

MADRAS RECORD OFFICE.

Government of Madras.

Indicil DEPARTMENT.

G.O. No.	1148 /	Press ~~Mis.~~
37-38		
Dated	21-8	1948

Not to be folded or roughly handled

Fort St. George, Judicial Consultation, 24th August 1858.

No. 37. Read the following letter from G. A. BALLARD, Esq., Special Commissioner, North Canara; to T. PYCROFT, Esq., Chief Secretary to Government, dated Camp Jugglebett, 3rd August 1858, No. 50.

SIR,

* Dated 21st June 1858.
† Dated 9th July 1858.

1. I have the honor to enclose translate of a letter* from a Portuguese authority, and copy† of my reply, you will perceive that I was requested to seize and send to the Portuguese authorities certain parties named, and several families without specification of individuals, (who as they have been residing on British ground for above 6 months must be considered British subjects,) although no charge was made against them save that they were relations of rebels. I did not feel myself justified to accede to this request.

2. Captain Schneider when engaged in operations against the Sawanths had before written‡ to Mr. Robinson to send some of these parties. I cannot find any reply from Mr. Robinson to that communication, but he did not send the people, and I know was averse to sending them.

§ Original herewith sent, requested to be returned with a translation when done with.

3. I have just received a Portuguese communication§ from the Governor General of Goa. I do not understand Portuguese, and have no one who can translate it. I am therefore writing to the Governor General requesting him to be good enough to favor me with an explanation of what is required, meantime as I imagine the letter to be a formal requisition for the people above alluded to, or at any rate a somewhat similar request, I request the early instructions of Government as to my course on the present or similar instances.

Copy of letter from this Government, forwarded to the Magistrate of the District of Supa in Canara.

No. 181.

To the Most Illustrious Magistrate of the District of Supa in Canara.

MOST ILLUSTRIOUS SIR,

For the good of the service and the public tranquillity, I request you will have the goodness to order the apprehension and to deliver up to this authority for the necessary purpose, the families of the rebels Apa Ranes, nephew of Depu Ranes and of Balla Saunte, that all these families, I mean inclusive of Balla Saunte's father Esse Saunte. These families it appears reside in the village of Coddaly in the District of Supa, in the Madras Presidency. Awaiting your reply, may God preserve you.

I have &c.,

Saugurlun, }
21st June 1858. }

(Signed) FRANCISCO JOSE D'ARAUJO,
Fiscal Admtr. 2nd Division.

From G. A. BALLARD, Esq., Special Commissioner, North Canara; to Captain FISCAL FRANCISK JUJEY De ARAUJO, Administrador Mahal Dicholy and Sankli, dated Camp Jugglebett, 9th July 1858, No. 39.

SIR,

* Appa Rana, nephew of Dipu Rana.
Family of Bala Savunth.
Father of Bala Savunth and others.

1. I have the honor to acknowledge the receipt a few days ago, of your letter of the 21st Ultimo, stating that you understood that the parties* mentioned in the margin, were in the village of Khodli in the Supa Talook, and requesting that they might be seized and sent to you.

2. Appa Rana, I am credibly informed, is not in Khodli nor can I hear of his being in this District. The wife of Bala Savunth and several other relations of that family are in the village, but they have been living there, as far as I can learn, quietly for some 7 or 8 years. This remark applies to Ess Savunth, Bala Savunth's father as well as to the others, and there has been no connection between Bala Savunth and the family in Khodli for several years.

Fort St. George, Judicial Consultation, 24th August 1858.

3. As I am fully aware that it is only by mutual co-operation on the part of the Portuguese and British Officers, that we can hope speedily to put an end to the Bund disturbances, I shall be most anxious to apprehend and punish here, or make over to the Portuguese authorities as the case may require, any person or persons against whom proof of having committed any crime may exist.

4. But I must beg you to observe that in the present case you ask me to seize a whole family who have long been residing quietly on British ground without any specification of persons, or of the offence charged against them, or of the evidence in support of it. I do not therefore feel justified in seizing the parties unless it can be shown that they are guilty, or that there is strong ground for suspecting them independently of the mere fact of their relationship to a rebel, with whom there is no proof whatever that they have had any connection for years. The parties will be watched however, and should they be found intriguing, will be treated as circumstances may render necessary.

(True Copy.)

(Signed) G. A. BALLARD,
Special Commissioner.

From General Viscount de TORRES NOVAS, Governor General of the Portuguese Settlements in India; to the Most Illustrious J. D. ROBINSON, Esq., Magistrate of Canara, dated New Goa, 19th July 1858, No. 112.

MOST ILLUSTRIOUS SIR,

Apa Ranes and Bala Saunte are, the former the nephew, and the latter the favorite of Depu Ranes for whose head the British Government offered a reward of 5,000 Rupees. These individuals are the companions of the said Depu Ranes, and are his most active counsellors and auxiliaries.

On this ground the Portuguese Magistrate requested the British Magistrate, (as you will perceive from the annexed correspondence) to apprehend their families, that by this measure they be easily induced to surrender themselves.

From these circumstances you will see the necessity of that requisition. I therefore trust you will give orders to carry it out to that effect, it being expedient for the mutual safety of the Governments to disarm the common enemy by all means.

By this opportunity I have to inform you, that the requisitions made on the part of the Portuguese authorities are not as yet fulfilled by the British; which has not been the case by that of the Bombay Presidency, in whom I have met a better and more equal correspondence.

If this system continue on the part of the authorities in Canara, some evil might result from the Pondus, and they are likely on that account to force a passage, as I am informed into the Southern Provinces of this Settlement. This circumstance however I have caused the authorities in Canara to be informed of through the Commandants of those Provinces.

