

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.

Press
Mis.

Table of Contents
From 1st to 10th March

Dated

19/860.

pro no - 1 to 90

Not to be folded or roughly handled

TABLE OF CONTENTS.

PROCEEDINGS, JUDICIAL DEPARTMENT, FROM 1ST TO 10TH MARCH 1860.

No.	The authority from, and Order thereon.	Date.	Subject.
		1860.	
1	Commissioner of Police.....	29th Feb.....	Requests that the Superintendent of Marine may be directed to provide a passage to Calcutta for a man apprehended on a Warrant from the Magistrate of Alipore, and for a Constable.
2	Order thereon.....	1st March...	Directed accordingly.
3	Sub Treasurer.....	27th Feb.....	Reports the payment of Rupees 229-8-0 to Mr. Higginbotham on account of the Bombay Government.
4	To the Secretary to the Government of Bombay.	1st March...	Intimate the same.
5	Magistrate of Chingleput....	25th Jan.....	Submits, for sanction, 2 Bills, amounting to Rs. 97-9-5, for pay and batta due to certain Madras Police Peons employed in apprehending persons who committed Gang Robberies in the Sydapet Talook.
6	To the Magistrate of Chingleput, (Memo.)	1st Feb..	Request explanation as to the variance between the names of the Peons in the 2 Bills, and the periods for which the allowances are claimed.
7	Magistrate of Chingleput....	13th Feb.....	Forwards a revised Bill for batta, amounting to Rupees 33-1-0, and that for pay, Rs. 77-9-5, explaining the causes of the variance in the periods.
8	Order thereon.....	1st March...	Observe that the charge for batta will be admitted by the Civil Auditor, and sanction the amount due as pay to the Police men.
9	Superintendent of Marine...	29th Feb.....	Reports that passage to England has been provided in the "Barham" for Convict Patrick Mahoney for Rupees 390, two-thirds of which is payable to the Agents at Madras, and the remainder in England.
10	Order thereon	1st March...	A Warrant for the Convict's embarkation issued to the Sheriff, &c. The payment of Rupees 260 sanctioned.
11	Minute by the President, Utakamund.	18th Feb.....	Having examined the site selected for the European Penitentiary on the Neilgherries, pronounces it to be well suited for the purpose. Of the two spots suggested, prefers that on the lower shelf of Dodabetta.
12	Order thereon.....	2nd March...	Direct the Chief Engineer to place himself in communication with the Inspector General in view to the preparation of Plans and Estimates for a Penitentiary, with cells for 100 Convicts, but of such design as to admit of more being added.
13	Register to the Court of Sadr Adalat.	20th Feb.....	In representing the difficulty experienced in getting the Civil and Criminal Decisions of the Judges printed at the Government Press within a reasonable time after being recorded, requests authority to employ one of the private Presses, selecting that which may offer the most advantageous terms.
14	Superintendent of the Go-Press, (Memo.)	24th Feb.....	Explains that about 900 Rupees was lately expended in the Printing plant of the Sudr Department; that in no instance has its work been delayed, in fact, more, if required, might be turned out; and that the 'difficulty' has had nothing to do with the operations of the Press. Submits that if arrangements be made for supplying MSS. in time, there

TABLE OF CONTENTS.

