M.R.O. 1—38,000—16-10-20.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 1432 — Press Mis.

20-21

Dated 24-10 — 19-83.

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, from 22nd to 31st October 1859.

No. 20. Read the following letter from C. W. READE, Esq., Civil Service ; to T. PYCROFT, Esq., Chief Secretary to Government, dated 22nd October 1859.

I have the honor to request authority in obtaining from the Board of Revenue copies of any correspondence since December last, regarding the complaint of the servants of my office, more especially with reference to the desire expressed by me that the Head Serishtadar D. Kishna Row might be sent away from the District.

No. 21. ORDER THEREON, 24th October 1859, No. 1432.

The Revenue Board will furnish Mr. Reade with copies of the correspondence alluded to.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

No. 114 Mangalore 15th August 1839

From

J. G. Thompson Esqr
Subordinate Judge of Mangalore

To

J. Rohde Esqr
Inspector General of Jails
Cotacamund

Judicial Department

No. 1712

From C. W. Reade Esqr
Civil Service
Dated 22d October 1839.

For Orders.

Copies shewn,
& Thanks, &c

Seen

Ed Thornton
Actg Sec to Govt

22 Oct 39

W Nicoll

No 114 Mangalore 15th August 1859

From

J. G. Thompson Esqre
Subordinate Judge of Mangalore

To

J. Ronde Esqre
Inspector General of Jails
Cotacamund

Sir,

I regret to say that I am obliged to bring to your notice the conduct of Dr Chimmo, who is now in medical charge of the jail as the Senior Surgeon at the Station.

2 To guard against the employment of men of unsound health as substitutes for absent Peons, I have for upwards of a year allowed no one to be appointed who is not on my list of passed candidates; & when a notice is put up inviting fresh men to offer themselves, the Surgeon is requested to inspect those who appear.

3 Accordingly, on 30 May 59, I addressed the following memo: to Dr Chimmo: and he wrote the annexed reply.

No 78

The Sub Judge requests that the Acting Zillah Surgeon will be good enough to examine any Candidates for Peons-ships who present themselves at the jail tomorrow morning.

2. On this occasion it will be sufficient if the Surgeon endorse each man's petition with the word 'sound' or 'unsound', & his initials.

3. It will not be necessary to examine a man who appears without a petition: as he will thereby lose chance of getting an appointment.

30. 5. 59. Signed/ J. G. T. S. J.

No one presented themselves for examination.

Mangalore 31st May 1859 } Signed/ B. J. C. A. Z. S.

4 And a similar course was followed on June 3, with Dr Bean, who was then in charge.

No 79.

With reference to Memo: 78, the Sub Judge requests that the Assistant Surgeon will be good enough to examine any candidates who may appear to-morrow morning with petitions.

3. 6. 59 Signed/ J. G. T. S. J.

Moondasoo and Basti Sox (Candidates) are found fit & sound. Kydiallail Govdoo is a weakly man not fit and strong enough for the duty required of him.

Signed/ J. B. C. A. Z. S.

5 For some reason or other very few Candidates appeared on this occasion also: & on July 25 I was obliged to address a similar request (Memo: 82) to Dr Chimmo. But he neither examined the candidates, nor gave me an answer; and in reply to Memo: 83 he wrote the remark annexed.

No. 80

In reply to the R. Z. Surgeon's letter of this date the S. Judge begs to remind him that in para 4 of Mems: 75 he stated that "an order has been given to the R. Jailer not to notice in his report upon the Sick any entries which he cannot read — the Mems referred to the last Report — so that the articles intended will not be supplied."

2. In the order itself, he was directed "not to order at a guess" or on mere oral explanation from the Dresser: but that order the S. J. must decline to cancel; as it is necessary that there should be a written authority for every item of expense incurred.

3. Before that order was given the S. J. had repeatedly drawn the attention of the R. Z. S. to the illegibility of the Sick Report. And to put an end to the annoyance, he had remarked, in para 6 of Mems 29, that "it is not necessary that the entries under the names of the sick prisoners should be made by the Surgeon himself. No improper entry can well be made there."

4. As to the legibility of the entries now in question the S. Judge observes that when the R. Jailer pointed out to the Surgeon that he had again been unable to supply what was required for Watson Priest, he replied as to one of them, "but the doctor has altered this", so that it appears to be meant for Mick. From the letter under reply it seems that it was meant for Mathew!!

The entry in the other case was just as bad.

5 In the case of a third prisoner the R. Jailer explained that because some letter seemed to belong to the word — Thomas it began with a capital W! He could not himself do better.

It is obvious that he had no wish to give offence.

