M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 20 Press ~~Mis.~~

57-58

Dated 6-1-1958

Not to be folded or roughly handled

No. 57. Read the following letter from the Officiating Under Secretary to the Government of India; to the Secretary to the Government of Madras, dated Fort William, 14th December 1857, No. 5079.

Foreign Department.

SIR,

I am directed by the Governor General in Council, to forward copies of the correspondence noted in the margin,* regarding the continued mortality amongst the prisoners confined in the Nuldroog Jail, and the consequent necessity for their immediate removal to a more healthy locality.

* From Resident at Hyderabad, dated 30th October No. 197, with enclosure.
To do. in reply of this date.

2nd. His Lordship in Council requests that the necessary instructions may be issued by the Honorable the Governor of Madras in Council, for the reception of such number of the Nuldroog prisoners as the adjacent Jails of the Madras Presidency can accommodate.

(Signed) R. SIMSON,
Offg. Under Secy. to the Govt. of India.

From Lieutenant Colonel CUTHBERT DAVIDSON, Resident at Hyderabad; to G. F. EDMONSTONE, Esq., Secretary to the Government of India, Foreign Department, Fort William, dated Hyderabad, 30th October 1857, No. 197.

Civil Department.

SIR,

I have the honor to forward for submission to the Right Honorable the Governor General
Enclosure No 1. in Council, the enclosed copy of a letter No. $\frac{1}{2}\frac{1}{5}\frac{1}{9}$ dated the 27th October 1857, with its enclosure, from the Commissioner of the Hyderabad Assigned Districts, on the subject of the site of a central Jail, and of the necessity of some immediate arrangement
Enclosure No. 2. being made for the accommodation of the prisoners, and of my reply thereto.

2. The Chief Engineer who has lately visited Nuldroog, has expressed an opinion to the effect, that the Fort is not a suitable site for the erection of a Jail, and owing to the continued mortality amongst the prisoners, Mr. Maltby considers, not only that the idea of building at Nuldroog must be abandoned, but that humanity demands some immediate arrangement for the removal of the prisoners to a more healthy locality.

3. It has been suggested to the Commissioner that the Horse Artillery Barracks at Jaulnah would afford accommodation for 400 men, and that they could be converted into a very excellent Jail at a moderate cost, and he proposes to direct Dr. Fleming to proceed there at once to report upon the fitness of the buildings for such a purpose.

4. I am possessed of but little information regarding these buildings, but I am inclined to believe that the extent of their accommodation has been considerably exaggerated, and I have therefore approved of Dr. Fleming being ordered to report upon them.

5. The location at Jaulnah of any Government establishment would have a beneficial effect, and would tend to afford protection to a large community who have collected there in consequence of the presence of our Troops, but I am not informed whether the Madras Government are likely to require these buildings again for the accommodation of European soldiers, or
Enclosure No 3. whether they would be prepared to transfer them for the use of the Assigned Districts. On this subject, I have addressed the Government of Fort St. George.

6. However rather than go to any heavy expense for converting the Military buildings at Jaulnah (supposing them to be available) into a Jail, I would be inclined for the present to transfer the prisoners to the different Jails in Bellary, Nuggur, Sholapore, Thannah, and Candeish Collectorates, the Assigned Districts paying for their maintenance, and any fair share of the cost of establishment, &c.

7. On this subject I have placed myself in communication with the Madras and Bombay Go-
Enclosure No 4. vernments without delay, so that should the proposal meet with the approval of the Right Honorable the Governor General in Council, the distribution of the prisoners to the different Zillah Jails could be at once carried out if the present mortality at Nuldroog should continue, and thus render an immediate removal absolutely necessary,

8. I should (if this is the intention of the Commissioner) for many reasons deprecate Jaulnah being selected as the eventual locality of the central Jail, and Sudder station of the Assigned Districts, which in my opinion should be established within their limits, and I may further add, that Jaulnah has only been given up to us for Military purposes, and if demanded from the Native Government for a Civil Station, suspicions might be created in the Nizam's mind that we were seeking for a further cession of his territory.

(Signed) C. DAVIDSON,
Resident.

From F. N. MALTBY, Esq., Commissioner, Hyderabad Assigned Territories; to Captain A. R. THORNHILL, First Assistant Resident Hyderabad, dated Bolarum, the 27th October 1857, No. 1454.

Judicial.

SIR,

The continued mortality in the Jail now established in the Fort of Nuldroog induces me at once to address the Resident on the subject, as I consider it necessary that immediate measures should be taken for providing suitable accommodation for the prisoners in a healthier locality.

2. In the past month there were 23 deaths out of 381 prisoners. In the present month there were 12 deaths up to the 14th of the month.