No.	The authority from, and Order thereon.	Date.	Subject.
		1860.	
15	Order thereon.....	2nd March...	would be no difficulty in printing the Decisions as rapidly as the Register could wish. The explanation sent to the Register in view to his carrying out some such arrangements as are suggested.
16	Register to the Court of Sadr Adalat.	28th Feb.....	Forwards 3 copies of Judges' Circular on the subject of Act 8 of 1859.
17	To the Secy. to the Government of India.	2nd March...	Transmit a copy of the Circular.
18	Proceedings of Government.	2nd March...	The Commissioner of Police directed to communicate with the Sheriff to give effect to the Warrant for the embarkation of Convict Patrick Mahoney.
19	Commissioner of Police.....	18th Feb.....	Solicits favorable consideration of the Accountant General's proposal to invest accumulations of the Superannuations Fund of the Metropolitan Police, when over Rupees 500, in Government Securities, as ordered on behalf of the Mofussil Police.
20	Order thereon.....	2nd March...	Seeing no objection to the suggestion being carried out, the Accountant General directed to submit yearly Statements of each of the Superannuation Funds.
21	Officiating Agent to the Governor in Ganjam.	9th Feb.....	With reference to Proceedings, 30th January, No. 108, forwards copies of letters to the Board of Revenue, which afford a full explanation of the circumstances represented by the Mahadevi of Hatghur, and states that he is awaiting orders regarding her adoption of Ramachendra Deo, son of Bulram Deo of Daracota.
22	Order thereon.....	2nd March...	Government deeming it unnecessary to enter into the question of adoption, desire that the Mahadevi be informed that they do not recognize it as conferring any title to a participation in, or succession to, the allowance of Rs. 5,000 a year lately granted her; also, that Ramachendra Deo cannot be permitted to reside at Hatghur, &c.
23	Proceedings of Government.	2nd March...	The Judges of the Supreme Court requested to designate the Penitentiary, instead of Her Majesty's Gaol, as the place of intermediate custody, in making Orders for Penal Servitude of Military Offenders under sentences of Courts Martial.
24	To the Honorable the Judges of Her Majesty's Supreme Court of Judicature.	2nd March...	In forwarding copy of Order, 25th February, No. 225, request them to the effect resolved.
25	Civil and Session Judge of Cuddapah.	22nd Feb.....	Reports that, in consequence of the death of Mr. St. L. M. Grenfell, he has assumed charge of the Sub Court.
26	Order thereon.....	2nd March...	Recorded.
27	Register to the Court of Sadr Adalat.	25th Feb.....	Submits the Judges' recommendation for sanction to an Estimate, submitted by the Civil Judge of Combaconum, amounting to Rupees 268-8-0, for furniture required for the District Moonsiffs' Courts established at Combaconum, Papanasam and Nagore.
28	Order thereon.....	2nd March...	Sanctioned.
29	Acting Magistrate of North Arcot.	23rd Feb.....	In bringing to notice the case of one Appasawmi Mudali sentenced to 6 months' imprisonment and a fine of Rupees 200, in default, a further imprisonment of 6 months, for endeavouring to

TABLE OF CONTENTS.

No.	The authority from, and Order thereon.	Date.	Subject.
		1860.	
			bribe one of the Police Detectives, in connection with the great Railway Robbery Case, requests that Government, will, under circumstances represented, remit the fine, and allow him to be set at large on the expiration of the original imprisonment.
30	Order thereon.....	3rd March...	Remitted accordingly.
31	Government Pleader, Sadr Adalat.	24th Feb.....	Submits copy of Order, passed by the Court of Faujdari Adalat, reversing the Orders of the Session Judge of Madura, under dates 14th July and 13th September 1859.
32	Order thereon.....	3rd March...	Copy forwarded to the Magistrate of Madura.
33	Commissioner of North Canara.	13th Feb.....	Submits the particulars of Case No. 11 of 1859, on his file, recommending that the prisoner, Bundari Gopala, be sentenced to transportation for life.
34	Order thereon.....	3rd March...	Pass sentence accordingly.
35	Acting Superintendent and Agent for Army Clothing.	27th Feb.....	A special grant of Rupees 60 per mensem having been sanctioned to maintain a Police Guard for his Department for the safe custody of Government property, solicits, under circumstances represented, a decision as to whether he, as the responsible person, is to receive the assistance of a Police Officer in charge of the Guard having a sufficient knowledge of English for the duty required of him.
		27th Feb.....	Referred to the Commissioner of Police.
36	Commissioner of Police.....	28th Feb.....	Submits correspondence between himself and the Agent for Army Clothing, leaving it to Government to determine whether Police Officers are to be employed at the Agency as Clerks, and whether interference and pressure such as Colonel Silver has attempted, are not likely to prejudice the discipline of the Police Force. Recommends that Colonel Silver be permitted to draw the 60 Rupees and provide his own Guard.
37	Order thereon.....	5th March...	The Commissioner's letter forwarded to the Agent for Army Clothing, with the intimation that Government consider the Commissioner to have taken a correct view of the matter at issue, but will allow him to provide his own Guard as suggested.
38	Register to the Court of Sadr Adalat.	2nd March...	Forwards 3 copies of the Circular issued by the Court, on the subject of Act 8 of 1859.
39	To the Secretary to the Government of India.	5th March...	Transmit a copy of the Circular.
40	Proceedings of Government.	5th March...	The Government Solicitor requested to furnish a Form of Order, empowering parties to execute Contracts on behalf of the Secretary of State.
41	Commissioner of Police.....	22nd Feb.....	Submits extract from a Charge Sheet of the Vepery Police Court, shewing that James Cody has been sentenced to 14 days' imprisonment for a breach of the peace, also 3 Statements received from the Magistrate of the Godavari District, &c., and states that no further information is likely to be obtained regarding him.
42	Order thereon.....	5th March...	The Commissioner directed to release Cody on the expiration of his sentence.
43	Superintendent of Marine...	3rd March...	Forwards Charter Party on account of a European

TABLE OF CONTENTS.