6 The S. J. will be glad if the R. Z. S. does write to the Superintending Surgeon on the subject, provided that he sends him a copy of this Memo, of Mems 7, 29, & 75, together with the last Report book itself. During the absence of the latter, the report can be made on loose sheets of paper.

Signed/ J. G. S. J.

2. 7. 59.

No. 69.

The S. Judge requests that when the R. Z. Jailer Surgeon is unable to visit the Jail, the sick report may be filled up by the Dresser in his own handwriting. — or by the officer who takes the Surgeon's duty

Signed/ J. G. S. J.

18. 4. 59.

16 His descriptions also of the Prisoners have lately been almost illegible. They are still written on coarse country brown paper, though from the first Subjects to this, — I supplied him long ago with some printed on French foolscap. The descriptions are afterwards copied upon these by the Dresser: but the copies are not verified by Dr Chimmo: & on the 11th inst. the last copy sent to the Jailer was No 467; though the last No in the General Register was 550. In case of the escape of any Prisoner who arrived after 25 March 59, the Jailer would be dependent upon the half illegible draft. If Dr Chimmo would make the entries in the printed forms as legibly as he used to make them in the brown paper, there would be no occasion for copies; and much time & labor would be saved.

* No 69 refers to the Dr's practice, which I had mainly tried to check, of using the book filled up in pencil when he was unable to attend, & inking it at his house. You will observe the difference in the ink.

No. 75.

The undermentioned entries in the sick report under the head of entries are quite illegible:

May 1. 291, 329, 23, 87, 425, 458, 49.
2 34, 324, 291, 329, 23, 87, 425, 455, 49, 395.

The first & 3rd pages used for this month have no name, and are therefore illegible.

3 In Mem: 7 the S. J. called the attention of the R. Z. S. to the unsatisfactory manner in which the Surgeon performs the duty of entering in the sick report book the information which is obliged to be given to the Surgeon by the Jailer each morning. The entries continue illegible, & the Surgeon is under the necessity of making his own alternative entries.

4 As these have been given to the R. Jailer not to notice in his report upon the Sick any entries which he cannot read, as stated in Mem: 75, the entries intended will not be supplied.

2. 5. 59

Signed/ J. G. S. J.

15. 2. 59.

No. 8 No difficulty has been experienced in the way pursued by the Surgeon.

Signed/ J. G. S. J.

No 82

The Sub Judge requests that the Bty Hill Surgeon will be good enough to examine any candidates for Coms' Calls who may appear at the jail tomorrow morning.

See Memo 78.

25. 7. 59. Sig?/ J. G. T.
S. J.

No 83

The R. Z. S. having failed to comply with the request in Memo. 82 the S. J. begs to inform him that the Candidates have been invited to appear again tomorrow morning; requests that he will then be good enough to examine them.

2 The S. J. further requests to be informed why the R. Z. S. neither complied with nor answered the above Memo.

3 He requests an early answer.

26. 7. 59. Sig?/ J. G. T.
S. J.

The R. Z. S. declines to furnish any certificate for Bronze Medals unless the names of those who may appear before him are given by the Sub Judge.

Sig?/ B. S. Chimmo
R. Z. S.

Mungalore
27th July 1859.

6 Considering that soundness of the first requisite in a jail person: that a man is seldom rejected on any other ground who has satisfied the Surgeon, this caprice is somewhat absurd. It would be idle for me to make appointments conditionally; & go over all the work again after receiving the certificates from the Surgeon. This is what he wants me to do: for a simple list of Candidates would be of no use at all to him. Of course I have not given him one: & the candidates were placed on my list without a medical examination.

7 If this had been the only ground of complaint, it might not have been necessary to trouble you: but ever since Dr Timmins took charge of the office, it has seemed to be his object to give all the trouble & annoyance in his power. I have passed over his conduct more than once, in the hope that he might return from the Hills in a more rational frame of mind: but it seems to be no use: & it is but fair towards my successor to endeavour to relieve him from such continual annoyances.

8 Soon as I reached the jail for the first inspection after he took charge, he began a vehement complaint about the badness of the supplies. Having tasted much myself to get the best I could of every thing, I took him to the granary, & asked him to show me what he thought amiss. He could point out nothing but the Chilies; which he declared to be dry, & full of seeds. We broke open some, & found they were neither: but as fast as he was driven from one of the charges he went to the other, and back again.

He then complained that the garnishes were insufficient, & that a woman, whom he pointed out, had had only 1/500 of a cocoanut the previous day: & other portions in proportion. She had kept her rations, which he recognised: so I had them weighed before him, & found that she had exactly the proper quantity of each article, the cocoanut being 1/16, not 1/500 of a nut. The woman's real complaint was that the articles she had were in excess, & that she has not other things!

