

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	919	Press
93-94		~~112~~
Dated	13. 6. 1862	17/19

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
13th June 1862.

No. 93. Read the following letter from Major W. H. WAPSHARE, Joint Magistrate, Ootacamund; to the Acting Chief Secretary to Government, Fort Saint George, dated Ootacamund, 7th June 1862, No. 54.

In the absence of the Subordinate Judge on leave during the recess, the duties of a Justice of the Peace within the Cantonment of Ootacamund have devolved on me, and feeling somewhat in doubt as to the steps which should be taken in a case which has come before me for investigation, I have the honor to lay the circumstances thereof, in as far as my present information permits, before you, with a view to their being communicated for the instructions of His Excellency the Governor in Council.

On the afternoon of the 24th ultimo, depositions of which copies marked A. and B. respectively are enclosed, were made before me; on which I felt it my duty to issue a Warrant for the apprehension of a person who has for the last 3 months resided here under the name of Captain W. Russell, Bombay Staff Corps, but who it was currently reported had no right to such name or title.

On Monday 26th ultimo the person was brought before me and the depositions marked C, D, E, F, G, were taken and the prisoner remanded.

I gave a Warrant to search the prisoner's papers, and amongst them was found a Central India Medal bearing the name of Lieutenant William Russell Willans, Her Majesty's 95th Regiment, a Copper Plate for Visiting Cards, with the same name, and several bills and documents also bearing that name, one of them being a receipt for money paid to W. R. Willans, Esq., late 95th.

The Officer Commanding the 95th Regiment was requested by Telegram to state what had become of Lieutenant W. R. Willans, as his name though in the Army List for 1860 was not to be found in that for the present year, and to give a description of his person.

The reply received was that Lieutenant Willans had left* the 95th in debt and disgrace and gave a description of his person, which exactly corresponds with the individual in custody.

In order to prove therefore that the prisoner was other than what he represented himself to be when obtaining money, goods, &c., I summoned from Poona Lieutenant Paske who I had ascertained could swear to the identity of Willans and again remanded the prisoner.

Adjutant H. M.'s 96th Regiment. Lieutenant Paske Telegraphs that he is ready to proceed to Ootacamund via Galle and Madras, but that before starting he requires funds for his expenses.

Should His Excellency the Governor in Council see fit, I request that instructions may be forwarded to the Bombay Government by Telegraph to make the necessary advances.

Subsequent to the Proceedings before me, of the 26th ultimo, inquiries were pursued by the Police, and it appears that in addition to the two drafts for 400 Rupees and 800 Rupees alluded to in the depositions taken on the 26th May 1862, money has been otherwise obtained.

1. On an order drawn on the Oriental Bank, Madras, dated 24th April 1862 for 300 Rupees, signed W. Russell, which draft has been dishonored.

The proof of this lies in the fact of the prisoner Russell having given this order to Messrs. Mascurine and Co., Druggists of this place, in exchange for an order for a similar amount drawn by Mascurine and Co., on their Agents at Madras, payable at sight, Russell's order being payable at 10 days' sight, the order granted by the firm to Russell was cashed by him in the bazar here by one Abdool Hoossain and has since been dishonored at Madras, it having been granted by Mascurine and Co., on the condition that Russell's order was to be accepted before theirs was paid, the Oriental Bank write that W. Russell never had an account with them.

In another instance an order for 400 Rs. dated 17th May 1862, was given by the prisoner to Messrs. Aboosait and Co., drawn on the Commercial Bank of Bombay, purporting to be signed by a W. Willans on which a valuable consideration was also received, this order likewise dishonored.

Proceedings of the Madras Government, Judicial Department,
13th June 1862.

From the evidence at present forthcoming it appears it will be necessary to establish the following charges against the prisoner.

