

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 755 - 756 ^{Press}
_{Mis.}

110-112

Dated 16 - 6 - 1860

4/5

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
16th June 1860.

No. 110. Read the following letter from J. R. BOYSON, Esq., Government Solicitor, Madras, to the Chief Secretary to Government, Fort Saint George, dated 12th June 1860, No. 634.

1. I have the honor to forward for the orders of Government a copy of a letter addressed to me by Mr. Campbell, the Deputy Commissioner of Police, on the subject of the prosecution noted in the margin.

The Queen on the prosecution of Mr. William Arbuthnot, against Mr. James Cock.

2. I thought it desirable to lay it before the Advocate General for his consideration, a copy of whose opinion I also send.

The Queen on the prosecution of William Arbuthnot, Esquire, versus James Cock alias Ramsay.

For forging and uttering a forged Cheque on the Oriental Bank Corporation, Calcutta, represented to have been drawn by his brother C. R. Cock, of the 31st Regiment Bengal Light Infantry, for Rupees five hundred, and for defrauding William Arbuthnot, Esquire, of the sum of Rupees four hundred and ninety, being the current exchange upon the said Cheque.

From R. P. CAMPBELL, Esq., Deputy Commissioner of Police, to J. R. BOYSON, Esq., Government Solicitor, dated 7th June 1860.

With reference to the foregoing case which was placed before the Magistrate of the Town of Madras on the 4th instant, I have the honor by desire of the Commissioner of Police to state, that the Magistrate has been pleased to remand the said James Cock *alias* Ramsay for fourteen days, pending which, he has desired me to beg you to do him the favor to obtain the sanction of Government to move the Military Authorities here and in Bengal in securing the presence of the brother of the prisoner who is, I understand, now a Lieutenant in the Bengal Light Infantry in Shahjehanpore, Rohilcund, to proceed here and give evidence before the Magistrate of this Town in the above case, and to authorize that his expenses to and fro, may be borne by the State. It is incumbent on me to state that in the event of the evidence of Lieutenant Cock not being before the Magistrate, I believe the charge of forgery cannot be sustained. This result will be extremely unsatisfactory, because the prisoner has been already convicted and punished during the past Sessions of Oyer and Terminer of Her Majesty's Supreme Court, for obtaining money under false pretences, and because he has since that period not only defrauded Mr. Arbuthnot, but other parties in Madras and elsewhere, and because the graver charge of forgery now brought against him being a felony, it is indispensably necessary to further the ends of justice in making an example of a swindler of such notoriety and it seems of the utmost importance to convict him of the felony of which he now stands charged.

COPY—OPINION.

In my opinion the presence of Lieutenant C. R. Cock, of the 31st Bengal Infantry will be indispensable in order to prove that the Cheque said to be his and purporting to be signed by him, is not really so, but is a forgery.

June 7th, 1860.

(Signed) THOS. SYDNEY SMYTH,

Advocate General.

(True Copies.)

(Signed) J. R. BOYSON,

Government Solicitor.

No. 111. ORDER THEREON, 16th June 1860, No. 755.

Copies of the papers submitted by the Government Solicitor will be forwarded to the Government of India, who will be requested to direct Lieutenant C. R. Cock, 31st B. N. I., to proceed to Madras to give evidence in the case of the accused, James Cock *alias* Ramsay.

(Signed) T. PYCROFT,

Chief Secretary.

*Proceedings of the Madras Government, Judicial Department,
16th June 1860.*

No. 112. To the Secretary to the Government of India, dated Fort Saint George, 16th June 1860, No. 756.

I am directed to transmit to you copies of the papers received with the annexed letter, 12th instant, No. 634, from the Government Solicitor, relative to a charge of forgery against one James Cock *alias* Ramsay, in having uttered a Cheque, which the accused represented as having been drawn by his brother, Lieutenant C. R. Cock, 31st B. N. I. at Shahjehanpore in Rohilcund. Under the opinion given by the Advocate General, this Government request that Lieutenant Cock may be directed to proceed to Madras to give evidence in the case.

(Signed) T. PYCROFT,
Chief Secretary.

No. 756 - 16 June 1860.

Copies of the papers submitted by the Govt. Solicitor will be forwarded to the Govt. of India, who will be requested to direct Lieut. C. R. Cock, 31st B. N. I., to proceed to Madras to give evidence in the case of the accused, James Cock *alias* Ramsay.

The Govt. Solicitor }
" Commr. of Police. }

21st 19th

P. J. O.

Disptd 19th

No. 756.

The Secretary to the Govt. of
India.

Sir-

I am directed to trans-
mit to you copies of the
papers received with the
annexed letter, 12th Inst. No.
634, from the Govt. Soli-
citor, relative to a charge
of forgery against one, James
Cock alias Ramsay, in
having uttered a Cheque,
which the accused repre-
sented as having been
drawn by his brother,
Lieut. C. R. Cock, 31st B.
N. I., at Shahjehanpore in

Rohilkund. Under the
opinion given by the Ad-
vocate General, this Govt.
request that Lieut. Cock
may be directed to pro-
ceed to Madras to be
present for the prosecu-
tion of the accused.

For widening
in a case

Fort St George?
16 June 1860.

J.P.

Pro. of June

Judicial 1860 Dep't

From the Government Sol

To the Chief Secy to Govt

Dated 12 June

Received

N^o 634

2 Enclosures

N^o 970

1224-
1224-
1224-

The Queen against Lock

Towards, for the orders of
Government copy letter
addressed by the Secy Com
of Police and W Advocats
Generals' opinion thereon

1 to 3
With 2nd Order
a letter

110 @ 112