M.R.O. 1—38,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	946	Press Mis.-
182-183		
Dated	27-7-1860.	

7/7

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
27th July 1860.

No. 182. Read the following letter from Colonel J. C. BOULDERSON, Commissioner of Police, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 25th July 1860, No. 78.

With reference to the Order of Government, dated 14th June 1860, Judicial Department, I have the honor to report for the information of the Honorable the Governor in Council, the arrival of the Convict Edward Molloy, a Private of Her Majesty's 68th Light Infantry, sentenced to 14 years penal servitude, and beg to forward the following papers, viz:—

1.—Commitment from the Officer Commanding Her Majesty's 68th Light Infantry.

2.—Extract G. O., by the Deputy Adjutant General of Her Majesty's British Forces.

3.—Descriptive Roll of the Convict.

4.—Warrant directing the commitment of the Convict to the Penitentiary at Madras.

No. 183. ORDER THEREON, 27th July 1860, No. 946.

The Superintendent of Marine will provide a passage to England for the Convict, Edward Molloy, a Private of Her Majesty's 68th Light Infantry.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. S. T. Augustin.

Rec.d 7 June 1860 21

A. Bittleston

To The Sheriff of the Town of Madras Patnam and its Dependencies and to the Keeper of the Penitentiary there.

Whereas in and by an Act of Parliament passed in the Twenty first year of the Reign of Her Majesty Queen Victoria entitled An Act for punishing Mutiny and desertion and for the better payment of the army and their Quarters: It is amongst other things enacted That whenever any sentence of penal servitude heretofore or hereafter passed upon any offender by any Court-Martial holden in the East Indies, or in any part of Her Majesty's Foreign Dominions or elsewhere beyond the Seas is to be carried into execution for the Term specified in such sentence or for any shorter Term, or when sentence of Death passed by any such Court-Martial has been or shall as aforesaid be commuted to Penal servitude the same shall be notified by the Officer Commanding Her Majesty's Forces at the Presidency or Station where the offender may come to be or in his Absence by the Provincial General for the Time being to some Judge of one of the Supreme Courts of Judicature in the East Indies or the Chief Justice or some other Judge as the case may be in any Part of Her Majesty's Foreign Dominions who shall make Order for the Penal servitude or intermediate custody of such offender and upon any such order being made it shall be duly notified to the Governor of the Presidency if in the East Indies or to the Governor of the Colony if in any of Her Majesty's Colonies or to the person who shall for the Time being be exercising the Office of Governor of such Presidency or Colony who on Receipt of such Notification shall cause such offender to be removed or sent to some other Colony or Place or to undergo his sentence within the Presidency or Colony where the offender was so sentenced or where he may come or be as aforesaid in obedience to the Directions for the removal and Treatment of convicts which from time to time be transmitted from Her Majesty through Her Principal Secretaries of State to such Presidency or Colony that such offender shall according to such directions undergo the Penal servitude which shall have been passed upon him in such Presidency or Colony in which he has been so sentenced or Place to which he has been so removed or sent and