1. Cheating.—In obtaining money and goods from Messrs. Framjee and Co., under the false pretence of being an Officer of the Bombay Staff Corps, and by uttering the order for 400 Rs. on Messrs. Forbes and Co. in the name of Russell by which he was known here, he knowing that he had no funds with them.
2. In obtaining Board and Lodging from Mr. Sylk, proprietor of the Union Hotel under the false pretence of being a Bombay Staff Officer.
3. Forgery—in uttering an order for 800 Rs. on the Bank of Bombay purporting to be drawn by W. Willans, dated 5th May 1862, in favor of Captain Russell and endorsed by Russell, he at the time of passing the order representing the said W. Willans to be an Officer of the Army then, i. e., at the date of the order, staying at the Club Madras, thus intending it to be believed that it was drawn by a person other than himself. It has been ascertained that no person of the name of Willans was known at the Club during May 1862, and the prisoner was present here during the whole of that month.
4. "Forgery"—in uttering a Bill to Messrs. Aboosait and Co., for 400 Rs. dated 17th May 1862, purporting to be signed by W. Willans drawn in favor of Captain W. Russell exactly under the same circumstances as the preceding case.
5. In cheating Messrs. Aboosait and Co. of goods by representing himself to be a Captain in the Bombay Army.
6. In obtaining from Messrs. Mascarine and Co., of Ootacamund, in exchange for an order at 10 days' sight drawn by W. Russell on the Oriental Bank Madras, for 300 Rs. an order for a similar amount on the Agent of Messrs. Mascarine and Co., at Madras, payable at sight, he well knowing he had no account with the Oriental Bank.

The witnesses apparently requisite to prove the above cases, in addition to those present at Ootacamund are.

Adjutant 95th Regiment, Poonah, to prove Russell to be Willans, already summoned.

A person from Commercial Bank of Bombay, to prove refusal of order for 400 Rs. and that Willans never had an account with that Bank.

A person from Bank of Bombay to prove as above in the case of the 800 Rs. order.

A person from Messrs. Forbes and Co., to prove as above with reference to the 400 Rs. order in the name of Russell.

A person from Oriental Bank of Madras, to prove as above with reference to the 300 Rs. in the name of Russell.

Secretary Madras Club, to prove that no person of the name of Willans had been there lately staying at the Club.

By Telegraph I have received the names of two persons who can attend to give evidence on behalf of the Oriental Bank at Madras and Commercial Bank of Bombay if summoned, but as their absence will be of very considerable inconvenience to the Banks, they beg to know if affidavits from them cannot be admitted as evidence here. Neither from Messrs. Forbes and Co. or the Bank of Bombay has any answer been received although Telegrams have been sent from here some days since.

It is my own opinion that under the provisions of Chapter XII of the Criminal Procedure Code it is absolutely essential in making my preliminary enquiry with a view to committal to the Supreme Court, or otherwise that I should take orally the evidence of each witness in support of the several complaints, but as from my doing so a very considerable expense would accrue to Government, I have abstained from issuing Subpoenas to others than the Adjutant of the 95th Regiment, pending instructions which I hope to receive from the Government.

I would also request to be informed how I should act in regard to obtaining witnesses from those Banks and Firms who have not replied to my Telegram asking for the names of parties who can give the necessary evidence.

Proceedings of the Madras Government, Judicial Department,
13th June 1862.

I would here remark that Messrs. Sylk and Byramjee Bazenzie will be again examined when, I am informed by the Police, they will more clearly state that they would not have parted with their goods to the prisoner but for his assertion that he was a Captain in the Bombay Staff Corps.

The prisoner will be again remanded for a further period of eight days on the expiration of the present remand—awaiting a reply to this letter.

I would mention that the Police are prosecuting in the several cases.

No. 94. ORDER THEREON, 13th June 1862, No. 919.

The Governor in Council is of opinion that it will be sufficient to ensure the ends of justice if the prisoner referred to in the foregoing letter is committed to take his trial on charges Nos. 5 and 6 of those specified by the Joint Magistrate and which apparently are capable of being proved without procuring evidence from Bombay. The evidence of Major General Macdougall will, it is presumed, be sufficient to prove that the prisoner is not, as he represents, an Officer of the Bombay Army.

2. If the persons who are said to have been defrauded by the prisoner desire that all the charges should be gone into, the Joint Magistrate will inform them that he is prepared to do so on their making themselves responsible for the expense of procuring evidence from Bombay.

(Signed) A. J. ARBUTHNOT,

Acting Chief Secretary.

Exd. F. Cartledge.

Deposition of Byramjee Bhanoojee taken on solemn affirmations before me this 24 day of May 1862.

