

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. *2004*

Press
~~Mis~~

88-90

Dated

8
7.12.1962.

4/4

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,

9th December 1862.

Read the following papers:—

No. 88. From A. W. SULLIVAN, Esq., Session Judge of Nundial; to the Honorable T. PYCROFT, Chief Secretary to Government, Fort Saint George, dated Kurnool, 29th October 1862, No. 11.

1. I have the honor under Section 390 of the Code of Criminal Procedure to report the following case for the information and orders of Government.

2. One Gollamilla Chenogadoo *alias* Moonogadoo was committed to the October (1862,) Sessions of this Court by the 2nd class Subordinate Magistrate of the Sirwell Taluk, District of Kurnool, charged with the wilful murder on the 16th January 1862, at Meotelpad in that Taluk of his brother Venkata Kondadoo.

3. The trial before me was commenced on the 18th instant, but, observing something peculiar in the deportment of the prisoner which led me to doubt his sanity, I on that date addressed a letter No. 39 to the Acting Zillah Surgeon requesting him to have the prisoner carefully watched, and as soon as he was enabled to form an opinion to inform me whether he considered him of sound mind or not.

4. On the 27th idem, Acting Surgeon James Keess, M.D., in a letter No. 92 having informed me that he considered the prisoner Chenogadoo to be of unsound mind, I have examined him on oath in Court and he has deposed that he considers him of unsound mind and incapable of making his defence, and has also given his opinion that he does not believe that medicinal treatment would do him any good, that moral treatment and management *might* improve him, but would not cure him.

5. Under these circumstances I have under Section 389 of the Code of Criminal Procedure tried the fact of unsoundness of mind, given a special judgment that the accused is of unsound mind and incapable of making his defence have postponed the trial, and under Section 390 now report the same for the information and orders of Government.

6. The evidence recorded as to the fact of unsoundness of mind leads to the belief that it has been of long standing; and under the opinion given by the Medical Officer that he is never likely to be cured, I would recommend his transfer to the Lunatic Asylum at Madras, as there is no proper place in this Jail for his safe keeping, and he disturbs the whole place with his ravings both day and night as reported to me by the Jailor.

I may mention that from the Taluk record there can be very little doubt that the prisoner committed the crime with which he is charged.

Referred to the Principal Inspector General, Medical Department, for report whether there is room for the prisoner in the Lunatic Asylum.

FORT SAINT GEORGE,
7th November 1862.

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

No. 89. From ROBERT COLE, Esq., Principal Inspector General, Medical Department, Fort Saint George; to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Public Department, Fort Saint George, dated 25th November 1862, No. 217.

With reference to the letter from the Session Judge of Nundial, referred for report under date 7th instant, Judicial Department, I have the honor to acquaint you, for the information of Government, that accommodation must be made available in the Lunatic Asylum for the admission of a homicidal Lunatic like the one referred to, which will be done accordingly, and the man admitted when he is brought down. The Institution has no vacant accommodation for harmless patients.

No. 90. ORDER THEREON, 9th December 1862, No. 2,004.

The Prisoner, Gollamilla Chenogadoo *alias* Moonogadoo, was committed to the Sessions Court of Nundial, but his trial has not been completed, because he was considered incapable of making his defence.

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

2. Under Section 390 of the Code of Criminal Procedure, His Excellency the Governor in Council authorizes Gollamilla Chenogadoo being removed into the Lunatic Asylum at Madras, there to be detained until he becomes of sound mind, and can be remanded for trial, in conformity with the provisions of Section 395, Clause 2 of the Code.

(Signed) A. J. ARBUTHNOT,

Chief Secretary,

Exd. T. McMootry.

12
Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letters -

From the Sessions Judge of }
Kundial } Here enters 29th October 1862 N: 11
" Prinl. Insp: Genl. }
Medl Department } " 25th Nov: " " 219

Order thereon 8th December 1862 N: 2004

The prisoner, Golla-
milla Chenogadoo alias
Moonegadoo was commit-
ted to the Sessions Court of
Kundial, but his trial
has not been completed,
because he was considered
incapable of making his
defence.

2. Under Sec. 390 of the
Code of Criminal Procedure,
His Excellency the Governor
in Council authorizes
Gollamilla Chenogadoo
being removed into the

Lunatic
Asylum

Dated 10th Decr/82

Authorizing Gollamilla
Chenogades being removed
to the Lunatic Asylum
at Madras, there to be
detained until he becomes
of sound mind. -

7876] Madras—Printed at the Government Press.

Lunatic Asylum at
Madras, there to be de-
tained until he become
of sound mind, and
can be remanded for
trial in conformity with
the provisions of Sec 395.
clause 2 of the Code.

W/R

Comin

The Sessions Judge of Kanchi
Insp: Genl of Sails
Print Insp: Genl of Sails & Dept

deep 10"

B
M/R