sentence shall remain in force shall be liable to be imprisoned and
kept to Hard labour and otherwise dealt with under such sentence
in the same manner as if he had been sentenced to be Imprisoned with Hard
Labour during the Term of his Penal servitude by the Judgment of a Court
of competent Jurisdiction in such Residency or Colony or in the Colony
or Place to which he has been so removed or sent respectively. And Whereas
Private Edward Molloy Regimental Number Three thousand three
hundred and twenty nine, in the 1st or Captain E.R.F. Vicars Company
of Her Majesty's Sixty Eighth Light Infantry was Tried by a General
Court Martial holden at Rangoon on the Sixteenth day of April One
Thousand Eight Hundred and Sixty for and found Guilty of Conduct
to the prejudice of good Order and Military discipline in having at
Rangoon on the fifth day of November one Thousand Eight hundred and
fifty nine, attempted to discharge a loaded rifle at his Superior Officer
Lance Sergeant G. Thompson of the same Regiment, and in having
struck the said Lance Sergeant with the butt of the rifle. And also for
having at Rangoon on the fifth day of November One Thousand Eight
hundred and fifty nine offered violence to his superior officer to wit
D. Cronin of the same Regiment being in the execution of his office
by discharging a loaded rifle at him. And sentenced by the said
General Court-Martial to suffer Penal servitude for a Term of
Fourteen years and a notification in writing of the aforesaid conviction
and sentence of the said Private Edward Molloy hath by His Excellency
Lieutenant General Sir Patrick Grant the Commander-in-chief in
the said Presidency been made to The Honorable Sir Henry Davison
Knight Chief Justice of the Supreme Court of Judicature at Madras
aforesaid pursuant to the directions in the said Act contained - It is
therefore ordered by me The Honorable Sir Adam Bittleston Knight
one of Her Majesty's Justices of the Supreme Court of Judicature at
Madras that the said Private Edward Molloy be removed and
sent as soon as conveniently may be to the Penitentiary at Madras
as the place of intermediate custody of and for the said Private
Edward Molloy there to remain in custody until duly removed to such
place as Her Majesty may be pleased to appoint and signify for the
said Private Edward Molloy to undergo the residue of the Term of his
aforesaid sentence. And Whereas in pursuance of the powers and
authorities vested in me as one of the Judges of the said Supreme Court
I hereby by my warrant under my hand Order that the said Private
Edward Molloy be Transported to such place or Colony as Her Majesty
through one of Her Principal Secretaries of State shall or may have
directed for the Term of Fourteen years. And Whereas it is necessary
to secure the person of the said Private Edward Molloy until he can be
Transported pursuant to his said sentence. Therefore I require you the
said Sheriff forthwith to apprehend and take the said Private Edward
Molloy and convey him to the Penitentiary at Madras and deliver him
to the Keeper thereof with this Precept. And you the Keeper of the said
Penitentiary are hereby commanded to receive the said Private Edward
Molloy into your custody in the said Penitentiary and him safely keep
until his said sentence of Transportation shall be carried into effect
in due course of Law. Given under my hand at Madras in the
East Indies this Fourth day of June in the year of our Lord
one thousand Eight Hundred and Sixty.

H. Davison

By: [illegible] Clerk of the Crown.

H.M.'s 68th Lt. Infantry.

Description Register of Edward Molloy belonging to the 68th Light Infantry sentenced to penal Servitude by an European General Court Martial assembled at Rangoon on 16th April 1869,

Offence.	Sentence	Whether he can read and write	Whether Single or Married or Widower	Trade or occupation previous to Enlistment	Whether before Conviction or Transportation and how often	Period of Service
Mutinous and insubordinate Conduct	14 Years Penal Servitude	Can Neither read or write	Single	Labourer	Has never been Convicted of Felony Transported 4 times & Mil.	Until Death

Age, Personal Appearance, &c. of the above named Individual

Age.	Height		Complexion	Colour of		Particular Marks or Wounds which have been useful to identify him
	Feet.	Inches		Hair	Eyes.	
5	8	1/2	Fair	Lt. Brown	Grey	Marked with letter D on left Side

Rangoon
the 21st June 1869

H.H. Peel Lt. Colonel
Commanding H.M.'s 68th Lt. Inf.

Transcribed Medical Report
Received at Pegu
on the 21st July 1869
L.Q.
C.B.

Pud. Lt. to Capt. 17th Regt.
Pegu 29th July 1869.

Extract G.O. 5 Head Quarters
Madras 25th May 1860

The Prisoner to be sent to the Presidency under an Escort, and delivered over to the Custody of the Civil Power.

By Command of
Lt Col
Charles Venour
D.A.G. Mad. Dist.

True Copy

Charles Cowey Lieutenant
Adjutant Mad. 68th Lt. Inf.

Police. } Dispatch 27
G.M.L.

No. 946 — 27 July 1860.—

The Superintendent of Marine will provide a passage to England for the Convict, Edward Molloy, a Privateer of H.M.S. 68" —

S. I.

The Supt. Ldt. of Marine — 3 Aug. 27
" Commr. of Police — 3 Aug. 27
S.M.L.

Ind. Ltr. to Govt. Dr. Ships
No. 29 of 1860.