On the 5th of May of this year Captain Russell gave an order drawn by himself on Messrs. Forbes & Co. Bombay for Rs 400 in favor of Messrs. Framjee & Co. and received 200 Rupees paid to Moonsamy by his order. about 30 Rupees paid to Mr. Khasija by his order and 15 Rupees in cash paid to himself. the same day this order was transmitted by our firm to Dhanoo Bhanoojee at Coimbatore with directions that we should be advised by telegraph if the order was dishonored. On the 10th of May Mr. Russell sent a note by his servant requesting Mr. Framjee to telegraph to Bombay that the order should not be presented till the 14th as Forbes & Co. would not be in funds till the 18th. On the same day Framjee & Co. wrote to Capt. Russell that they would not telegraph not knowing to whom the order has been endorsed by Dhanoo Bhanoojee. On the same day Mr. Russell replied that if Framjee & Co. neglected to telegraph it might be unpleasant to both parties and urging his doing so. Mr. Russell subsequently called and said he would give

another order for 800 and requested them to
withdraw the former order - he gave an order
dated Madras 5th of May - it purports to be
drawn by one H. Hillen in favor of Capt. H.
Rupell on the manager of the Bank of
Bombay and he has indorses. on the 18th

of May we received advice by telegram that
the first order for Rs 400 had not been paid. On 21st of May we received
the order for 800 Rs has not been paid there came advice
by telegram that

being no funds. these orders I believe to have
been fraudulently given with intent to obtain
money on false pretences - I beg to put
in 3 notes from Capt. Rupell, 2 Telegrams
and 2 orders on us drawn by Capt. Rupell
and paid by us.

Sof Pyramji Bazamji

Solemnly affirms before me this 24th day
of May 1862.

Signed H. H. Dapchere
Justice of the Peace

Additional deposition of Pyramji Bazamji
Manager of Messrs. Grant & Co taken on solemn
affirmation this 24th day of May 1862.

When Capt Rupell gave us the order
for 800 Rupees drawn by H. Hillen we

we asked him who H. Hillen was - He replied
he belongs to the Queen's army and is now
at Madras. He did not state that H. Hillen
was a partner in any house at Madras

Signed Pyramji Bazamji

Solemnly affirms before me this 24th day
of May 1862.

Signed H. H. Dapchere
Justice of the Peace

True copy!

L. H. Wadhwa
Justice of the Peace

B

Depositor of Christ, then Lytle's proprietor of the Union Hotel.
Oath taken on oath before me this 24 day of May
1862.

As Captain Russell who has been for nearly three
months residing in my hotel failed to pay his
bill for last month. he sent a cheque into my
room, and I seeing it signed by H. Miller and
never having seen that signature before had
my suspicions aroused and I returned it in the
course of the same day Capt. Russell sent for
me into his room, and showing me this cheque
again asked what was to be done with it? My
reply was who was it signed by? and Captain
Russell answered "by H. Miller". I then asked
Capt. Russell who H. Miller was, and he said
he was a gentleman living in the Club at home,
and was a partner in Messrs. Birney & Co's house.
I then proposed to Captain Russell to telegram
to Abnerthnot & Co. on whom the order was drawn,
and he agrees with me that it would be well
to do so after a little more conversation relating
to the payment of my bill I left Capt. Russell
and returned to my room. In the course
of a short time that same day Capt. Russell

Received June 1862
Oct 1919.

Dec 2/62
1862/11/27.

Sent me in the draft of a Telegram to Capt. Arden
and Co in which he enquires if there were any
funds at credit of H. B. Willan. but it was
so informally written that I re-wrote it for
him and sent it to his room.

Having read it he returned it
to me with a request that I should pay the
message. I said I could not pay it and
I sent it back to Captain Russell and
I believe it was never sent. Capt. Russell
has always called himself Capt. Russell
of the "Bombay Army". He gave me this as
his address himself. Reports are rife that
such is not his designation. One day in the
course of last week Capt. Russell called
at my room dressed in the uniform of a Staff
Officer, and after a little conversation
he observed I have just been returning
from Col. Primrose and the Commander
in Chief before whom I have been summoned
to appear and then the devil to pay
For my own reasons I made no reply, the
following morning I met Col. Primrose

and asked him if Capt. Russell who was hiring
in our hotel had called on him the previous
day. Colonel Primrose replied that he has
never seen him, and that he could not have
called as he has left no card.