No. 38. ORDER THEREON, No. 1148; dated 21st August 1858.

The Government approve the proceedings of the Special Commissioner as reported in the above letter, and his reply to the Administrador Mahal Dicholy and Sanklee. Mr. Ballard will if necessary afford the same explanation to His Excellency the Governor General of the Portuguese Possessions in India.

Letter from Chief Magt. and Supt.

of Police at Madras, ... dated 2nd Novr. 1854.
 Extract Minutes Consultation, ... " 14th Novr. " Pol. Dept. No. 430.
 Letter from Magistrate of Canara, ... 11th July "

Extract Minutes Consultation, ...	"	14th Novr.	"	Pol. Dept. No. 430.
Letter from Magistrate of Canara,...	"	11th July	"	

Extract Minutes Consultation, ...	"	11th July	"	
Letter from Government Pleader	"	1st Augt.	"	Pol. Dept. " 298.

Letter from Government Pleader ..	"	5th Augt.	"	For Dep.	"	250.
Extract Minutes Consultation, ...	"	8th Augt.	"	Pol. Dept.	"	307

Letter from Magistrate of Canara,...	"	24th Octr.	"	Pol. Dept.	"	307.
Extract Minutes Consultation.	"	23rd Novr.	"	Pol. Dept.	"	308.

Extract Minutes Consultation, . . .	"	23rd Novr.	"	Pol. Dept.	"	450,
Letter from Magistrate of Canara, .	"	7th Decr.	"			
Do. Secretariat, Poona, ...	"		"			

Do. Secretary to Bombay Govt....	"	14th Decr. "	
Extract Minutes Consultation.	"	9th Feby. 1855.	
	"	6th March 1855.	Del. Dept.

Extract from Hon'ble Court's Desp. Political Department. " 6th March 1855, Pol, Dept. " 89.

Political Department, ... „ 30th April 1856, No. 42, paras. 14 @ 1
Extract Minutes Consultation, ... „ 9th July 1856 Pol. Dept. No. 180

9th July 1856, Pol. Dept. No. 199,

2. The course to be pursued in regard to the trial or extradition of persons charged with having committed offences in the Goa Territory, will be found in the correspondence noted in the margin, which will be on the Canara records.

Fort St. George, Judicial Consultation, 24th August 1858.

3. As respects the mode in which applications on the part of Foreign Governments for the delivery of offenders are to be dealt with, this it is remarked is prescribed by Act VII, 1854. Looking however to the peculiar state of affairs on the Goa Frontier, the Governor in Council is of opinion that the forms laid down in the Act cannot be rigidly adhered to, and he therefore grants to the Special Commissioner discretionary authority to make over to the Goa authorities without the reference to Government provided by Section XIV of the Act, any offenders for whom they may make application, provided that they are Goa subjects, and have not resided a longer period than six months in the Canara country, it being understood however that this relaxation of the terms of the Act is to continue only until the termination of the present disturbances.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

No. 1148

Extract from the Minutes of Consultation
Dated 21 August 1858.

The fol. approve the
proceedings of the Special
Commissioners as report-
ed in the above letter,
and his reply to the Ad-
ministrator Mahat ~~W~~
Dicholy & Sanklee - The
Kalland will if neces-
-sary afford the same
explanation to the
former general of the
Portuguese Possessions
in India -

2 The committee to pre-
sent to the Legislature the
trial & extradition of
persons charged with

Letter from Chief Magistrate & Sup. of Police
at Madras, dated 22 Nov 1854.
Exh. Minis Cons. 14 Nov 1854 Pol. Dept. 13430.
Letter from Magistrate of Canara, dated 11 July 1854
Exh. Minis Cons. 1st Aug 1854 Pol. Dept. 13298.
Letter from Dist. Pleader dated 5th Aug 1854
Exh. Minis Cons. 8th Aug 1854 Pol. Dept. 13307.
Letter from Magistrate of Canara dated 34 Oct 1854.
Exh. Minis Cons. 23 Nov 1854 Pol. Dept. 13450.
Letter from Magistrate of Canara dated 7 Decr 1854.
- do. - do. to Bombay Govt. dated 9 Feb 1855
Exh. Minis Cons. 8th March 1855 Pol. Dept. 13839
Exh. from Double Court, Dist. Pol. Dept. dated
30 April 1856 1842, para 14/16.
Exh. Minis Cons. 9th July 1856 Pol. Dept. 13899 para 8.

having committed
offences in the Territory
with to found in the
correspondence noted
in the margin with
with to on the Canara
words -

1. As respects the mode
in which application
on the part of Foreign
powers for the delivery
of offenders are to
be dealt with, this it
is remarked is pre-
scribed by Art VII. 1854.

Looking however to the
peculiar state of affairs
on the frontiers the
file is of opinion
that the former laid
down in that act

+ without the reference to
provision 5 XIV of
the Act

cannot be rigidly
adhered to, and he
therefore prays to the
Special Commission
discretionary
authority to make an
+
with to authorities, they
offenders for whom they
may make application
provided that they are
for subjects - and
desired a larger
period than six months
in the Canara Country -
it being understood
however that this
relaxation of the terms
of the act is to continue
only until the termina-
tion of the present

Special Comⁿ of Canara
Dist^l 21st Feb 1855
Dist^l of Canara Dist^l 30th
Dist^l 30th

Original Portuguese letter not to
be considered
Dist^l 30th

J.P.

June 10th Aug. 13th Dec 25th
Aug 26 1858.
June 30 1857
6-6-12 ✓

2801110

h 24 to 25: 24 Aug 8th
In Dec 1858 before etc

Abstract. Mount. of 1858

8/21st Aug 1858

34438