No.	The authority from, and Order thereon.	Date.	Subject.
		1860.	
44	Order thereon.....	6th March...	Convict proceeding to England on the "Barham."
45	Proceedings of Government, Public Works Department.	21st Feb.....	The Charter Party, &c., forwarded to the Secretary of State.
46	Order thereon.....	6th March...	Communicating Orders passed on the Budget List of Works to be undertaken during 1860-61.
47	Right Honorable the Secretary of State for India, (Despatch, No. 3 of 1860.)	20th Jan.....	Recorded.
48	Order thereon.....	6th March...	In transmitting an application from Mr. Orme, Deputy Clerk of the Crown, for a pension, requests that he may be informed that it should be submitted through Government.
49	Right Honorable the Secretary of State for India, (Despatch, No. 4 of 1860.)	26th Jany. ...	Copy of the Despatch forwarded to Mr. Orme. Transmits copy of letter from the Home Office, and requests the issue of the necessary instructions to the Police Authorities to afford assistance to the Officer charged with the execution of a Warrant for the apprehension of Baroness Maltzan, <i>alias</i> Mrs. Cobham, <i>alias</i> Corbet.
50	Order thereon.....	6th March...	Copy of the Despatch furnished to the Commissioner of Police.
51	Sheriff of Madras.....	1st March...	Reports that convicted Prisoners, as per list, have been transferred from the Grand Jail to the Penitentiary.
52	Order thereon.....	6th March...	Recorded.
53	Government Pleader, Sadr Adalat.	3rd March...	Reports that, on the hearing of the Special Appeal Suit by Boodoo Beebee against Shah Beebee, the Court dismissed the Original Suit with costs.
54	Order thereon.....	7th March...	Communicated to the Military Department.
55	Commissioner of Police.....	29th Feb.....	Submits Statement shewing the Receipts and Disbursements of the Police Superannuation Fund from 1st January to 31st December 1859.
56	Commissioner of Police.....	29th Feb.....	Submits Statement shewing the Receipts and Charges in the Madras Police Courts from 1st January to 31st December 1859.
57	Order thereon.....	8th Feb.....	Copies of the Statements furnished to the Accountant General and Sub Treasurer.
58	Minute by the President, Utakamund.	23rd Feb.....	As it is desirable to keep the sides of the Hill on which the Jail is situated, free from private buildings, proposes that the Collector of Coimbatore should endeavor to close with Musa Seth for the exchange of the only piece of private land on the Hill.
58 A	Order thereon.....	8th March...	Directed accordingly.
59	Magistrate of the Godavari District.	21st Feb.....	States that a Detachment of the Rajahmundry Sibbandies under charge of a Native Officer can be spared for the out-post of Razapore, the Magistrate of the Krishna District furnishing the smaller Guards at Tirvur and Chanubunda from the force at his disposal.
60	Order thereon.....	8th March...	Communicated to the Magistrate of the Krishna District. Directed accordingly.
61	Magistrate of Malabar.....	22nd Feb.....	Reports the result of the enquiries instituted into the matter of the representation made by Tachiodan, a State Prisoner in Masulipatam Jail, and as it is one that should be disposed of by a Civil tribunal, submits translates of the proceedings in the case for Orders.
62	Order thereon.....	8th March...	Copy forwarded, with enclosure, to the Session Judge of Masulipatam, with instructions to inform the Moplah Prisoner that Government cannot interfere in the matter.

TABLE OF CONTENTS.