I wish to say that the order purporting
to be drawn by H. Willan did not appear to me
to have been forged as if it has come up from
Madras in letter, I have seen some of Capt.
Russell's writing and the words "Captain
Russell" in the body of the order appeared
to the best of my belief to correspond with his
writing.

I am positive that Capt. Russell told me
that H. Willan the drawer of the order was a
partner in Messrs. Binny & Co's house at Madras,
and I believe on reference to a Madras Calendar
of this year that there is no person of that name
as partner in the house.

Signed Christopher Lytle
Sworn before me the 24 day of May 1854

Signed H. H. Gresham
Joint Registrar & Justice of the
Peace
[True Copy]

W. H. Wakehouse
Justice of the Peace

Dec 1/62
No. 1127.

0

The Information and Deposition of Pyramju Bayjumu being a
Parsee taken on solemn affirmation before me William Henry
Bapchare one of Her Majesty's justices of the Peace in and for
the District of Coimbatore in Madras the twenty six day
of May 1862 who on solemn affirmation saith

I know the Prisoner his name as given to me by
himself is Captain H. Russell. From the end of
February last up to the end of May the Prisoner
purchased several articles from the firm of
Messrs Framjee & Co of this place of which firm
I am the manager, these articles have not
been paid for. On the fifth of May of this
year Captain Russell came to Messrs Framjee & Co
Shop, and asked me to cash an order for Rs 400
from which 200 Rupees was to be paid at once
and the balance to be credited in the account
and if he requires a few rupees we were to
give them. I produce the order in question -
marked A it is drawn on Messrs Forbes & Co
of Bombay dated 20th January 1862 and is
signed by H. Russell Captain R. Horse
and is made payable on demand to Messrs
Framjee Naperwanji or order. The order is
for Rs 400. We sent the order in question

to our agent Dunja Anandju at Coimbatore
for recovery. He receives a telegram on the
16th of this month which I produce marked
B saying Forbes and Company never paid
400 Rupees over; on the 18th of May Captain
G. Russell sent us a note, which I produce
the note marked C. we then wrote to Capt
Russell saying we could not telegraph as he
wishes because we had sent the over to
Coimbatore. Captain Russell wrote another
note to which we replied in the note which
I produce (note marked D). we did not
send a telegram, and on the 11th Captain
Russell came to our shop and said he
would give another over for 800 Rupees, which
over he brought on the 13th of May. the over
for 800 Rupees which he brought was drawn
on the Manager of the Bank of Bombay
in favor of Captain G. Russell dated 5th May 1862 signed by H. Hillans, the over
was endorsed by Captain G. Russell. the same
over we sent to our firm in Bombay and
received a telegram on the 21st Instant

which I produce saying draft of light Rupees
Rupees dishonoured by bank no funds till
Captain Russell (telegram marked E) The over
for 800 Rupees which I speak of is not yet
returned to us. He wrote to Capt. Russell mentioning
that the second over had been dishonoured,
and to settle the amount. we received the
answer which I produce. see note marked A
I produce ^{an} the over on ourselves drawn by
Captain Russell directing us to pay to
G. Hoonsamy on over the sum of 200 Rs
on his account. ^{marked B} He paid the over which
is receipted by G. Hoonsamy Brother, and
another over for Rupees thirty drawn on us
by Captain Russell directing us to pay
Rupees thirty to the bearer. this over we
paid to H. J. C. his quith who has receipted
it on the back. over marked C. with
several signatures on the
documents marked C. D. E. F. G. H. He paid
the over drawn by Capt. Russell on ourselves
for 200 Rupees in favor of Hoonsamy and
the over in favor of bearer for 30 Rupees

as part payment of the order for Rs 400 which
Captain Russell had given us. on Capt Russell
presenting to us the order for 800 Rs drawn by
H. Williams we asked who H. Williams was and
he replied that he was an officer of Her Majesty's
army. when Capt Russell purchases articles
from us first on credit we asked him his
name, and he told us Capt Russell Staff Corps
Bombay army. when Capt Russell gave us
the order for Rs 800 he said that the order
for Rs 400 which he has at first given would
not be honored and that the new order was
to cover that. we agreed to take the 800 Rs
order to cover the order for Rupees 400 if
the former order was paid. —

Signed Byramji Bapomji
Solemnly affirms before me this 26 day
of May 1862.

