

# MADRAS RECORD OFFICE.

Government of Madras.

*Judicial* DEPARTMENT.

G.O. No. *2090*

Press  
~~Mis.~~

216-217

Dated *23.12.1962* ~~10~~ .

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,  
23rd December 1862.*

No. 216. Read the following letter from Lieutenant-Colonel W. G. WOODS, Adjutant General of the Army; to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Fort Saint George, dated 9th December 1862, No. 913.

With reference to letter from the Under Secretary to the Government of Bengal, dated 23rd October 1862, No. 3,864, referred to the Commander-in-Chief (with the petition\* of Prisoner John Berry) on the 15th November 1862,

\* Praying to be released, and allowed to join his Regiment (102nd).

No. 1,866, I have the honor by order of His Excellency to state for the information of Government, that the Convict was tried for striking Lance Corporal W. Rickins, Commanding the Defaulter's Room Guard of the 1st Madras Fusiliers, a blow on the face with his clenched fist, he being then a prisoner in the Defaulters' room.

2. The evidence of two witnesses showed, that he was making a disturbance in the Defaulters' room, and was ordered to be placed in a Cell, and on the Lance Corporal ordering an escort to take him, he rushed out of the prison and struck him with his clenched fist on the face. He had been drinking, but was not drunk.

3. On his defence, the prisoner urged, that he was drunk and knew nothing of what he had done till the following morning, and stated he was very sorry for what had occurred.

4. The Court convicted him of the offence, and sentenced him to Penal Servitude for four years from 25th February 1861. There were seven previous convictions against him, five for drunkenness, one for wilfully breaking a musket, and one for striking a Corporal in command of a Guard. His general character was stated to be "bad," and length of service 14 years and two months.

5. The sentence was confirmed as there had been many cases of violence of a similar kind at that time, in the 1st Madras Fusiliers.

6. In consequence of the Convict's bad character, and the serious nature of his offence, Lieutenant General Sir J. H. Grant cannot recommend that the petition of John Berry should be favorably entertained.

No. 217. ORDER THEREON, 23rd December 1862, No. 2,090.

Under the opinion expressed by His Excellency the Commander-in-Chief the Governor in Council declines to interfere in behalf of John Berry.

2. The Inspector General of Jails will cause this decision to be communicated to the prisoner.

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

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter  
from the Adjutant General  
of the Army.

(Here enters 9<sup>th</sup> Decr 1862 N<sup>o</sup> 913)

Order thereon 23<sup>d</sup> December 1862 N<sup>o</sup> 2090

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L. A.

To the Inspector General  
of Jails } Dec 23

(3)  
Case of John P. ...  
Attorney General  
2090

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Lib. 1862. Department.

No. 2090

PROCEEDINGS OF GOVERNMENT,

Dated 23<sup>d</sup> December 1862  
At 11:30 A.M.

2370] Minutes—Printed at the Government Press.

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