

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 30	Press
38-41	~~Mis.~~
Dated 9.1.1862	19

6/6

Not to be folded or roughly handled

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

Read the following papers :—

No. 38. From J. B. NORTON, Esq., Clerk of the Crown; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 6th November 1861.

I have the honor to forward by the direction of the Honorable Sir Colley Harman Scotland, Knight, Chief Justice, copy of an Order (in duplicate) which His Lordship has made upon the requisition of Major General Richard Budd, Provincial Commander-in-Chief for the intermediate custody of Private William Crawford in the Fifth or Captain William Crozier's Company of Her Majesty's 1st Battalion 18th Royal Irish Regiment to the Penitentiary at Madras, therein to remain until his sentence of Penal Servitude shall be carried into effect in due course of Law, and a statement (in duplicate) containing the date of the trial of the above named individual.

No. 39. From J. B. NORTON, Esq., Clerk of the Crown; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 16th November 1861.

With reference to my letter of the 6th instant, I have the honor to forward a copy (in duplicate) of the Descriptive Register of Private William Crawford of Her Majesty's 1st Battalion 18th Royal Irish Regiment, who has been sentenced by a General Court Martial to Penal Servitude.

No. 40. From Major W. J. WILSON, Commissioner of Police; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 31st December 1861, No. 139.

Judicial Department, dated 15th June 1862, No. 1002.
* Private William Crawford, 1st Battalion 18th Royal Irish Regiment.

With reference to the Extract from Minutes of Consultation, marginally noted, I have the honor to report for the information of His Excellency the Governor in Council, the arrival of a Military Convict* from Secunderabad this day under sentence of Penal Servitude for four years.

2. The original Commitment and copy of the Descriptive Roll of the prisoner are herewith forwarded.

No. 41. ORDER THEREON, 9th January 1862, No. 30.

The Superintendent of Marine is requested to provide passage to England for the Convict, William Crawford, Private of the 1st Battalion Her Majesty's 18th Royal Irish Regiment.

2. The Clerk of the Crown will, in reference to paragraph 2 of the Order of the 24th ultimo, No. 1,592, furnish the Government with a duplicate of the Judge's order in the case of this Military offender.

(Signed) T. PYCROFT,
Chief Secretary.

Scotland.

L.S.

213
Whereas in and by an Act of Parliament passed in the Twenty third Year of the Reign of Her Majesty Queen Victoria entitled an Act for punishing Mutiny and desertion and for the better payment of the army and their Quarters It is amongst other things enacted that whenever any sentence of Penal servitude heretofore or hereafter passed upon any offender by any Court Martial holden in the East Indies, or in any other part of Her Majesty's Foreign Dominions or elsewhere beyond the Seas is to be carried into execution for the Term specified in such sentence or for any shorter term, or when sentence of Death passed by any such Court Martial has been or shall as aforesaid be commuted to penal servitude the same shall be notified by the Officer Commanding Her Majesty's Forces at the Presidency or station where the offender may come or be or in his absence by the Adjutant General for the time being to some Judge of one of the Supreme Courts of Judicature in the East Indies or the Chief Justice or some other Judge as the case may be in any part of Her Majesty's Foreign Dominions who shall make order for the penal servitude or intermediate custody of such offender and upon any such order being made it shall be duly notified to the Governor of the Presidency if in the East Indies, or to the Governor of the Colony if in any of Her Majesty's Colonies, or to the person who shall for the time being be exercising the office of Governor of such Presidency or Colony, who, on receipt of such notification shall cause such offender to be removed or sent to some other Colony or place or to undergo his sentence within the Presidency or Colony where the offender was so sentenced, or where he may come or be as aforesaid in obedience to the directions for the removal and treatment of convicts, which shall from time to time be transmitted from Her Majesty through one of Her Principal Secretaries of State to such Presidency or Colony and such offender shall according to such directions undergo the sentence.