Signed H. H. Dapchare
Justice of the Peace

True copy

W. G. Wanchare
Justice of the Peace

End of 1862
Page 1127

D

The Information and Deposition of Christopher Lytle taken upon
Oath before me William Henry Dapchare one of Her Majesty's
Justices of the Peace in and for the District of Coimbatore
in Madras the 26 day of May 1862 who on oath saith

I know the Prisoner before the Court, he has
been residing at my Hotel since the 24 February
he was known by the name of Captain H. Russell,
on first coming to the hotel. He signed his
name as Captain H. Russell of the Bombay
Army. He was brought to my hotel by H. H.
who introduced him as Captain Russell of the
Bombay Army; Captain Russell paid me his
hotel bill for 5 days in February and for the
month of March, but he has not paid me
for April and May. About 4 or 5 days ago
an order was brought to me drawn on Arbiters
& Company of Madras for Rupees 500 to the
best of my belief purporting to be signed
by H. Williams or H. Williams. the order was
drawn in favor of Captain H. Russell. I
can't recollect the date of the order. I did
not choose to accept the order and therefore
returned it. the following day (Thursday)
Capt Russell sent for me to his own;

room, and asked me what ought to be done with the cheque. I replied I could not say, but I supposed the best plan would be that he should telegraph to Davies and ascertain from Messrs. Belcher & Co if there were any funds at Credit of the individual by whom the cheque was drawn. Capt. Russell agrees that it would be the best plan, and I therefore left him to write a message shortly after a "message" was brought to me but it was so informally and badly written that I re-wrote it and sent it to him, a little while after my "message" came back to me with a request that I would pay it. I did not consent to that and I returned the message to Captain Russell; I can't say whether he forwarded it. I asked Captain Russell who H. Wilson was and he replied that he was a gentleman at the Club at Davies and was a Partner in Messrs. Baring & Company's house.

Some 8 days ago to the best of my recollection Captain Russell came in to my office

room in the dress of a Staff officer, and told me in the course of conversation that he had been summoned to appear before the Commander-in-chief and Colonel Primrose and that there has been the devil to pay. I did not choose to ask him any question on the matter and therefore said nothing concerning it. When the Prisoner appeared before me as described, he was in my debt, the Prisoner remains in my hotel until arrested. I believe on the 24th May 1862 I generally make a point of looking in the army list on gentlemen coming to my hotel to see if their names are therein.

Signed Christopher Lytle

Sworn before me this 26th day of May 1862

Signed H. H. Walsby
Justice of the Peace

/ True Copy /

H. H. Walsby
Justice of the Peace

E.

For information and deposition of James Morris Primrose Esq
and by adjutant Genl. of Her Majesty's Forces in the Madras
Presidency taken upon oath before me William Henry Hapshure
One of Her Majesty's Justices of the Peace in and for the District
of Coimbatore in Madras the 28 day of Aug 1862 who on
Oath saith:-

I do not know the Prisoner before the Court. I
cannot say whether he is an officer of Her
Majesty's Army. He has not been summoned
by me nor has he been before the Commissioner
in Chief when I was with him at any time.
He has never been before myself.

Signed J. M. Primrose Esq
a Genl. of the B. Forces

Sworn before me the 28 day of Aug 1862

Signed W. H. Hapshure
Just. of the Peace

(True Copy)

W. H. Walsburn
Just. of the Peace

Book 1628
p. 1127.

F

The information & deposition of Major General Neil Patrick Macdonald Retired Lieut Bombay Army taken on oath before me William Henry Wapsham one of Her Majesty's Justices of the Peace in and for the District of Cramlington in New Brunswick the 26 day of May 1862 who on oath saith

I do not know the Prisoner before this Court. There are only two officers named Russell in the Bombay Army, one is the Lieutenant Colonel of the 12th Regiment named Edward Sedmore Russell the other is a Lieutenant in the 16th Regiment named Sedmore Russell, I point out other names in the Bombay Army list of the last Quarter which army list is published by authority.

There is no other Russell in the Bombay Army or in the Staff Corps of that Prisoner unless he has entered that Army since March last.

I do not suppose the Prisoner before this Court can belong to the Bombay Army if his name is Russell, as his name is not in the Army list.

