

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. <i>277</i>	Press
<i>8-9</i>	His
Dated <i>1. 3. 1861</i>	19

4/5

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
1st March 1861.*

No. 8. Read the following letter from C. F. CHAMIER, Esq., Registrar of the Sudder Court, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 18th February 1861, No. 20.

1. I am directed by the Judges to communicate, for the orders of Government, the following circumstances brought to their notice by the Session Judge of Nellore.

2. One Tota Appaya, a Convict in Jail, sentenced in Calendar No. 41 of 1853 to 8 years' imprisonment, on a charge of robbery by open violence, effected his escape, with 32 others, from the Nellore Jail on the 15th April 1860. He was recaptured, and sentenced to five years' additional imprisonment. The time of his entire sentence will expire on the 4th September 1871. Mr. Ratliff, who was then the Acting Session Judge, in his report to the Inspector General of Prisons, dated 28th April 1860, strongly recommended, for the reasons therein assigned, the deportation of the said Convict Appaya "to some distant Jail, situate in a District where a vernacular language other than his own (Telugu) is spoken."

3. Copy of this report was sent to Government by the Inspector General, but as that Officer said nothing regarding the banishment of the said Convict, the matter was, it would appear, left unnoticed by Government.

4. On the 7th instant, the present Session Judge ascertained from the testimony of two Convicts that the said Convict Appaya was planning with other Convicts another outbreak.

5. The Session Judge therefore strongly recommends that this Appaya be removed to the Jail at Trichinopoly, as he is a dangerous character and a Native of the Nellore District, and as the Session Judge feels certain he will not cease in his attempts to escape as long as he remains there.

6. The Session Judge also recommends that the remaining portion of the sentence passed on the Convict Comateneni Pitchana, who gave the first notice of the intended outbreak, be remitted, and that he be released.

7. This Comateneni Pitchana was sentenced on the 3rd March 1856, to seven years' imprisonment, for house breaking and theft, and consequently his sentence of imprisonment will not expire till the 3rd March 1863.

No. 9. ORDER THEREON, 1st March 1861, No. 277.

The last two paragraphs (which are given in the margin) of the Session Judge's

Paragraph 21.—I take this opportunity of strongly recommending the deportation of the Convict Appiah (1st Prisoner in the Calendar) to some distant Jail, situate in a district where a Vernacular other than his own (Telugu) is spoken—and would suggest one of the Western Coast Jails. letter, 20th April 1856, to the Inspector General of Jails, reporting the out-break in the Nellore Jail, relate to the Convict Appiah.
Paragraph 25.—I make this recommendation with reference to the fact of his residence and friends being here, where he has much influence. He was formerly a Sepoy, is son of a pensioned Subadar, and looked upon as a desperate character.

2. The Inspector General, who now exercises, in respect to the removal of Convicts, the powers which were formerly vested in the Foujdaree Udalt, made no allusion to the Session's Judge, recommendation, in submitting the latter's report.

3. It now appears that Appiah has been planning with other Convicts another out-break, and the Session Judge has strongly recommended to the Sudder Court that this Convict should be removed to the Jail at Trichinopoly, as he feels certain that the man will not cease in his attempts, as long as he remains in the Nellore Jail. The Government resolve, under Act VII, 1850, to direct the transfer of this prisoner to Trichinopoly.

4. The Government desire to be informed whether the Sudder Judges concur in recommending the release of the Convict, Comateneni Pitchana.

(Signed) T. PYCROFT,
Chief Secretary.

Exd. F. Cartledge.

Judicial. 2

Proceedings of the Madras Court.
Read letter from the
Sudder Court — Inter 18 Feb. '61 N^o 20.

Order. 1st March 1861, N^o 277.

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the Nellore
Jail, relate
to the Conv-

dict, Appiah.

2. The Inspector General,
who

Unsubstantiated

Act VIII - 256

Notification, 13th May 56

who now exercises in respect to the removal of convicts, the powers which were formerly vested in the Foujdare Adalat, made no allusion to the Sessions Judge's recommendation, in submitting the latter's report.

It now appears that Appeal has been planned with other convicts another outbreak - & the Sessions Judge has strongly recommended to the Court that this convict should be removed to the Jail at

at Trichinopoly, as he feels certain that the man will not cease in his attempts, as long as he remains in the Nellore Jail. The Court resolve, under Act VIII - 1850, to direct the transfer of this prisoner to Trichinopoly.

4. The Court desire to be informed whether the Sudder Judges concur in recommending the release of the Convict, Comatieneri Pit. Chana.

The Sudder Court.
 " Sessions Judge of Nellore.
 " Inspector Genl. of Jails.

1856-3-6/14-240

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Proceedings of the
Madras Government
Vol 100 1st March 1861

Mr. Alderman to the
report on the outbreak in
the Madras Jail District.
the transfer of the Prisoner
Appiah to the District
Jail and desire that
Judge to state
whether the Council in
recommending the release
of the convict, considered
the same.