M.R.O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 271 Press ~~Mis.~~

163-166

Dated 19.2.1863 ~~19~~ .

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Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
19th February 1363.

Read the following papers :—

No. 163. From J. RHODE, Esq., Inspector General of Jails ; to A. J. ARBUTHNOT, Esq., Chief Secretary to the Government of Fort Saint George, dated Vizagapatam, on Circuit, 27th January 1863, No. 743.

I have the honor to report having concluded with the proprietor and tenants of the land required for the Jail site and its precincts as shown in the enclosed sketch, and to request the sanction of Government to the same.

2. Though the ryots hold from year to year, under Puttah, from the proprietor, I considered them fully entitled to compensation for the inconvenience ; they have held the land, I believe, from father to son, have planted many hundred Palmyra trees on it, and the value of their improvements is not exhausted.

3. I have seen each individual, with one exception and he is absent ; on my assurance that I have fixed the price which I consider fair to all, they agreed to the terms.

4. A copy of the Memorandum which I gave the proprietor after reading and explaining to all is enclosed.

5. It will be observed that this year (1282) the rents are raised about 50 per cent. owing, it is stated, to the clearance from the ground of the prickly-pear by the proprietor, I know that there was a great deal of prickly-pear there and that it is now cleared.

6. My orders being urgent, and the Collector and Principal Assistant being far away and not likely to return shortly, I had no option but to settle this matter myself, knowing that any steps I might take to hasten the work would meet the object of the Government.

7. I beg the Government will direct the *immediate* payment by the District Engineer of the amount due to the ryots as compensation, namely, two hundred and ninety Rupees.

8. A small additional sum will be needed to purchase a corner of some land held by one Mahomed Sahib on perpetual lease, the amount will be determined on the survey being completed. I have spoken with the owner and managing member of the mortgages family, who consent to the appropriation.

9. The land selected is that described in the 27th paragraph of my letter of the 22nd August last, as having been originally selected by me for the purpose "a comparatively level bit of ground north or* north-west of that occupied by the European Troops." General Sir George Whitlock returned with me to the spot and said he had no objection to offer to its occupation ; I mentioned its including the present riding† School, but he considered that there would be ample room for this under the arrangements in progress.

* Should be "west."

† An open place banked like a paddy-field.

10. Captain Chambers walked over the ground with me and considered the ground well suited to the purpose, indeed the best that could be found.

11. By this arrangement the prison is brought adjacent to the English Troops.

MEMORANDUM.

The terms I have arranged with Moosoolaconta Jugganada Row Ploo, proprietor of the Waltair Estate, for the land now held from him in lease by Goodaboyana Nursaya, Appadoo, Gangaloo, Rajanah, Gerrya and Appalswamy and by Bota Yerraya are these.

The present rate of assessment, payable by the ryots, named, shall be assumed as the annual rent of the land, the proprietor shall receive a remission from the amount of his Peshcush to the said amount or at the option of Government a nett sum calculated at 20 years' purchase at the above rate.

The ryots on relinquishing the land shall, although their lease is for the year only, receive in full of all demands a donation of the present fusli's rent payable to the proprietor, and of a sum of money equivalent in each case to one year's rent of the holding. The small Amawary Goodi

on Rajanah, &c., land shall be valued by the District Engineer at the full rates of his office estimates for a new building similarly constructed, and the money handed to whoever may be duly authorized to receive it.

(Signed) J. ROHDE,
Inspector General of Jails.

WALTAIR, *26th January* 1863.

(True Copy.)

(Signed) J. ROHDE,
Inspector General of Jails.

No. 164. From J. ROHDE, Esq., Inspector General of Jails; to A. J. ARBUTHNOT, Esq., Chief Secretary to the Government of Fort Saint George, dated Vizagapatam, on Circuit, 2nd February 1863, No. 761.

I had the honor on the 27th ultimo, to request that the District Engineer might be directed to pay the ryots compensation for the loss of the land given up by them for the new Jail at this Station; this arrangement will, I find, be admissible only on the understanding that it is an advance, I will apply to Government for sanction for the payment of the exact sum as soon as I have ascertained it.

No. 165. From J. ROHDE, Esq., Inspector General of Jails; to A. J. ARBUTHNOT, Esq., Chief Secretary to the Government of Fort Saint George, dated Vizagapatam, on Circuit, 7th February 1863, No. 777.

I have the honor to report that after every arrangement had been made for commencing the work of the new Jail, I received from the Major General Commanding the Division, an intimation that Mr. Dougall, in Medical charge of the Detachment of Artillery, had intimated his apprehensions of the vicinity of the Jail to the Troops proving detrimental to their health; that a Committee of Medical Officers, of whom Mr. Dougall was one, had been appointed to meet and inviting me to attend.