9 After such a specimen of his knowledge of Native diet, it would have been a waste of time to ask his opinion about the Diet table which I was then preparing. I therefore merely sent it to him with the following Memo:

No 6

A copy of the new Diet Table of the jail is forwarded for the information of the R. Z. S.

2 It has been drawn up with some care, on the Contract prices of 1858, — & follows, as far as possible, the proportions applied for by two intelligent prisoners who have been associated in the distribution of the condiments.

3 The Surgeon will of course continue to give whatever he thinks proper for the prisoners in hospital, — without reference to the Table.

4 But when no particular order is given by him, condiments will be issued to them in accordance with the Prisoners just drawn for: 3½ Pie will receive as Prisr on 60 Tolas of rice, & Prisr just drawn for 2 Pie as those on 80 Tolas.

14. 1. 59. Sig?/ J. G. Thompson
By Sub Judge

10 That it would have been useless to answer it him appears further from the following correspondence.

No 59.

The S. J. requests that the R. Z. S. will be kind enough to furnish him with a Memo: showing the Diet he would approve for the alleged Lunatic Narayana, including any comforts or luxuries he may think proper. His relatives will then be called upon to furnish the necessary funds.

28. 3. 59. Sig?/ J. G. T.
S. J.

The R. Z. S. is of opinion that Sanranad should be allowed the same diet as he would get were he in his own dwelling and write to his family: his relatives will be better able to state what his usual diet has been than the R. Z. S.

Sig?/ B. S. C.
R. Z. S.

Mundr
29th 1859

11 In April he expresses a wish for a slight change in the diet, and I suggest him to examine the table carefully, & point out any thing else he would like to change as I was going to print fresh paper for the rations book & the opportunity would not occur again. In reply he said that — except (I suppose he meant) as to the point just noticed — he considered "the diet table a good one"; — & about a week or two after he told me he could not understand it, that he had never been able to learn what rations the prisrs have!! — a fair specimen of the value of

the R. Z. Surgeon's opinion to what is correct name. Dogra is unable to cut more than 4 stones a day.

The R. S. J. has already supplied the R. Z. S. with a book for the purpose he requests that all communications may be made in that book no notice of scraps of paper which cannot be recorded.

6 The prisoners mentioned in memo 2 have been examined. If the R. S. J. begs to be informed whether it is the R. Surgeons intention that they should be set

17. 1. 59. Signed / J. G. T. S. J.

paper referred to was not intended to be sent to him. I am of opinion Convict Dogra is only able to cut 12 stones a day.

Signed / D. & C.

The R. Z. S. begs to inform the R. S. J. the prisoners referred to in memo 2 have been released according to their sentences.

Signed / B. S. Chimmo R. Z. S.

Mangalore, 18th January 1859.

No. 29.

The R. S. Judge regrets that he is again obliged to complain of the illegibility of entries in the sick report book.

2 In the first column headed "Retained for duties" there are 2 illegible entries on Feb. 12, 1 on Feb. 14, & 3 on Feb. 15. In the 2d Column with that heading there are 4 such entries on Feb. 12, & 1 on Feb. 14. And in the 3d such column there is 1 on Feb. 12, there are 2 on Feb. 14, and 2 on Feb. 15.

3. Thus there are 16 illegible entries in 3 days!

4. The R. S. Judge presumes that the entry on Feb. 12 of "exempt" worthy" wilfs for Seamra Bhatta, No. 311, should have been "exempt" worthy". There was a similar mistake last month, which caused some trouble in the making up of the accounts.

5. The R. S. Judge has to request that he should have been allowed to call the Surgeons attention to such a matter twice within a month. These Memoranda are a heavy tax upon his time; if he has to complain of it again, he will be obliged to bring the matter to the notice of the higher authorities.

6. It is not necessary that the entries under the present sick rules should be made by the Surgeon himself. Interpolations or corrections however should be allowed.

7. But the R. S. J. must request that the numbers of all prisoners "detained", "convalescent" or "taken inside" may be left blank, & the book sent to the jail office, daily, before the Surgeon leaves the jail.

8. It is impossible for the jail-officers to know how many prisoners should be shaved, or to make out their accounts of the diets, Cabon of the prisoners, or of rations, till they receive the book in an authentic form. And the R. S. J. is informed that the book has not reached them till very late on some days.

9. No difficulty has been experienced with any previous Sick Book. Each Surgeon

15. 2. 59. Signed / J. G. T. R. S. J.

No. 75.

The undermentioned entries in the sick report under the head of fractures were quite illegible:

May 1. 291, 329, 23, 87, 425, 458, 99.
May 2. 311, 324, 291, 329, 23, 87, 425, 458, 99, 396.