Penal Servitude which shall have been passed upon him either in the Presidency or Colony in which he has been so sentenced or in the Colony or place to which he has been so removed or sent and whilst such sentence shall remain in force shall be liable to be Imprisoned and kept to hard labour and otherwise dealt with under such sentence in the same manner as if he had been sentenced to be Imprisoned with hard labour during the term of his penal servitude by the Judgment of a Court of competent Jurisdiction in such Presidency or Colony or in the Colony or place to which he has been so removed or sent respectively. And Whereas Private William Crawford Regimental Number Four hundred and Eighteen in the Fifth or Captain William Crozier's Company of Her Majesty's First Battalion Eighteenth Royal Irish Regiment, was tried by General Court Martial holden at Secunderabad on the Tenth day of October One Thousand Eight hundred and Sixty one, and found guilty upon the following charges - First For conduct highly insubordinate outrageous, and to the prejudice of good order and Military discipline in the following Instances First - In having at Secunderabad on or about the Fourth day of September One Thousand Eight hundred and Sixty one, made use of abusive language regarding Acting Corporal William Laaffe of the same Battalion, by calling out in the Barrack of his company "Where is that damned Lance Corporal Laaffe the Dublin Jackeen?" or words to that effect. Second In having at the same time and place when made a prisoner resisted the Escort, thereby destroying one white shirt of the value of Rupees Hallie Sica one, or thereabouts, the property of Private James Barton, and one Khakree Trowsers of the value of Rupees Hallie Sica Two, or thereabouts, the Property of Private Thomas Connor both of the same Battalion Third In having at the same time and place when being Escorted as a Prisoner to the Guard Room used the following words to the effect "I will shoot you when I get out, you robbed me on the line of march" or words to that effect. Second Charge For having at the same time and place as set forth in the First Charge struck with his fist on the face his Superior Officer Acting Corporal William Laaffe of the same Battalion being in the execution of his Office and used violence against him by kicking him on the belly. And whereas the said Private William Crawford was sentenced by the said General Court Martial to suffer Penal servitude for a term of four years, and further to be put under stoppages to make good the loss occasioned by his misconduct. And Whereas a notification in writing of the aforesaid conviction and sentence of the said Private William Crawford hath by Major General Richard Budd Provincial Commander in Chief in the said Presidency been made to me The Honorable Sir Colley Harman Scotland, Knight, Chief Justice of the Supreme Court of Judicature at Madras aforesaid pursuant to the directions in the said Act contained. It is therefore ordered by me that the said Private William Crawford be removed and sent as soon as conveniently may be to the Penitentiary at Madras as the place of intermediate custody of and for the said Private William Crawford there to remain in custody until duly removed to such place as the Honorable the Governor in Council may be pleased to appoint and signify for the said Private William Crawford for the residue of the Term of his aforesaid sentence given under my hand at Madras in the East Indies this First Day of November in the year of our Lord One Thousand Eight hundred and Sixty one.

2B
Battalion then in the execution of his duty namely "Barrett you whoreson I will shoot you when I get out, you robbed me on the line of march" or words to that effect. Second Charge For having at the same time and place as set forth in the First Charge struck with his fist on the face his Superior Officer Acting Corporal William Laaffe of the same Battalion being in the execution of his Office and used violence against him by kicking him on the belly. And whereas the said Private William Crawford was sentenced by the said General Court Martial to suffer Penal servitude for a term of four years, and further to be put under stoppages to make good the loss occasioned by his misconduct. And Whereas a notification in writing of the aforesaid conviction and sentence of the said Private William Crawford hath by Major General Richard Budd Provincial Commander in Chief in the said Presidency been made to me The Honorable Sir Colley Harman Scotland, Knight, Chief Justice of the Supreme Court of Judicature at Madras aforesaid pursuant to the directions in the said Act contained. It is therefore ordered by me that the said Private William Crawford be removed and sent as soon as conveniently may be to the Penitentiary at Madras as the place of intermediate custody of and for the said Private William Crawford there to remain in custody until duly removed to such place as the Honorable the Governor in Council may be pleased to appoint and signify for the said Private William Crawford for the residue of the Term of his aforesaid sentence given under my hand at Madras in the East Indies this First Day of November in the year of our Lord One Thousand Eight hundred and Sixty one.

John Bruce Norton
Clerk of the Crown

A True Copy

John Bruce Norton
Clerk of the Crown.

Proceedings of the Madras Govt.

the following letters—

in the Clerk of the

Brown — Letter 6th 816th Nov. 61.

the Commr. of

Police — 31st Decr. 61. N^o 139.

Order - 9th Aug. 62 N^o 30

The Suptt. of Marine is
requested to provide pas-
sage to England for the
Convict, William Brown-
ford, Private of the 1st Bat-
talion, H. M's 18th Royal Irish
Regt.

Suptt. of Marine.
Mr. & Police.

Para. 2. The

2. The Clerk of the
 Crown will, in reference
 to para 2 of the Order
 of the 24th Veto. N^o 1592,
 furnish the Govt. with
 a duplicate of the
 Judges' Order in the
 case of this Military
 Offender.

The Suptt. of Marine. }
 " Clerk of the Crown. }
 Commr. of Police. }

Summ. N^o 17934 + 12024.

sent by hand

Judg. Lrd to Engr
 27th March 1862
 of 1862.

Jud. 1862 Sept

From
 Major W. J. Wilson
 Commissioner of Police
 To J. P. Esq.
 Chief Secretary to Government
 Fort St. George

Dated 3rd Dec 1862
 Recd 21/1/62

N^o 139.
 Enclos^{es} Two.
 N^o 5.

Reports the arrival of the
 Military Council from Sec
 drabad, forwards the Co
 mitment and Descriptive
 Roll of the Prisoner.

38641.

With an Order