

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	<i>2002</i>	Press
		~~Mis.~~
	<i>83-84</i>	
Dated	<i>9. 12. 1882.</i>	<i>-19</i>

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
9th December 1862.*

Read the following papers:—

No. 83. From A. WEDDERBURN, Esq., Magistrate of Cuddapah; to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Judicial Department, Fort Saint George, dated Cuddapah, 4th November 1862, No. 28.

1. The present practice of obtaining Medical Certificates in Criminal cases is opposed both to humanity, and occasionally to Judicial efficiency. When a man has received a severe injury in any Taluq, he must be forwarded to the Zillah Surgeon, at head quarters, whatever may be the distance, in order that a Certificate of his wounds may be obtained from that Officer, previous to the committal of the accused to the trying Court. This seems necessary in order that the crime may be properly designated, as deadly or grievous hurt, or otherwise, in the indictment. It is unnecessary to point out the suffering to a wounded man that may be occasioned by his being carried any distance on a cot in any weather, or the state in which a corpse must arrive, when so carried, and also the delay involved in waiting for the Certificate. I have the honor to suggest for the consideration of Government, that the Native Surgeon may be authorized to be sent, when necessary, for the purpose of certifying wounds, to any distance above 10 miles from the Civil station, and that travelling expenses, at the rate of 4 Annas a mile, may be allowed him. The net cost of posted bullocks is rather more than 2 Annas a mile, and the balance would not be more than sufficient to defray other expenses, when absent from his home. Such expenses could be charged in the Magisterial Contingent Bill.

2. I propose a mileage, rather than a daily batta; because it is of importance that the Medical Officer should travel post, and not by daily marches, and mileage makes interest and duty co-incident. On the score of humanity, the Native Surgeon might, in some cases, by the exercise of his skill, apply such remedies, as might alleviate suffering, if not prevent death.

3. The suggestion I have made is not meant to supersede the employment of the Collector and Sub-Collector's Subordinate Medical Officers in all possible cases, but instances happen when neither of these Officers is available, from distance, or absence on leave, &c., and it would be well to have the services of the Native Surgeon available when required.

Referred for the remarks of the Principal Inspector General, Medical Department.

FORT SAINT GEORGE,
10th November 1862.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

No. 83 A. From ROBERT COLE, Esq., Principal Inspector General, Medical Department, Fort Saint George; to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Judicial Department, Fort Saint George, dated 29th November 1862, No. 220.

Referring to letter from the Magistrate of Cuddapah, No. 28 of the 4th instant, I have the honor to observe, that there appears to be no objection to the employment of the Native Surgeon stationed in that town in the manner proposed, when the interest of justice, and humanity demand that wounded persons should be visited in their own homes, or that dead bodies should be examined in cases of suspected violence.

2. Should Government sanction the mileage allowance proposed, which I consider necessary and reasonable in amount, the Magistrate's Certificate or order, would be sufficient to enable the Native Surgeon to recover his travelling expenses.

No. 84. ORDER THEREON, 9th December 1862, No. 2,002.

The Civil Paymaster is authorized to pass Bills, countersigned by the Magistrate of Cuddapah, for travelling allowance at the prescribed rates, to the Native Surgeon on occasions of his proceeding beyond ten miles in cases of wounding, &c., in which Medical evidence is necessary for the prosecution of the offender.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Exd. T. McMeotry.

Proceedings of the Madras Court.
Read the following letters —

From the Magistrate
of Cuddapah — Enter 4th Nov. 62 No. 28.
" the Principal
Inspector Genl.,
M. S. Dept. — 29th do — 220.

Order — 7th December 1862 No. 2002

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Subito an Order.

prosecution of the offenders.

The Magistrate of Cuddalore.
 " Principal Inspector Genl. Police. Sept.
 " Civil Commissioner
 " Deputy Auditor General.

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