2 The first & 3d pages want for this month bear no year, and the name of the month on each is illegible.

3 In Memo: 7 the R. S. J. calls the attention of the R. Z. S. to the illegibility of many entries in the sick Report. And in Memo: 29 he informs him that if the entries continued illegible, he would be obliged to bring the matter to the notice of the higher authorities. He has now no alternative but to do so.

4 No order has been given to the R. Jailer not to notice in his report upon the Register any entries which he cannot read: so that the articles intended will not be supplied.

2. 5. 59. Signed / J. G. T. S. J.

The Retg. Jailer Surgeon acknowledges the receipt of the sub Judge's Memo 75, he cannot imagine what the sub Judge has to complain of. The Retg. Sick Surgeons writing may be almost compared to copper plate engravings as far as the columns in the morning report are made. The Retg. Sick Surgeon finds the greatest respect & attention to the sub Judge's wish that the entries should be more legible; as the R. Z. S. cannot write better he would recommend the sub Judge to employ a writer.

Sign'd / B. S. C. R. Z. S.

No. 80

In reply to the R. Z. Surgeon's letter of this date, the S. Judge begs to remind him that in para 4 of Memo: 75 he stated that "an order has been given to the R. Jailer not to notice in his report upon the Register any entries which he cannot read: so that the articles intended will not be supplied."

2 In the order itself, he was directed "not to order at a guess, or on an oral explanation from the Dresser." But that order the S. J. must decline to cancel; as it is necessary that there should be a written authority for every item of expence incurred.

3. Before that order was given the S. J. had repeatedly drawn the attention of the R. Z. S. to the illegibility of the Sick Book. And to put an end to the annoyance, he had remarked, in para 6 of Memo 29, that "it was not necessary that the entries under "the names of the Sick prisoners should be made by the Surgeon "himself. No improper entry can well be made there."

4 As to the illegibility of the entries now in question, the S. Judge observes that when the R. Jailer promised only today that he had again been unable to supply what was required for the two prisoners, he replied as to one of them, "but the doctor has altered the letters", as that it appears to be meant for Mick. From the other report it seems that it was meant for Master!! In the other case was just as bad.

5 The entry in the other case was just as bad.

In the case of a third prisoner the R. Jailer supplied Master because some letters seemed to belong to the word — which it began with a Capital W! He could not have done this: but if others think that he had no wish to give offence.

6 The S. J. will be glad if the R. Z. S. does write to the Superintending Surgeon on the subject, provided that he sends him a copy of this Memo: & of Memos 7, 29, & 75, together with the last Report book itself. During the absence of the latter, the report can be made on loose sheets of paper.

Signed / J. G. T. S. J.

2. 7. 59.

No. 69.

The S. Judge requests that when the R. Gillah Surgeon is unable to visit the jail, the sick report may be filled up by the Dresser in his own handwriting: — or by the officer who takes the Surgeon's duty

Signed / J. G. T. S. J.

18. 4. 59.

16 His descriptions also of the Prisoners have lately been almost illegible. They are still written on coarse country brown paper, though from the first objection to this, — Vaupplie's time long ago with some printed on French foolscap. The descriptions are afterwards copied upon these by the Dresser: but the copies are not verified by Dr Chimmo: & on the 11th inst. the last copy sent to the Jailer was No. 467; though the last No. in the General Register was 550. In case of the escape of any Prisoner who arrived after 25 March 59, the Jailer would be dependent upon the half illegible draft. If Dr Chimmo would make the entries in the printed forms as legibly as he uses to make them on the brown paper, there would be no occasion for copies; and much time & labor would be saved.

* No. 69 refers to the Dr's practice, which I had vainly tried to check, of leaving the book filled up in pencil when he was unable to attend; & inking

17 Since July 9 Dr. Chimmo has not filled up the sick report at all! It has been left to the Dresser, in spite of my repeated requests: & I have generally nothing but the jail diary to tell me whether he has visited the jail or not. There are a few entries in his hand writing later than July 9 but not one in the part which I particularly asked him to fill up himself.

18 On Apr. 30 Dr. Chimmo sent me an indent dated May 1st, a further instance of his accuracy. And he reported the admission into hospital, and death, both on Apr. 20, of 2 prisrs who had died the previous day; & refused to correct the statements, though I pointed out that they were both untrue. The correspondence is annexed.

No 71

The prisrs Subba, No 407, & Joji, No 88, died on Apr. 19

2. They are shewn in the sick report as having been admitted to the hospital on Apr. 20.

3. The S. J. requests that the R. Z. S. will be good enough to correct these mistakes. It will be sufficient if the word "yesterday" be inserted in each case.

