

(1) Number of pages 8(2) Date of repair 21-7-41

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1073	Press Mis.
29-31.		
Dated	7-8-	1858.

Not to be folded or roughly handled

1X

Fort St. George, Judicial Consultation, 10th August 1858.

No. 29. Read the following letter from J. ROHDE, Esq., Inspector of Prisons; to T. PYCROFT, Esq., Chief Secretary to the Government of Fort St. George, dated Ootacamund, 21st July 1858, No. 274.

SIR,

Extract Minutes Consultation, No. 904, Judicial Department.

In obedience to instructions under date 5th July, I have the honor to state that though the prison at Ootacamund is not suited to the purpose of a European Prison, still, under the urgency of the case, arrangements shall be made for Martin Murphy being lodged in a room attached to this Jail.

No. 30.

ORDER THEREON, No. 1072; dated 7th August 1858.

Resolved that a copy of the letter recorded above be furnished to the Sheriff of Madras in reference to his letter of 29th June 1858, who will, in communication with the Inspector of Prisons and Commissioner of Police, make the necessary arrangements for the removal of Martin Murphy from H. M. Jail at Madras to the Prison at Ootacamund. Under the provisions of Section 8, Act XXIV of 1855, the confirmation of the Governor General of India in Council will be solicited to this measure.

(Signed) T. PYCROFT,
Chief Secretary.

Ordered that the following letter be despatched.

No. 31. To the Secretary to the Government of India, dated Fort Saint George, 7th August 1858, No. 1073.

SIR,

I am directed to report for the information of the Government of India that in consequence of the dangerous illness of Martin Murphy, a Convict at present confined in H. M.'s Jail at Madras, the Governor in Council has directed his removal to the Prison attached to the Sub-Court at Ootacamund and to solicit, under Act XXIV of 1855, Section 8, the confirmation of the Governor General of India in Council to this measure.

2. Martin Murphy was tried in October 1855, before H. M.'s Supreme Court for shooting with intent to murder. He was convicted and sentenced to transportation for life, but under Section 5 of the Act above quoted, this Government ordered him to be kept in penal servitude. He has now been in prison at Madras for three years, his health has now been failing for some time past, and he is suffering from long confinement in a hot climate. The Surgeon in charge of the Jail considers a change of air urgently required and recommends his removal to a Jail at one of the hill or other cool stations. The Sheriff reports that on his lately visiting the Jail the prisoner was in so weak a state as to be scarcely able to rise. On a reference being made to the Inspector of Prisons as to whether measures could not be taken for confining Murphy on the Neilgherry Hills, he reported that under the urgency of the case, arrangements would be made for lodging him in a room attached to the Jail at Ootacamund, although it was not suited to the purpose of an European prison, and orders have been accordingly issued for his removal thither.

3. Referring to para. 7 of Mr. Acting Secretary Bayley's letter in the Public Works Department, dated 14th May last, No. 923, I am directed by the Governor in Council again to solicit the early attention of the Government of India, to paras. 44 to 46 of the Budget report for 1858-1859 and to request early sanction for the work therein referred which has been designed partly as a Prison for Europeans sentenced to penal servitude until a larger Prison can be constructed solely for their use. The want of some Jail in a suitable climate for the confinement of such Convicts is most pressing. They cannot be effectually put to hard labor in the low country and to imprison them there for any protracted period is cruel.

4. Seven other European Military Convicts are at present in confinement, in H. M.'s Jail at Madras; but these have been ordered, in compliance with the request of the Bengal Government, to be sent to Calcutta with a view to their being forwarded to Western Australia with the Convicts there awaiting an opportunity to be shipped for that place.

(Signed) T. PYCROFT,
Chief Secretary.

End F. Carriage.

Madras 12th 12th 1858
Auditor

3+
C/W

Judicial Department

No 107/2

Extract from the Minutes of Consultation
Dated 7th August 1858

Read the following letter
from the Inspector of Prisons.

(Here enter 21st July 1858 No 274)

Resolved that a copy of the
letter recorded above be furnished
to the Sheriff of Madras in reference
to his letter of 29th June 58, who will
in communication with the
Inspector of Prisons, make the
necessary arrangements for the
removal of Martin Murphy from
H.M. Jail at Madras to the
Prison at Astacumund. Under
the provisions of Sec. 8 of Act XXIV of
1835, the confirmation of the
Governor General of India in
Council will be solicited to this
measure.

Ordered that the following
letter be despatched

To the Secretary to the Govt of India
(Here enter No)

JF

and Commissioners
of Police

Copy to Sheriff of Madras, dated 12th Oct.
" to Secy to Govt of India, 12th Oct.
" to Civil Auditor, 12th Oct.

Sept 12th

5
Judicial Department

N^o 1073.

To,

The Secretary to the Government
of India

Sir,

I am directed to report for
the information of the Govt^y
of India that in consequence
of the dangerous illness of Martin
Murphy, a convict at present
confined in H. M. Jail at Madras,
the Governor in Council has di-
rected his removal to the Prison
attached to the Sub: Court
at Ootacamund, and to solicit,
under Act ~~XXIV~~ of 1855 Sec. 8. the
confirmation of the Governor
of India General in Council to this measure.

2. Martin Murphy was
tried in October 1855, before
H. M. Supreme Court for shooting
with intent to murder. He was
convicted and sentenced to
transportation for life, but
under Sec. 5 of the Act above
quoted, the Govt^y ordered him
to be kept in penal servitude.
His health has now been failing
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at Madras for three
years - his

29430.
23.25
6.7.58
No. 1525.

Dated 10th August 1857.

Extract Mins. Cons.

No. 1112

1857. Department.

Madras:—Printed at the Government Press.

C. 22 Aug 58.

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On a reference being made to the Inspector of Prisons as to whether measures could not be taken for confining Murphy on the Mulgherry Hills, he reported that under the urgency of the case arrangements would be made for lodging him in a room attached to the Jail at Ootacamund; and orders have been accordingly issued for his removal thither.

3. Referring to para 7 of Mr. Actg. Secy. Bagley's letter in the Pub. Works Departⁿ dated 14th May last No. 923, I am directed by the Governor in Council again to solicit the early attention of the Govt^s of India to paras 44 & 46 of the Budget report for 1888/89 and to request early sanction for the work therein referred to designed partly as a prison for

which has been

until a larger Prison can be constructed solely for this use.

8th July 1888

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4. Seven other European & Military convicts are at present in confinement, in H. M. Jail at Madras; but there have been ordered, in compliance with the request of the Bengal Government, to be sent to Calcutta with a view to their being forwarded to Western Australia with the convicts there awaiting an opportunity to be shipped for that place.

For S. George
7 August 1888

11/6/88

Thos. Phillips

to 24th to Concord 10th August

Chas. B. Smith

W² 10/23.

To Mr. Secretary to the
Court of a M. B. C.

24th August

Referring to copy of the
letter from the subject of Concord
which that gentleman said he
sent for the reception of the
Hon. Secy of the Department
to be put in the hands
of the Hon. Secy in order that
the necessary arrangements
may be made for his
visit to the State. I am
of the opinion that
it will be expedient to
proceed.