MADRAS RECORD OFFICE.

Government of Madras.

DEPARTMENT

G.O. No. 857 Date
29-28

Initial 29-6- Date

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, from 25th June to 1st July 1859.

Read the following Memorandum:

No. 27. To the Secretary to Government of Madras, dated Lucknow, the 9th June 1859, No. 923.

The undersigned has the honour to request that the following alterations and additions may be made to the Penal Code, forwarded on the 27th October

Page 2, para. 4, 11th line from top of page, after the words "are assisted in their duties by the Deputy Superintendent."

Page 20, para. 2, 12th line from bottom of page, "each District Commandant is assisted by a Deputy Superintendent, but the Divisional Field Commandant has no European Subordinate," effect to "each District Commandant is assisted by a District Superintendent and the Divisional Field Commandant by the Divisional Superintendent."

Page 15, end of 1st Clause of para. 2, "making a reference to the Divisional Commandant or Commissioner as the Chief of the Police," effect to "making a reference to the Commissioner and Superintendent of the Division whose orders will be final."

Page 15, at the end of the Section add the two following paras.

"If a Divisional Commandant appeals against a sentence passed and carried into effect by a Subordinate, the Standard of appeal will be direct to the Commissioner and Superintendent of the Division whose orders will be final.

"If a Divisional Magistrate commits a Prisoner on an offence for which he would award upon conviction a sentence of Transportation for life, he will take the latter course would be following as the Local Police Officer the option of assigning as the term of the sentence which he would award."

(Signed) T. D. FORSYTH,
Secy. to the Chief Commissioner, Oude.

No. 28. Order thereon, 25th June 1859, No. 827.

Copy of the Memorandum will be forwarded to the Chief Commissioner of Madras, for, who will move the alterations in the Penal Code are forwarded to Law in Proceedings 24th January No. 621.

(Signed) T. PYCROFT,
Chief Secretary.

For Y Copies