29.4.59. Signed/ J. G. T. S. J.

These two Cases were admitted into Hospital on the 19th after the morning report was made up. Their names were therefore entered into the report the day after.

Signed/ B. & C. R. Z. S.

Mangalore 30th April 1859

No 72.

It does not appear from the R. Z. Surgeon's remarks that there is any thing to prevent the insertion of the word "yesterday". It occurs in several entries in the sick report already.

2. When it is found that one of the jail records contradicts another, the one which is wrong must be corrected.

3 In this case the statement in the sick report is manifestly untrue: It is said that the above prisrs not only were admitted, but also died on Apr. 20. The S. Judge again requests that the necessary corrections may be made.

30. 4. 59. Signd J. G. T. S. J.

The R. Z. Surgeon acknowledges the receipt of the above No 72.

The R. Z. Surgeon in reply begs to state he must be permitted to enter admission and deaths of prisoners according to his own view which he believes to be correct.

Signed/ B. J. C. R. Z. S.

Mangalore 1st May 1859

No 74.

The Rg. Billah Surgeon having refused to alter a statement which is manifestly untrue, the Sub-Judge is under the necessity of bringing his Conduct to the notice of the Inspector General of Jails.

Signed/ J. G. T. S. J.

2. 5. 59.

19 I have repeated & complained of the dirtiness of patients in the hospital. I begged Dr Chimmo to bring to my notice neglect of cleanliness on the part of the attendants: but he has never done so except in one instance. The correspondence on the subject is summarised in Mem: 34: but it does not seem necessary to send a copy of it now. On some occasions he has declared that it is no affair of his! that it is the Jailer's duty to see to the cleanliness of the patients; though at other times he has complained of the Jailer & other officers for visiting the hospital when not specially sent for.

20 His treatment has appeared to me exceedingly capricious. He seems to take fits of clearing out the hospital. For instance; no less than 12 persons were struck off the list of "sick" alone on Apr. 24th.

21 His report on a patient's case is generally either uniformly "better", or uniformly "no better"; though progress is seldom perfectly continuous. One Cholera patient, Ventappa Chetty, No 241, who was admitted on Apr. 3, was reported "No better" every morning till he was discharged! What can be the use of such reports as these? And on the other hand M. Coragah, No 331, who was admitted for Anasarca on Jan. 22, was reported "better" every day till Feb. 26 inclusive, & at 8 P.M. that day he died! —— I immediately called upon Dr Chimmo for a report; and he sent the following answer.

To The Acting Sub Judge Mangalore

Sir,

I have the honor to acknowledge the receipt of your letter No 36. of this day's date, in reply to which I state that as the patient did not express himself in any way worse, & the swelling of the limbs had in a great measure subsided, and as the man spoke in a tolerable form voice I was of opinion he was better. I was astonished when it was reported to me he had died suddenly.

It most frequently occurs that in Cases of Anasarca arising from diseases of the heart or other portions of the circulating system a person may appear a great deal better and all of a sudden fall down dead. This is so frequently the Case that I never consider a man's life safe as long as any symptoms of dropsy remain, at the same time he may appear improving in health.

I have &c Signed/ B. J. Chimmo Rg Billah Surgeon.

Mangalore 26th February 1859

22 This may be very true: But in my letter to you reporting the circumstance, I remarked that when I was in the hospital a day or two before his death, the S. J. Jailer pointed him out to me as being at the point of death: "He was lying on his back, — to all appearance helpless, —

28 Feb 59 No 9.

"I an attendant was letting a little water drip gently "into his mouth." To me this also looks like a case of great inaccuracy in a Report.

23 During the visitation of Cholera in March & April last Dr Chimmo refused to consent to the patients being moved to the building outside which is used for contagious diseases; though I cannot but think the move would have saved some lives. The peons & prisoners were very much alarmed, & the removal of the sick would have been a great relief to all the rest. As it was the percentages were as is shewn in the margin.

His objection was that the patients would be inconvenienced from the Dresser & himself: but if I moderated him correctly that his treatment consisted solely of the allowance of as much Cocoanut milk as they wished for, this could not have been of much consequence.

There died	10. 62.
" were cured ...	11. 68.
" attacked - 22. 30	
" not " ... 77. 70.	
" altogether in jail	100. 00.

24 Dr Chimmo has given much trouble by giving orders on matters not within his province — by his jealousy & frivolous Complaints, — & by the violence of his temper. He once (Memo: 19) told a sentry "to "put into the guard any one coming into the Hospital who "has no business there"; & once talked of arresting the Jamadar!

25 He interfered about so many things, & in so violent a way, during the first few days of his attendance at the jail, that I was obliged to tell him he had no authority to give orders except on hospital matters, & to request him to point out to me any thing he saw amiss.

