

MADRAS RECORD OFFICE.

Government of Madras.

Journal DEPARTMENT.

G.O. No.	763	Press
4-2		Mis
Dated	4-6	48-83

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
from 1st to 10th June 1859.*

No. 1. Read the following letter from Lieutenant Colonel W. G. WOODS, Adjutant General of the Army, to the Chief Secretary to Government, Fort St. George, dated 23d May, 1859, No. 529.

A petition from Patrick McDonald, prisoner in Her Majesty's Gaol of Madras, praying for mitigation of the 2 years' imprisonment, awarded him by a Court Martial in March 1857, having been referred on Minutes of Consultation of Government, dated 28th April last for the remarks of the Commanding Chief, I have the honor by His Excellency's order to communicate as follows.

1. Petitioner was tried on the 21st January 1857, for fraudulently and feloniously making away with 1,110 Rupees, 11 Annas and 3 Pies, public money, entrusted to his charge as an Assistant Quarter Master in the Public Works Department. His pay and allowances at the time were Rs. 100 per month, and it is in evidence of the Proceedings of the Court Martial that he had 12 servants and expended upon them about one Rupee daily and that besides this he gave money to and bought theatrical performances and ball fireworks and also frequently employed people to search for hidden treasure, and allowed money to a confidential agent. To meet these expenses, he induced on the public money, placed under his charge. The petition was fully considered, and in Extract from the Proceedings of the Court Martial is herewith enclosed, showing the finding of the Court and its sentence which was duly confirmed. Under these circumstances Sir Patrick Grant cannot recommend any mitigation of the just sentence pronounced upon petitioner.

No. 2. ORDER IN COUNCIL. 1st June 1859, No. 763.

The Council of Madras is requested, in accordance to Extract Minutes Consultation, 25th April last, No. 529, to intimate to the prisoner Patrick McDonald, that his sentence cannot be mitigated.

(Signed) T. PYCROFT,
Chief Secretary.

At a European General Court
Martial, held at Bellary on Wednesday
the 21st day of January 1837 Patrick Mac
Donald General at 5385, Gunner in the B.
Company of the 1st Battalion Artillery
and Assistant Quarter Master in the Depart-
ment of Public Works, was arraigned on
the following Charge Vizt.

Charge

That the said Patrick Mac Donald
on the 12th day of June 1836, at Bangalore,
being then and there a Soldier serving in
the Service of the East India Company,
at a distance of upwards of one hundred
and twenty miles from the Presidency of
Fort St. George, and being then and there
employed in the Public Service as an
Assistant Quarter Master in the Department
of Public Works and entrusted by reason
of such employment, with the receipt,
custody and Control of money the property
of the said East India Company, did
by virtue of such employment and whilst
he was so employed, as aforesaid, receive
and have in his possession and was entrusted
with money the property of the said East
India Company, to the amount of Rupees
one thousand, one hundred and ten, seven
Pice and Two Annas, and on account
of

of the Public Service of the said East India
Company, and did fraudulently and felon-
iously apply, use, and dispose of the said
money to his own benefit, and did thereby
feloniously steal, take and carry away the
said money.

Verdict Finding. The Court having
most maturely weighed and reconsidered
the evidence herein and what has been stated
in defence is of opinion that the Prisoner,
Patrick MacDonnell, General of 3384, Gunner
in the B Company of the 1st Battalion
of Artillery and Assistant Oversee in the
Department of Public Works is

Guilty of the Charge

Verdict Sentence. The Court sentences the
said Patrick MacDonnell, General of 3384,
Gunner in the B Company of the 1st
Battalion of Artillery and Assistant Oversee
in the Department of Public Works, to impris-
onment without hard labour in the Common
Gaol of Madras for three years.

*Delivered the 4th day
of March 1857*

Attest
13th March
1857

*Approved and confirmed.
Signed Pat Grant, Lieut General
Commander in Chief*

True

*True Certificate
Signed P. Macquessen Major
Adjutant General
of the Army
True Copy of an Certificate
M. Macquessen Colonel
Adjutant General
of the Army*

N^o: 7/13.

The Sheriff of Madras is
requested, in accordance to
Ex: Min: Cons: 28 April last
N^o: 555, to intimate to
the prisoner, Patrick McDo-
nald, that his sentence can-
not be mitigated.

[Signature]

The Sheriff of Madras, }
Adjutant General, } *[Signature]*

1/19/54
in. 2/10/54