copies of the statements to be furnished to the Resident at Hyderabad.
57	Resident at Hyderabad.....	9th May.....	Transmit them accordingly and inform him that amount of expenses, Rupees 328-9-4, has been debited to the Nizam's Government.
58	Extract Minutes Consultation, Public Works Department.	27th April....	Referring a plan and estimate for constructing a cook-room, &c., in the Hospital at Nursipatam, amounting to Rupees 350.
59	Order thereon.....	9th May.....	Sanctioned.
60	Register to the Court of Foujdaree Udalut.	4th April....	Submits Bills for travelling allowances claimed by Captain Gregory, Lieutenants Kay and Trimmer, Her Majesty's 44th Foot, for attending the Principal Sudr Ameen's Court at Chingleput, as witnesses in a certain trial.
	.....	9th April ..	Referred to the Civil Auditor.
61	Acting Civil Auditor.....	27th April....	States that the claims seem admissible, a like allowance having been sanctioned (Military Department, 10th January 1837) to be paid to Surgeon Geddes.
62	Order thereon.....	9th May.....	Sanction the 3 Bills aggregating Rs. 28-15-10.
63	Commissioner of Police.....	27th April...	Forwards an account amounting to Rs. 214-11-4 for repairs to the mud-built grass covered huts occupied as Tannah stations before last monsoon, which was as usual included in his Contingent Bill for February but the Civil Auditor has refused to pass it. Solicits sanction thereto and instructions for future guidance. Submits 3 Bills amounting to Rupees 28-11-4, being rent for a house used as a

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			Jemadar's Tannah at Chintadrepettah, while the regular station was under repair.
64	Order thereon.....	9th May.....	Sanction the 3 Bills for house rent. Direct the Civil Auditor to pass the charges for usual repairs to the huts indicated, and to admit similar charges for the future, when they do not exceed Rupees 300 a year.
65	Proceedings of Government in the Revenue Department.	3rd May.....	Communicating orders and remarks on certain documents referred from the Military Department, relative to cases in which persons were convicted of offences against the Abkarry Rules at St. Thomas' Mount, and requesting the attention of the Session Judge at Chingleput and of the Court of Foujdaree Udalut to be called to certain points.
66	Order thereon.....	10th May.....	Communicated to Court of Foujdaree Udalut. The Magistrate of Chingleput directed to submit a sketch of the duties to be performed by the Cutwal at St. Thomas' Mount. The Civil Auditor and Military Auditor General requested to furnish statements of the salaries of Cutwals.
67	Secretary to the Government of Bengal.	18th April.....	Forwards copy of a letter, &c., from the Commissioner of Police in Calcutta, relative to 2 Vagrants sent to him from Madras to be forwarded to their native country. As one is apparently a native of Goozrat, and the other of this Presidency, requests to be informed more fully of the wishes of this Government.
68	Order thereon.....	10th May.....	Referred to the Commissioner of Police for explanation, and for information as to how he has disposed of another Vagrant Narrain Doss, for whom a passage to Bengal was authorized at the same time.
69	Sub Judge of Ootacamund..	4th May.....	In submitting an Inventory of the effects of Mrs. H. S. Thompson, who died intestate on the 4th February last. Solicits permission to sell them by public auction, as the Administrator General has declined to administer to the Estate and as he cannot conveniently keep the property in the Court House so long as the prescribed period of 12 months. No claims having been yet made, requests to be allowed to comply with desire of Miss King, who has charge of deceased's children, that the few trinkets mentioned in the list, may be given over to them.
70	Order thereon.....	10th May.....	Authorized accordingly.
71	Proceedings of Government Financial Department.	30th April.....	Communicating order passed on letter from the Supreme Government conveying the desire of the Home Government, that when leave to proceed to England is granted a second time to Uncovenanted Officers, the fact should be noticed in the letter granting such leave.
72	Order thereon.....	10th May.....	Recorded.
73	Proceedings of Government, Public Department.	2nd May.....	Communicating Resolution on letter from Y. Vencataramiah enquiring whether, under circumstances stated, he is subject to the Uncovenented Service Examination Rules.
74	Order thereon.....	10th May.....	Recorded.
75	Proceedings of Government.	10th May.....	Direct Lieutenant Bloomfield, Commanding Malabar Police Corps, to proceed to Sircey and place himself under the orders of the Special Commissioner North Canara, Lieutenant Drever's appointment (Minute, 28th April, No. 582,) being cancelled.