M.R.O. 1—20,000—16-10-21.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1185	Press Mis. —
7-8	
Dated 3 — 9 — 1924	

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, from 3rd to 9th September 1859.

No. 7. Read the following letter from H. AMES, Esq., Commissioner of North Canara; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Camp Hullial, 8th August 1859, No. 390.

I have the honor to submit, for the consideration and orders of Government, copy of a sentence passed by me under Act XIV of 1857 on one prisoner connected with the recent disturbances in these parts.

No. 4 of 1859.

Prosecutor.	*Prisoner.*
Her Majesty's Government.	1 Mulwady Chinnea.

Witnesses.

1. Shalebyle Karykrishna.
2. Poottoo.
3. Boodo.
4. Ganesha.
5. Appiah.
6. Girmajee.
7. Peon Sultan.
8. Peon Phuckroo.

Heinous Offence.—Charged with having on July 7th, 1859, been found in possession of 14 brass utensils, a cloth, and a gun barrel worth 15 Rupees 5 Annas, robbed by Sidi Bastian and his gang on the night of the 27th May 1859, from three houses in the villages of Lalgoody and "Shelabyle."

Disposal.—The prisoner denies the charge. The 1st and 2nd witnesses recognise the greater number of the brass utensils and the cloth, as their property, taken from them by Sidi Bastian on the night of May 27th, and the 6th witness also identifies the property claimed by them as belonging to the 2 first. A Bund prisoner "Madoo" first gave information that the prisoner was in possession of this property, and the 3rd, 4th and 5th witnesses depose, that on being first asked for the property, the prisoner denied possession of it, but on being confronted with "Madoo" who taxed him with it, acknowledged that the property was buried in his garden, and immediately gave it up, producing the cloth from the house. All this the prisoner acknowledged before the Committing Officer, and the 7th and 8th witnesses attested his deposition. The prisoner now denies having himself buried the property or having, on being asked for it, denied possession of it. He affirms that the gang beat him, threatened him until he allowed them to hide the property in his garden, and that he never gave information to the authorities from fear of revenge being taken by the Bund. Had he been in an isolated position, this plea might be admissible, but it appears that he was in a central position surrounded by Sepoy guards and Police, and his denial of possession at first, which is fully proved, shows him to have been certainly at first willing to conceal the property. It appears, moreover, by the deposition of the Bund prisoner Madoo in the Talook, that on a former occasion the prisoner had assisted Sidi Bastian by voluntarily giving him two fowls. I consider the charge established.

Sentence.—Under the powers of the Commission issued to me under Section VII, Act XIV of 1857, the prisoner Chinnea is hereby sentenced to (2) two years' imprisonment with hard labor.

Special Commissioner's Court, Camp Hullial, 8th August 1859.

(Signed) H. AMES,
Special Commissioner.

No. 8. ORDER THEREON, 3rd September 1859, No. 1185.

The sentence of two years' imprisonment with hard labor, passed against the prisoner, Chinnea, in case No. 4 of 1859 on the Calendar of the Commissioner of North Canara, is approved.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

No 390 of 1859

Camp Hullihal 8th August 1859.

From

H. Ames Esqre
Commissioner of North Canara

To

T. Pycroft Esqre
Chief Secretary to Government
Fort St. George

Sir,

I have the honor to submit for consideration and orders of Government copy of a sentence passed by me under Act XIV of 1857 on one Prisoner connected with the recent disturbances in these parts.

I have the honor, to be,
Sir
Your most Obedient Servant
H. Ames
Commissioner

Govt of Govt & dept
Judicial 1859 Deptt

Order thereon No. 1185, dated 3d Septr 1859.

The sentence of two years imprisonment imprisonment with hard labor, passed against the prisoner, Chinnea, in Case No. 4 of 1859 on the Calendar of the Commissioner of North Canara, is approved.

From
H. Ames Esqre
Commissioner of North Canara

To
The Chief Secretary to Government
Fort St George

Dated 8th Augt 1859.
Recd
No. 390
No. 1362. Enclosure 1

Forwarding for the consideration of Government copy of a sentence passed against prisoner Chinnea under Act XIV of 1857.

With an Order.

The Commissioner of North Canara
" Inspector General of Jails. } Dispd

The sentence may be approved

Copy sent to Regr
Regr's Office

748.