3. There was always a serious doubt entertained as to the healthiness of Nuldroog. The experience of the past two years however appeared to prove that the site was not unhealthy, and on the stength of this proof, and on the ground of the saving of expense, arising from the existing buildings, and the security resulting from the strength of the Fort, Nuldroog was proposed as the site of the central Jail.

4. But the late mortality shows that the site is not a healthy one and although a single epidemic might not be sufficient to condemn a place otherwise considered to be healthy in the present instance, the presumptions that the place must be unhealthy were already strong. The buildings now existing are insufficient, and to build those which are required, would, with the experience now gained be very unwise.

5. The question of the site of the central Jail is thus entirely re-opened, and the information now obtained affords the following reasons for its not being placed in the Fort of Nuldroog.

6. The Fort is liable to the malaria caused by the immediate proximity of an artificial lake generally stagnant.

7. This lake receives the drainage of the Town.

8. In some seasons, this lake affords the only drinking water.

9. The existing buildings are not suitable to the purposes of a Jail.

10. Those to be built must be nearly as expensive as if a new Jail were constructed, while their arrangement must be very inferior.

11. The cost of the building in Nuldroog Fort will be very heavy owing to the absence of chunam, and fuel, as well as of Artificers and labourers.

12. The Fort is not safe as was proved during the late out-break.

13. In short, the Chief Engineer who has lately visited the Fort has entirely condemned it as the site of a Jail.

14. I therefore consider that the project of adopting the Fort of Nuldroog to the central Jail must be abandoned.

15. The question then arises what shall be the site of the Jail, and it has been suggested to me that the Military buildings now existing at Jaulnah, especially the Horse Artillery Barracks may at a moderate cost be converted into a very excellent Jail, I am told that there is now accommodation for 400 men, with hospital, &c., attached.

16. Should Jaulnah be fixed upon for the central Jail, the arrangement will have several advantages over the present one. Instead of the prisoners sentenced to 3 years and upwards in north and south Berar, being sent to the central Jail as was formerly proposed, those sentenced to one year, and upwards may be sent to the central Jail, and in the Raichore Doab alone, those of 3 years will be retained.

17. Fuel I believe will be much cheaper.

18. Whether or not Jaulnah may ultimately be fixed upon for a permanent Jail, I strongly recommend as an act of humanity that the prisoners now at Nuldroog be sent there until the question is determined.

No. 290, dated 16th October 1857.

19. The accompanying letter from Lieut. Allardyce shews that there is also a large accumulation of prisoners at Hingolee, where they are placed in a very insecure building, and the supervision is very imperfect. It is highly necessary that these should be placed in a proper Jail as soon as possible.

20. I therefore propose, should the Resident concur in the measure, to request Dr. Fleming to proceed at once to Jaulnah, and to report freely upon the buildings there with reference to their conversion into a Jail. In the meanwhile should the Resident be pleased to refer the subject to Government, and request their early instruction, I shall be able on their receipt to order the transmission of the prisoners from Nuldroog and Hingolee as soon as Dr. Fleming reports that he has made such temporary arrangements as are necessary for their safe custody.

21. I proposed to direct Dr. Fleming to procced to Jaulnah with as little delay as possible, examining in his way such other sites in the western Districts as lie on his line of march.

(Signed) F. N. MALTBY,
Commissioner H. A. D.

From J. ALLARDYCE, Esq., Officiating Deputy Commissioner, South Berar; to F. N. MALTBY, Esq., Commissioner Hyderabad Assigned Territories, dated Hingolee, 16th October 1857, No. 290.

Judicial Department.

SIR,

I have the honor to bring to your notice that the Jail here is now so crowded that it is with difficulty the present number of prisoners can be accommodated.

2. The state of the building has been already reported upon by Captain Campbell in his letter No. 204 of the 23rd July 1857.

3. I would propose with your permission to despatch about 60 or 70 of the prisoners to Nuldroog early in November, provided that this number can be received there. They would be forwarded on carts which can be procured here, and by that time I think the roads will be passable. Your letter No. 1037, of the 29th July directed that this should be done at once, but the Deputy Commissioner considered it impracticable from the state of the country, and the want of suitable escort as reported in his letter No. 215 of 10th August last.

4. I think it would be advisable that a guard of Cavalry should accompany the party, which in addition to a strong guard of Jowans, should be sufficient. A Duffadar's party of 12 Sowars might perhaps be spared from the force here, and if you approve of this, I have the honor to request that application may be made for an escort.

(Signed) J. ALLARDYCE,
Officiating Deputy Commissioner South Berar.

(True Copies.)

(Signed) A. R. THORNHILL,
1st Assistant Resident.

