

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	889	Press
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47-50		
Dated	7.6.1862	19

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Not to be folded or roughly handled

728

*Proceedings of the Madras Government, Judicial Department,
7th June 1862.*

Read the following papers:—

No. 47. From J. B. NORTON, Esq., Clerk of the Crown; to A. J. ARBUTHNOT, Esq., Acting Chief Secretary to Government, Fort Saint George, dated 30th May 1862.

I have the honor to forward by the direction of the Honorable Sir Colley Harman Scotland, Knight, Chief Justice, a Duplicate of an Order and a copy thereof made by His Lordship upon the requisition of His Excellency Lieutenant-General Sir James Hope Grant, G.C.B., Commander-in-Chief for the intermediate custody of Private Richard Colchester Pitt of H. M.'s 102nd Regiment, Royal Madras Fusiliers, 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 abovenamed individual.

No. 48. From B. BROOKS, Esq., Deputy Clerk of the Crown; to A. J. ARBUTHNOT, Esq., Acting Chief Secretary to Government, Fort Saint George, dated 2nd June 1862.

With reference to my letter of the 30th ultimo, I have the honor to forward a copy (in duplicate) of the Descriptive Register of Private Richard Colchester Pitt of H. M.'s 102nd Regiment, who has been sentenced by a General Court Martial to Penal Servitude.

No. 49. From Major W. J. WILSON, Commissioner of Police; to A. J. ARBUTHNOT, Esq., Acting Chief Secretary to Government, Fort Saint George, dated 3rd June 1862, No. 57.

Judicial Department, dated 15th June 1862, No. 755.

Richard Colchester Pitt, Private Her Majesty's 102nd Regiment Royal Madras Fusiliers.

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

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

No. 50. ORDER THEREON, 7th June 1862, No. 889.

The Superintendent of Marine will provide passage to England for Private Richard Colchester Pitt, Her Majesty's 102nd Regiment Royal Madras Fusiliers, who has been sentenced to Penal Servitude.

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

Exd. T. O'Connor.

Scotland.

21

Whereas in and by an act of Parliament passed in the Twenty fourth 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. His among other things enacted that whenever any Sentence of Penal servitude hitherto 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 Assistant 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

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
of 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 Presi-
dency or Colony or in the Colony or place to which he has
been so removed or sent respectively. And whereas
Private Richard Colchester Pitt Regimental Number
Four thousand four hundred and six in Number from
Company of Her Majesty's one hundred and second
Regiment Royal Madras Fusiliers was tried by
a General Court Martial holden at Bangalore on
Tuesday the Twenty Ninth day of April one thousand
eight hundred and sixty two and found guilty upon
the following Charges: First. For conduct to the prejudice
of good order and Military discipline in having at
Bangalore on about the Twenty third of March one
thousand eight hundred and sixty two when a Prisoner
undergoing the sentence awarded by a District Court-
Martial disrespectfully neglected to salute Surgeon
Major John Pringle Doctor of Medicine, in charge
of the same Regiment when marched into his prison
in the Regimental Hospital. Second For having at
the same time and place and under the circumstances
set forth in the first charge, disobeyed the lawful
Command of Hospital Surgeon Hugh Tracey of
the same Regiment his superior in not saluting
Surgeon Major John Pringle, Doctor of Medicine
in charge of the same Regiment when ordered
by him to do so. Third. For highly indubitable
conduct to the prejudice of good order and
Military

Military Discipline in having at the same time
and place and under the circumstances set forth in
the first and second Charges taken off his helmet
and thrown it on the ground. And whereas the said
Private Richard Colchester Pitt was sentenced by
the said General Court Martial to Penal servitude
for four years. And whereas a notification in
writing of the aforesaid conviction and sentence of the
said Private Richard Colchester Pitt hath by His
excellency Lieutenant General Sir James Hope Grant
G.C.B. Commander in Chief in the said Presidency been
made to me. The Honorable Sir Colley Barran
Scotland Knight Chief Justice of the Supreme Court
of Judicature at Madras aforesaid pursuant to the
directions in the said act contained. I have therefore
ordered by me that the said Private Richard Colchester
Pitt be removed and sent as soon as conveniently
may be to the Penitentiary at Madras on the place
of intermediate custody of and for the said Private
Richard Colchester Pitt there to remain in custody
until duly removed to such place as the Honorable
the Governor in Council may see pleased to appoint
and signify for the said Private Richard Colchester
Pitt for the residue of the Term of his aforesaid
sentence. Given under my hand at Madras on the
last Indies this Twentieth Day of May in the
year of Our Lord one thousand eight hundred
and sixty two.

(sig) John Bruce Norton

Clerk of the Court.

1 c & True copy

John Bruce Norton

Clerk of the Court.

4/5 J.B.N.

Proceedings of the Madras Govt.
Read the following letters —

From the Clerk of
the Crown — Enter 30 May 1862
" the Commr. 2nd June 1862
of Police — 3 June, N^o 57.

— Order — 7 June 1862 No. 889.

The Suptt. of Marine
will provide passage to
England for Private Richard
Colchester Pitt, R. M. 102nd
Regt., Royal Madras Fu-
siliers, who has been sen-
tenced to Penal Servitude.

The Suptt. of Marine. {
Commr. of Police. { Dated 9th June 1862

Ind. Litta to Aug 21/22? Oct 16/22 of 1862.
with one L. L. L.

Sent of 13 June.

Proc of Lab
Judicial Dept 5

From
Major W. G. Wilson
Commissioner of Police
To J. G. Boutwell Esq
as Chief Secretary to Govt
Port St George

Dated 3rd June, 1862.
Recd 4th

No 57
Encls. Two

No 1083.

Reports the arrival of a
military Convict from Range
here and forwards descriptive
Roll of the prisoners & Com-
mitment. (P.L.)

4th 50

With an Order.