

MADRAS RECORD OFFICE.

Government of Madras.

Public DEPARTMENT.

G.O. No.	97	Press
		<i>M</i>
Dated	28-1-	1860.

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
for the month of January 1860.*

No. 22. Read the following letter from C. F. CHAMIER, Esq., Register to the Court of Foujdári Adálat; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 17th January 1860, No. 1.

I have the honor by direction of the Judges to submit for the Orders of the Government, under the provisions of Act IV of 1849, the case of one Appyen, 1st prisoner in Case No. 51 on the Calendar of the Session Court of Salem for 1859, who was proved to have murdered a man and a child, but whom the Foujdári Adálat have acquitted on the ground that he did the acts charged against him, being then of unsound mind, so as to excuse him according to Law. The Judges recommend that the prisoner be confined for life.

No. 23. ORDER THEREON, 28th January 1860, No. 97.

The prisoner, Appyen, who is deaf and dumb, was tried before the Session Court of Salem for the murder of two persons, a man and a child, but was acquitted by the Foujdári Adálat on the ground that he did the acts, being then of unsound mind, so as to excuse him according to Law.

2. Under the provisions of Act IV, 1849, the Governor in Council, directs that he be confined for life. For the present, he will be imprisoned in the Zillah Jail.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

*nature as that committed in
this*

52

Extract from the Proceedings of the Faujdari Adalat,
under date the 17th January, 1860.

Read letter, dated the
24th October 1859 from the Session
Judge of Salem, submitting for
the final Judgement of the
Faujdari Adalat, the record of
Case No. 51 of 1859 of the Calendar
of the Session Court.

1. The Court of Faujdari
Adalat observe that the presump-
tion of law, as respects a person
deaf and dumb, is in favour
of idiocy; and that no evidence
has been taken by the Session
Judge to rebut this presumption
in the case of the 1st Prisoner,
who is an individual of the
above description. whilst the
absence of any adequate motive
for an outrage of so shocking a
nature as that committed in
this

this case, and the conduct of
the 1st Prisoner as described by
the witnesses support it. The
Court are accordingly of opinion
that he must be acquitted on
the ground, that he did the
acts charged against him, being
then of unsound mind, so as
to excuse him according to Law,
and they consequently direct
that he be kept in safe custody
in the Zillah Jail, until the
pleasure of Government can
be known. —

/ True Extract /

C. F. Chamier.

Register.

N^o 97-28 January 1850

The prisoner, Appyew, who is
deaf & dumb, was tried before
the Session Court of Salem for
the murder of two persons—a
man & a child—but was ac-
quitted by the Foujdari Ada-
lat on the ground that he
did the acts, being then of unsound
mind, so as to excuse him ac-
cording to Law.

2 Under the provisions of Act
IV-1849, the Governor in Coun-
cil directs that he be confined
for life. For the present, he will
be imprisoned in the Zillah
Jail.

The Foujdari Adalat.

" Inspector General of Jails.

31st