26 On Jan.y 5 I again heard him storming at the R.g Jailer & Jamadar, & spoke to him again, in the presence of the Superintending Surgeon: & on the same day I wrote him the letter quoted in para 14.

* 5. 1. 59. No. 6.

27 I have repeatedly heard him storming since, but he has generally cheated himself on my approach, unless the Dresser was a victim. I could not interfere on his behalf, except by way of Remonstrance when he was being blamed for errors &c of the doctors. But on behalf of the jail-officers I was obliged to interfere, not only as an act of simple justice, but also to prevent their throwing up their posts. No respectable man could be expected to submit to such treatment, when he was at liberty to withdraw from it.

28 During the prevalence of cholera his violence was so great that the R.g Jailer declared himself unwilling to attend him in the hospital, for fear of personal violence. I ridiculed the idea of Dr Chimmo committing himself before so many witnesses: but a few days later I was obliged, as Justice of the Peace, to fine him for causing a Sirdar of his regiment to cane a villager.

29 On one occasion he said to me about the R.g Jailer, & in his presence, 'If he were in the army, I would soon shoot him'; or at all events words which reminded me. It was in connection with a Complaint he had made, which seemed to me to be founded entirely on a misunderstanding.

30 On another occasion he came with a complaint that he had told the Jamadar to call a Lotie to clean a particular drain, & that instead of going quickly to call him, he had walked off slowly, & in an insolent manner, & had not given the order. The Jamadar said he had passed on the order, immediately, to the peon in charge of the Lotie: & I sent round the jail at once, with Dr Chimmo, & asked the peon if he had received any order about them. 'Yes, as soon 'as they have finished this piece of work' — (which could not well have been left) — 'I am to take them to clean the 'drain at the other end' — the drain in question. Dr Chimmo was silenced for a moment, but then burst out with the astounding remark — 'It is a lie! he has never received 'that order'!! The Jamadar afterwards explained that he walked slowly at first because he was puzzled how to act. He was attending Dr Chimmo on his weekly inspection, & did not like to leave him: then seeing a peon on guard, he had called out to him, & he had conveyed the order to the peon concerned. It could not possibly have reached the latter otherwise. Dr Chimmo had himself requested that messages might be passed along the guards in that way from the Hospital.

31 Though he had positive proof that the Jamadar had done what he told him, Dr Chimmo thought proper, on returning to the Surgery, to write me the following Memo.

> The Acting Zillah Surgeon has the honor to request that the Sub Judge will be good as to issue orders to the Jailer, Jamadars and Peons connected with the jail to obey all orders the R.g Zillah Surgeon may give with the same alacrity as they would obey the orders of the Sub Judge. The R.g Zillah Surgeon would again in writing bring to the notice of the Sub Judge the extreme disobedience of the Jamadar Lopez Pryce who ordered to call a Lotie to sweep up a drain he was in in an insolent manner and after all the drain has not been cleaned.
>
> The R.g Zillah Surgeon informs the Sub Judge if this orders are not obeyed he will bring the same to the notice of Govt. The R.g Zillah Surgeon expects the same attention being paid to his orders as the Jailer, Jamadars & Peons attend to the orders of the Sub Judge.
>
> Signed/ B. S. C.
> A. S.
>
> Krishnagherry
> 2d March 1859.

32 On this occasion also Dr Clemmens used some threat towards the Jamedar: but as the latter could not understand it, I took no notice of it.

33 In my opinion he is quite unfit for the Medical charge of a jail, or to be entrusted with any authority whatever over Natives.

34 His petty jealousy has given much or trouble; as will be seen from the following Memorandums.

No 28

The Acting Zillah Surgeon begs to bring to the notice of the Sub Judge that the Deputy Jailor puts to his certificates a mark (?) certificates given by the Zillah Surgeon. The Zillah Surgeon requests this may be discontinued. He is not in the habit of receiving the initials of a Deputy Jailor to any certificate he may think proper to give.

15th February 1859. Sd/ B.S. Clemmens A.Z. Surgeon.

"Sick or Deputy Jailer" is one of the designations of the Jamedar. The Sub Judge cannot find that Officer's initials in either of the Surgeon's Memorandum books.

2 He presumes however, that the A.Z.S. refers to Representations made by the Ag Jailer to the requests in Memos 5, 16, 21, 24, 25, 26, for the removal of fetters from some of the prisoners.

3. It does not appear that he has put his initials to any certificate.

4 The A.Z.S. may have observed that the Ag Jailer was reproved by me in writing for not having made a Return immediately to the request in Memo. 21.