To F. N. MALTBY, Esq., Commissioner H. A. Districts, dated 30th October 1857, No. 1768.

Civil Department.

SIR,

I am desired by the Resident to acknowledge the receipt of your letter No. 1454 dated 27th October 1857, and to inform you that he has addressed the Government of India on the subject of the removal of prisoners from Nuldroog.

2. Colonel Davidson is disposed to think that the accommodation in the Military buildings at Jaulnah is not so extensive as you imagine, but he is not possessed of any certain information on the subject, and he agrees with you in the propriety of requesting Dr. Fleming to proceed there at once to report upon them. He has also addressed the Government of Fort St. George on the subject.

3. The Resident however is of opinion that rather than spend much money on the buildings at Jaulnah which might hereafter be found useless, and as the immediate removal of prisoners from Nuldroog is highly desirable, it would be a preferable plan to distribute the prisoners amongst the neighbouring Jails in the Company's Territories, an arrangement which (if it should be approved of by the Government of India) could be carried into effect without any delay.

4. He has therefore addressed the Governments of Madras and Bombay, with a view of ascertaining whether there would be any local objections to the adoption of such a plan.

(Signed) A. R. THORNHILL,
1st Assistant Resident.

(A true Copy.)

(Signed) A. R. THORNHILL,
1st Assistant Resident.

From R. SIMSON, Esq., Officiating Under Secretary to Government of India; to Lieut. Col. C. DAVIDSON, Resident at Hyderabad, dated Fort William, the 14th December 1857, No. 5077.

Foreign Department.

SIR,

I have the honor to acknowledge the receipt of your letter No. 197, dated the 30th October last, forwarding copies of correspondence regarding the continued mortality amongst the prisoners confined in the Nuldroog Jail and the consequent necessity for their immediate removal to a more healthy locality.

2nd. In February 1857, when Nuldroog was sanctioned as the site for one of the Sudder Stations of the Assigned Districts, a doubt was then expressed as to its being a healthy locality, the result now reported has confirmed that doubt. It is not fit either for a Sudder Station, or for the site of a central Jail, and should now be finally condemned.

3rd. Immediate steps should be taken for the selection of a site for the Sudder Station within the limits of the western Districts, and for the establishment at that Station, of the central Jail.

4th. Tooljapoor and Darasee are eligible as regards centricality of position. The Governor General in Council requests that immediate enquiry may be made in order to ascertain whether, as regards salubrity, supplies of water, available ground &c., they are fitting places for the purpose.

5th. His Lordship in Council requests that no time may be lost in removing the prisoners from Nuldroog and distributing them in the adjacent Jails of the Madras and Bombay Presidencies.

6th, Your arguments against converting the Military buildings at Jaulnah, even if the Madras Government will give the use of those Barracks, are valid. It may be further observed that to establish a large Jail at a place where the Deputy Commissioner who is responsible for its management, does not reside, is a measure which can hardly be allowed.

(Signed) R. SIMSON,
Offg. Under Secy. to the Govt. of India.

(True Copies.)

(Signed) R. SIMSON,
Offg. Under Secy. to the Govt. of India.

No. 58. ORDER THEREON, No. 20; dated 6th January 1858.

Ordered to be communicated to the Inspector of Prisons, who will report whether the Nuldroog prisoners may not be distributed among the Jails in Zillahs contiguous to the Assigned Districts, and if so, for what number accommodation can be provided. It is observed that, in reply to the reference made by the Resident of Hyderabad, Mr. Rohde has already reported that the Bellary and Cuddapah Jails are quite full and that there is no accommodation any where for the excess of the Bellary prisoners.

Letter dated 29th November 1857, No. 403.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

3

Judicial Department.

No. 20

Extract from the Minutes of Consultation

Dated 6th January 1858.

Read the following letter from the Offg Under Secretary to the Govt of India.

(Here enter 14th Dec 57 No 5077)

Ordered to be communicated to the Inspector of Prisons, who will report whether the Nuldroog prisoners may not be distributed among the Jails in Zillahs contiguous to the Assigned Districts, and if so for what number accommodation can be provided. It is observed that in reply to the reference made by the Resident

Letter dated 7th May
No 493.

of Hyderabad, Mr Walker has already reported that the Bellary and Cuddapah Jails are gratefull and that there is no recommendation any where for the excep of the Bellary Prisons

To The Supdt of Prisons Bangalore

Enclosure Letter dt 12/11/58.

Dy to Cons 8th Jany 1858.

Judicial 1858 Department

1172

8-12-57

13.11

24-11-57

No. 20

Extract Mins. Cons.

Dated 6th January 1858

Feb 120

57-58

Madras:—Printed at the Government Press.