M.R.O. 1—30,000—16-10-22.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 1330 87-88	Press —Mis.—
Dated 30—9— 1987	

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, from 24th September to 4th October 1859.

No. 87. Read the following Memorandum from Lieut. Colonel W. G. WOODS, Adjutant General of the Army; to the Acting Secretary to Government, Military Department, Fort Saint George, dated 26th September 1859, No. 292.

Stating that there was no objection to the Deputy Judge Advocate General Centre Division, being ordered to Vellore to watch the Proceedings, in behalf of the men of the 1st Madras Fusiliers, concerned in the disturbance which took place at Arcot on the 8th September 1859.

With reference to the Proceedings of Government, dated 13th Instant, No. 3268, the Commander-in-Chief has the honor to forward for the information of Government, the within letter from Captain Touch, Deputy Judge Advocate General Centre Division, roporting the result of the enquiry into the affray at Arcot, and His Excellency would wish to be informed whether the further detention of the men in confinement, with the exception of Private Brooks, is necessary.

From Captain J. S. TOUCH, Deputy Judge Advocate General Centre Division; to the Adjutant General of the Army, Fort Saint George, dated 23rd September 1859.

I have the honor to report for the information of His Excellency the Commander-in-Chief, the completion of the duty to which I proceeded to this Station, in pursuance of instructions contained in the 2nd paragraph of your letter of the 12th Instant, No. 5334.

Private Robert Walsh, No. 3082.
" George Paterson, " 3462.
" William Williamson, " 3503.
" Charles Brooks, " 3520.
" Thomas Robinson, " 3668.
" William Paterson, " 3811.

2. The prisoners as per margin, have been fully acquitted of being concerned in the affray which occurred at Arcot, on the 8th Instant.

3. Private John Brooks, No. 3691, who, in consequence of evidence elicited in the early part of the enquiry, was apprehended and appeared in Court on the 20th Instant, has this day been convicted of "being drunk and riotous in the bazar of North Arcot, on the 8th September 1859," and sentenced by the Joint Magistrate to two months' imprisonment with hard labour in the Jail of Madras.

4. The evidence in the case has failed to bring the fatal assaults home to any particular individuals or even to any particular parties of men. It appears that several were in the bazar, how many originally has not been ascertained, but on an exaggerated report, that some Europeans were being murdered, reaching the barracks, a fatigue party under a Serjeant was despatched preceded by a considerable number of men attracted to the bazar by the report, who appear to have entered it, in scattered parties in a state of great excitement, several of the Native witnesses spoke to the actual assaults on the deceased and described minutely the circumstances attending them, but declared themselves altogether unable to identify the perpetrators or any one of the Europeans present on the occasion. One witness did attempt to do so, but pointed out a Private of Her Majesty's 44th Regiment, a sentry over the prisoners in Court, as the individual who had wounded him.

5. The enquiry has not elicited any reliable evidence as to the origin of the disturbance. More than one Native witness has deposed to attempts on the 6th and 7th Instant, of men of the Fusiliers to supply themselves with cheroots, &c., and to force upon the bazarmen in payment, blankets and other Regimental necessaries, the possession of which would have rendered them liable to a heavy penalty. Circumstances seem to favor the belief that the bazarmen had banded together, armed with sticks on the 8th Instant, in anticipation of a recurrence of such acts. One bazarman has denied, as far as his knowledge goes, the existence of any previous misunderstanding and the Police Ameen ignores complaints said to have been made to him on the subject.

6. I have the honor to return the letter from the Officer Commanding Arcot, and the Proceedings of a Court of Enquiry received with your Memorandum of the 14th Instant, No. 1332,

7. I continue at Vellore on the trial of Jemadar Shekh Chand, 18th Regiment N. I.

Referred to the Judicial Department.

Fort Saint George,
27th September 1859.

(Signed) H. MARSHALL, Colonel,
Acting Secretary to Govt.

Proceedings of the Madras Government, Judicial Department, from 24th September to 4th October 1859.

No. 88, ORDER THEREON, 30th September 1859, No. 1330.

Under the circumstances stated in the letter from the Deputy Judge Advocate General, the further detention of the men in confinement at Vellore on account of the late affray at Arcot—except that of John Brooks—seems unnecessary, and the Acting Joint Magistrate will be directed to release them (if not released already), unless he is aware of any objection.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Order thereon 30 September/59. No 1330

Memo of the Adjt General's

Under the circum-
-stances stated
in the above letter
from the Deputy
Judge Advocate
General the further
detention of the men
in confinement
at Vellore on acc-
-ount of the late affray at
Arcot — except
that of John Brooks
seems unnecessary
and the Acting Joint
Magistrate will

I directed the
Clerk to write (for Ellwand drawing)
unless he received
any objection -

Lord Chief Baron } Disp. 30th Jan. JP.

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There is no
appeal from the
Exchequer Court
to the House of
Lords
Nov 4 [illegible]

Com. of Govt. 4th Oct.

Judicial 1859 Depart.

№ 1330.

Proceedings of Govt.

Dated 30th September 1859.

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