5 The order of the J.G. of Jails in Sect of the Chapter on fetters, is as follows.

"Irons shall not be removed from any prisoner without written orders from the officer in charge, except in case of danger or accident precluding the possibility of previous reference, when the removal shall be immediately reported."

6 The Ag Jailer must therefore continue to make returns: but that he may not wound the feelings of the A.Z. Surgeon, he will write his name and official designation in full: and will write "16 Feb. 59" instead of "16. 2. 59".

7 The S.J. Judge begs to remark that the Ag Jailer is in the habit of putting his initials to every Return made to himself. He regrets that the A.Z. Surgeon should have thought it necessary to give so much trouble or such a petty matter.

8 With reference to para 5 of Mem. 7, the S.J. Judge repeats his request that every Memorandum from the A.Z.S. may be entered in one of the books provided for the purpose.

15. 2. 59.

Signed/ J.G.T.
S.J.

The Acting Zillah Surgeon observes that leave was not granted by the Sub Judge to Comatha Bapu but although the Assistant A.Z.S. had given a certificate to say he was indisposed. The A.Z.S. will feel obliged by the Sub Judge informing him of the reason why Leave was not granted, as the A.Z.S. cannot allow his Certificates to be set aside.

Signed/ B.S.C.
A.Z.S.

Mangalore
20th May 1859.

Leave has not been granted to the Gumashta because he has failed to produce a substitute. He is responsible for all the Shops: and it is on his responsibility alone, and by him alone, that they can be made over to any body else. He wishes the Jail Mistandi to be appointed: but I could not accept of him. If he had been fit for the post, he would have been appointed on the first instance, instead of the present Gumashta.

A similar course we have usually followed in the Court when the Shroff applies for leave.

Signed/ J.G.T.
S.J.

20. 5. 59.

The Gumashta's message to the effect

20. 5. 59.

With reference to the remarks made by the Sub Judge with regard to the sick leave granted by the A.Z.S. to Gomastha Bapiah the A.Z.S. begs to say he has nothing to do with the matter of a sick person providing a substitute if any one connected with the Civil Department reports sick and the A.Z.S. grants a certificate to that effect he cannot take cognizance of it being set aside. Should such a circumstance occur again he will be under the necessity of declining to grant a certificate to subordinates.

Mangalore 21st May 1859. Sd/ B.S.C. A.Z.S.

Precisely the same course will of necessity be taken in any similar case that may occur hereafter.

If a complaint be made that a sick certificate has been refused on this ground, the S.J. Judge will be under the necessity of reporting the circumstance to higher authority.

23. 5. 59. Signed/ J.G.T. S.J.

35 He gives way to the same petty feelings on his professional communications in Criminal cases. When a person is brought in severely wounded; the Zillah Surgeon is requested to report upon the case. He reports, of course, but sometimes avoids making the statement which, from his limited experience, he knows to be the one most needed; viz: one as to the danger of the wound. And he sometimes insists on the person leaving the Court in the dispensary, without referring to the fact in his report: so that I have no means of knowing whether their statements are true or not. On my remonstrating officially about this, he replies "The A.Z. Surgeon does not consider he is bound to certify to any thing more than the fact as to the extent and nature of the wounds the person may have received, unless it is requested that the person may be sent when convenient or a ——— can attend the Court".

Something illegible.

36 The last manifestation of it brought matters to a crisis. On Monday last I was going my rounds, as usual, with the Ag Jailer — (whose presence is necessary on account of the many orders which have to be given) — ; when in the course of it a message came that the Surgeon wanted him. I sent back word that he could not come just then, as he was engaged with me. While we were busy with the Cutcherry, Dr Clemmens came in, and then went up to the Ag Jailer, and said "Mr Pongrove, I sent for you; why did you not come?" It was Mr Pongrove's first intimation: and he then acted under my orders, as I explicated. "He could not come just then; for he was attending me". — "Oh! but he must attend on me". "Yes he will, as soon as he has

"sensible with me. But I never send for any one who
"is with you: & I do not expect you to send for me who
"are with me." — "I always make my inspection at the
"same time, and he must attend on me. If no one talking
"to me. I have had the Command of jails for so many years.
"Mr Pringle, you understand, it is my order that you all al-
"ways attend me on every Monday morning, at my inspection."
I then said "Mr Pringle, remember you are under my
"orders, not under the doctors': You will take orders from
"me alone." Dr Cumins however repeated this order: &
persisted in interrupting business in such a way that I
requested him to leave the room; & as he would not, I left
it, & took Mr Pringle with me. Dr Cumins called
after him several times: but of course he followed me.