Signed J. P. Macdonald
M. Genl R. L. Barry

Sworn

Recd 16/5/62
as 1127

Sworn before me this twenty sixth day of
May 1862.

Signed H. H. Gresham
Justice of the Peace

True copy

H. H. Walsgrave
Justice of the Peace

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G

The information and deposition of Francis Percy Supervising
Inspector of Police Cochin and Division taken upon oath
before me one of Her Majesty's Justices of the Peace in and
for the district of Coimbatore in Madras the 26 day of
May 1862 who on oath saith

I arrested the Prisoner before the Court at a quarter
past 8 P.M. the evening of the 24th May in Dawson's
Hotel. Mr. Woods was sent for by the Prisoner and
I heard the Prisoner tell Mr. Woods that he
received an order for 800 Rupees from Mr. Miller,
Mr. Woods asked who Mr. Miller was. The Prisoner
replied he is a friend of mine, Mr. Woods again
asked but who is he and what is he. The Prisoner
replied was he belongs to the 95th and this was
money he owes me in Bombay.

In prosecuting my inquiries with
reference to this case I find that several other
orders have been passed by the Prisoner, and
I have no doubt if the case be remanded I shall
be able to obtain sufficient proof for a
conviction. I beg a search warrant may issue
to enable me to ascertain what papers are
now in the Prisoner's possession and
custody.

Signed H. Percy. Sworn

Sworn before me this 26th day of May 1862

Signed H. H. Dapchur

Joint Magistrate &

Justice of the Peace

True copy

W. W. Washburn

Justice of the Peace

Recd 1/6/28
no 1127

The Information and Deposition of Maurice Percy Supervising Inspector
of Police Command Division taken upon oath before me
One of Her Majesty's Justices of the Peace in and for the
District of Coimbatore in Madras the 2^d day of June 1862
who on oath saith

Having reason to believe from examinations
of the papers of the Prisoner before the Court
that he was formerly an officer in Her Majesty's
95 Regiment under the name of William Russell
Hillans, and having received a telegram from
the Adjutant of that Regiment giving a
description of his person which corresponds
with his appearance, and having also received
intimation that several other orders or bills
of exchange have been uttered by the Prisoner
both on Bombay and Madras, I now beg a
remand, and that summons may issue for the
presence of witnesses from the Commercial
Bank of Bombay, Messrs Forbes & Co Bombay
the Oriental Bank Madras, and the Adjutant
of the 95 Regiment at Poona.

Signed H. Percy

Inspector of Police

Sworn

Sworn before me this second day of June 1862.

Signed H. H. Dapchare
Justice of the Peace

/ True Copy /

H. H. Dapchare
Justice of the Peace

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter
from the Joint Magistrate,
Cotlacund.

16th Inst. of June 1862 No 511

Order thereon 13th June 1862 No 919.

The Governor in
Council is of opinion that
it will be sufficient to
ensure the ends of justice
if the prisoner referred to
in the foregoing letter is
committed to take his
trial on charges set
out in the specified
by the Joint Magis-
trate and which appar-
ently are capable of
being proved without
procuring

you up means from
these charges he may be
dealt with upon some
of the others - but it would
be useless to try him for
getting food on false
pretence when we have the
means of punishing him
for falsity.

MD
Mick

July 1862
No 1127

procuring evidence from
Bombay. The evidence
of Major Genl. Macdonald
will ^{it is presumed} be suf-
ficient to prove that the
prisoner is not, as he
represents, an officer of
the Bombay Army.

2. If the persons who are
said to have been de-
frauded by the prisoner
desire that all the
charges should be gone
into, the Joint Magis-
trate will inform
them that he is pre-
pared to do so, and
their making them-
selves responsible for
the expense of pro-
curing evidence from
Bombay.

W. R.

Joint Magistrate of Madras. Sept 13th 1850

Proceedings
No. 1862. Department.

No. 119.

PROCEEDINGS OF GOVERNMENT.

Dated 13th June 1862

Oct 12/13.

¹⁸⁵⁴ Consider it will be sufficient if the person who has been residing for some time at (Bathurst) under the name of Capt. W. Russell, formerly of the 1st and 2nd Regiments of Foot, is committed to the local authorities for charges &c. &c. of the same character as those for which he was committed for the same.