No.	The authority from, and Order thereon.	Date.	Subject.
		1860.	
63	Edward Cullin, Principal Sadr Amin, &c. at Cochin, (Memorial.)	18th Feb.....	Under the peculiar circumstances of his case, prays that he may be permitted to draw his full pay during his 3 months' privilege leave and that he may be relieved from the charge of Mr. DeSilva's (acting for him) travelling expenses.
64	Minute by the President, Utakamund.	19th Feb.....	Considers Mr. Cullin's case to be one for as much indulgence as can be shown.
65	Civil Auditor.....	28th Feb.....	Referred to the Civil Auditor.
		29th Feb.....	Mentions a late instance in which Government allowed deputation allowance to be borne by the State. Believes that, in Bengal, leave is occasionally granted to Uncovenanted Judicial Officers without loss of pay, the Judge carrying on the duties during absence.
66	Order thereon.....	8th March...	Relieve Mr. Cullin from deductions on account of the deputation and travelling allowances of the Officer acting for him, &c.
67	Collector of the Godavari District.	20th Feb.....	Submits 2 Bills, amounting to Rupees 72-5-8, for Mr. Vans Agnew's fixed Tent allowance from 12th November to 6th December 1859, the period he was detained in Vizagapatam as a witness on the trial of the murderers of the late Captain Leycester.
68	Order thereon.....	9th March...	Sanctioned.
69	Officiating Magistrate of Nellore.	24th Feb.....	Requests instructions as to whether the general provisions of the New Police Act may be enforced at once, or be held wholly in abeyance, till such time as each Talook is made over to the New Police.
70	Order thereon.....	9th March...	Informed that the provisions of the Act are not to be introduced in any Talooks, except those taken over by the Inspector General.
71	Acting Magistrate of North Arcot.	23rd Feb.....	Submits copy of letter from the Inspector General of Police recommending, with reference to the investigation in the Katpadi Station robbery case, that Margasahayadu's sentence be mitigated to the extent of 2 years and the corporal punishment dispensed with, and that mitigation to the extent of 4 years each be permitted in the cases of Chinuabbu, <i>alias</i> Chinnappyan, and Sarayakara Chengan.
72	Order thereon.....	9th March...	The application referred for the opinion of the Judges of the Faujdari Adalat, and observed that it should have been submitted through the Session Judge who tried the case.
73	Government Solicitor.....	25th Feb.....	Reports that he has obtained delivery and payment, on behalf of the Secretary of State for India, of Government Securities (Rs. 62,700) and Cash, (Rs. 1,148-11-11,) as per Memorandum, and lately standing to the credit of the cause in the Supreme Court, M. A. Ravelli and another, <i>versus</i> , T. Hayes and others, &c.
74	Order thereon.....	9th March...	Communicated to the Sub Treasurer, with instructions to receive the Securities and Cash to the credit of Government, and to report whenever the whole or any portion of the securities can be sold to advantage.
74A.	Inspector General of Mofussil Police.	28th Feb.....	Requests that the usual Notification, extending the provisions of Act 24 of 1859 to the District of North Canara, may be inserted in the Official Gazette.
74B.	Order thereon.....	9th March...	Published accordingly.

TABLE OF CONTENTS.

No.	The authority from, and Order thereon.	Date.	Subject.
		1860.	
75	Right Honorable the Secretary of State for India, (Despatch, No. 5 of 1860.)	31st Jany.....	Approves of proceedings, reported in Government letter, 28th November 1859, No. 45, in regard to the persons implicated in the Tinnevely Riot.
76	Order thereon.....	10th March...	Recorded.
77	Administrator General.....	6th March...	Declines to take any proceedings in the matter of the Estate, Satoor Jacob Simon, if he is to be liable to pay the expenses.
78	Order thereon.....	10th March...	Communicated to the Advocate General through the Government Solicitor.
79	Right Honorable the Secretary of State for India, (Despatch, No. 6 of 1860.)	31st Jan.....	Approves of the measures adopted for the discovery of the murderer of Captain Leycester.
80	Order thereon.....	10th March...	Communicated to the Magistrate of Vizagapatam.
81	Magistrate of the Godavari District.	29th Feb.....	With reference to Order, 10th February No. 155, reports that Lieutenant Robertson, 5th Regiment N. I., is <i>en route</i> to join Regimental Head Quarters at Berhampore.
82	Order thereon.....	10th March...	Communicated to the Adjutant General, with request to state whether Lieutenant Robertson's services are available.
83	Acting Superintendent and Agent for Army Clothing.	7th March...	With reference to Order, 5th March, No. 270, solicits that the 60 Rupees allowed for the maintenance of an efficient Guard for his Department, may be placed at his disposal.
84	Order thereon.....	10th March...	Authorized accordingly.
85	Sub Secretary to the Board of Revenue.	2nd Feb....	In submitting, for favorable consideration, an application from the Collector of Kurnool for the appointment of a Village Munsiff to the town of Kurnool, requests sanction for the extra expense of Rupees 17-5-4 per mensem, being the difference between the salary of Rupees 25, and the produce of certain Inam land assigned to him, as well as for the payment of Rupees 192, the arrears due to the person appointed, from the date of nomination up to the end of 1859.
86	To the Secretary to the Government of India.	10th March...	Forward an application in the prescribed form, and request sanction for the arrears of salary to the Munsiff.
87	Register to the Court of Sadr 'Adalat.	13th Feb.....	Forwards a specimen of each of the different kinds of Chobdar Sticks, referred to in letter dated 24th January, for inspection.
88	Order thereon.....	10th March...	Desire the Sadr 'Adalat to forward the rest of the Silver Sticks mentioned in their letter.
89	R. R. Cotton, Esq., Civil and Session Judge of Madura.	25th Feb.....	Under the opinion expressed in Home Despatch, 22nd June, No. 7 of 1858, submits his claim to Rupees 5584-4-6, being the loss sustained by him by removal from his appointment of Acting Civil and Session Judge of Rajahmundry, the claim being based on the fact that, but for his removal, he would have been appointed Sub Judge of Salem on Mr. Smollett's departure in September 1857.
90	Order thereon.....	10th March...	Consider the claim to be inadmissible, but allow Mr. Cotton to draw the deputation allowance of an Acting Civil and Session Judge from 27th July to 3rd August 1857.