On coming out of the next room, we met Dr Cumins
again: He said "Mr Thompson, I decline to have any
"thing more to do with the jail: I decline to attend
"any more." I replied "I am very thankful to hear it."—
"I shall place it in the hands of Brig: Wight; and will
"not attend any more." I then told him that I was
writing this letter to get him removed; and he said
he was very glad to hear I had done so.

37. He seems to have thought better of his
refusal to attend the jail: for he is still doing so: but there
will be no peace, I fear, as long as he is there.

38. The other Officers have been in Medical
charge since I have been here; & there was not the least
trouble with any one of them: but Dr Cumins is general-
ly in so excited a Condition that it is extremely hard
to deal with him.

39. Knowing this, I have been particularly
careful to avoid giving him any legitimate ground for Com-
plaint: I have warned the jail officers to be the same: as
will be seen from the following extract: —

Mem. No 208.

Dec 4. The Sub Judge has a great dislike to any thing
like slovenliness on the part of a subordinate: but he is
bound to see that the Surgeon & every one who visits the jail
is treated with the proper respect and deference.

He cannot think that the Br Jailer intended to be
rude; but believes that his Conduct was the result of misunder-
standing. But he should have given the order at once, as far
as he understood it. I have represented at a later date to the Surgeon
the Judge that he should not be censured for defective hospital
arrangements like the one in question. He is warned to
be more careful for the future, in manner as well as in his
words.

Signed / J. G. T.
S. J.

3 — 4 — 59

40. I have consulted him formally, and in the most courteous terms; whenever it seemed expedient.

41. I have avoided meeting the Jail, when Dr Cumins was likely to be there. That if he had any complaint to make, it might be made in a comparatively quiet way, in writing. And I have given most courteous answers to his Memoranda, whenever it has been possible.

42. I have done all I could to relieve him of unnecessary work, by printing at my private press forms for every kind of Statistics sent from his office to mine. And at some personal inconvenience, I have always allowed one of my Salaaqats to attend on him, in spite of the arrangements he has continually given.

43. I have several times neglected to do what was strictly my duty, to avoid giving him pain. Three instances are mentioned in this letter. In Memo 75 I told him that I must at length report him: & I began a letter on the subject: but resolved to give him an other chance. On the Complaint about the Jamadar I ought to have sent the case plainly on paper, and told him in writing that he had no authority on the jail. I drafted an answer: but put it aside to soften the expression: & finding it difficult to make such a Communication in inoffensive terms, I thought at last to leave his Memo: unanswered. Dr Cumins refusal to alter two false statements I passed over because he was about going to the Hills, & I hoped he would return in a more rational frame of mind.

44. But I cannot pass over his refusal to examine Candidates for belts, or the ebullition of last Monday. And it is but fair towards my successor to endeavour to protect him from the consequences to which I have been exposed.

I have the honor to be
Sir,
Your most Obedt Servant
J. Thompson
Sub Jailr

Sub Court
Mongalore
15th Sept 1859
Rupees 29

Judicial 1859 Depart.

From The Sub-Judge of
Mangalore

To The Inspector
General of Jails
Cotacamund

Dated 15th August 1859.

Received

No 114

Enclosures 2.

No

Brings to the Inspector
General's notice the conduct
of Dr Chimmo now in
medical charge of the
jail.

Enclosure, 1st & 2nd not

No 114

Sub Judge

Mangalore 15th August 1859

Sir

I have the honor to transmit herewith the Copies of two letters addressed to me by Dr Chimmo Assistant Surgeon attached to the Jail Hospital of this station, for the information of the Inspector General of Jails.

2. Dr Chimmo has been in charge of the Jail Hospital for the last two years and a half, and I have never had occasion to complain of his conduct in any way, but I am sorry to say that the letter now sent is not the first time he has addressed me in a disrespectful manner.

3. I have the honor to be Sir Your most obedient Servant

Sub Judge

To
The Inspector General of Jails
Cotacamund

Order thereon 11th October 1859 - No 1438. 1/2

The Lieutenant Governor will be pleased to direct a Return to be made out in conformity to the annexed Letter from the Chief Secretary to Government

Chief Secretary

Rec'd 12th Oct. 1859

Answered 13th Oct. 1859

Copy

Special 1859 Despatch No 357.

Forwarded with a letter from the Officiating Secretary to Government dated 11th September 1859 No 326

To

The Chief Secretary to Government

Madras

Sir - I am directed by the Secretary of State to request that a Return may be furnished to me

Dated 15th August 1859 - to 11th

Rec'd 5/9/61
Ans'd 16/99

... Rushcliffe Hon Knights be
sent away from the District.

I have the honor to be
Sir
Your most Obedient Servant
Cecil Rhodes
Civil Service -

Cradock
22nd October 1895 - -