2. In consequence of this intimation I attended at the meeting of the Committee. I had previously called on the General and informed him that the Government had, in accordance with the views of the late Commander-in-Chief, intimated to me that when Central Prisons were erected at Stations occupied by European Troops, they should be so placed that the prisoners could be held in check from the position occupied by the Troops.

Extract Minutes Consultation, 31st May 1858.

3. On attending at the place appointed I met the Committee consisting of Mr. Cooper, Deputy Inspector General of Hospitals, Mr. Rennick and Mr. Dougall, the General and members of his Staff, Captain McIntyre, Commanding the Artillery, and Captain Chambers, District Engineer, were also there, I believe by appointment.

4. I should remark that, before securing the ground, I had requested the Major General to accompany me to it and had explained my object in selecting that spot as being near the Troops and as being otherwise the most eligible that could be found. I then ascertained that not only would its occupation by the Jail be unattended by any objection, but that the ground in use as a lounge ground or riding School would be given up should it be necessary to extend the building over it. I had not thought it necessary to consult Dr. Cooper, though I had several times spoken with him on the subject of the selection, he had been with me at the spot and no objection occurred to him on any occasion.

5. The little conversation I had with Mr. Dougall was sufficient to satisfy me that, whatever reasons he has for adhering to his theory, his objections had been stated under impressions of the state of the Jails which were altogether unfounded, and which, if correct, would have reflected discredit on the Medical Officers, and indeed every one concerned—I did not think it desirable to argue the question further on sanitary grounds, but pointing out the position of the centre of the Jail, by the plan, six hundred yards from the proposed Barrack, put it to the Committee whether at that distance a well organized Jail in a most healthy locality was likely to influence the health of the Troops.

6. The General and purely Military Officers declared that at a greater distance Troops would be quite as efficient *if called upon*, and latterly it was suggested that with the guns and horses near the Jail they might be endangered, I said that if this was stated by the General seriously, I should of course consider it my duty to withdraw from the position, and requested Captain Chambers to accompany me to take a general survey of other ground and to examine such spots as offered.

7. For reasons which I need not specify in detail, both Captain Chambers and I were of opinion that though other ground might, at great cost and with continued precautions, be occupied, the spot selected was the only one which recommended itself.

8. In writing to the Major General I have expressed my regret that I cannot select any other locality for the Jail, but have suggested that as the present disposition of the Troops and position of the guns and horses is merely temporary, and as nothing has yet been settled as to the permanent arrangements it may be as well not to purchase the house proposed as the site of the Barrack, and in which the Medical Officer thinks the health of the men may be injuriously affected; but if dwelling houses are to be purchased at all, the ground and buildings nearer to the sea should be preferred as affording more space at less cost with the sea for the boundary on one side and a high road on the other, abundantly supplied with the very best water to be found in Waltair.

9. I have not been favored either with Mr. Dougall's letter on which the objection is based, or with the report of the Committee, and consequently can only allude to the former as quoted by the General.

10. Annexed is a rough trace of the Waltair promontory and of the ground selected for the Jail, and of the compounds it is proposed to purchase for the Troops and guns now housed in temporary thatched bungalows and sheds.

11. If I could with any regard to the interests of Government have given up the ground in question in deference to the wishes of the General and prejudices (unfounded though I know that they will prove) of some of the community, I would do so; but I can assure His Excellency the Governor in Council that I see no ground whatever for these objections, but that if others differ with me on this point, the arrangements proposed, but not sanctioned, for the Troops, may with ease, perhaps with advantage, be changed, and the military and medical objections be thus overcome.

12. My purpose is to leave this by the next Steamer to Gopalpoor by which time Mr. Forbes will have returned, and return by land through Chicacole.

13. Every endeavour is being made by the District Engineer and his Assistant to push forward the work, I hope to hand over the ground to the District Engineer this evening, and to determine every question as to arrangement, &c., with him.

MEMORANDUM.

The proposition is to occupy General Dyce's, General Tulloch's, a small house and compound south of these and the present Hospital and compound, four dwelling houses and compounds, two of them among the best in the station, it is objected that the Jail is too near the site of the proposed Barrack, General Dyce's too near the *temporary* gun sheds at A, and horse lines at B—the whole ground is still private property. If the Barrack would be too near the Jail at General Dyce's (600 yards from centre of Jail to centre of Barrack) it is submitted that Captain Chambers', the present Hospital compound, and Washing green, with or without General Tulloch's, might be taken and the objection obviated.

(Signed) J. ROHDE,
Inspector General of Jails.

VIZAGAPATAM ON CIRCUIT,
7th February 1863.

No. 166. ORDER THEREON, 19th February 1863, No. 271.

The Governor in Council approves of the terms proposed by the Inspector General of Jails for the purchase of the land selected by him for the site of the Central Prison at Vizagapatam.

Proceedings of the Madras Government, Judicial Department,
19th February 1863.

The proprietor will be paid, as suggested in the second paragraph of Mr. Rohde's Memorandum, a sum equal to 20 years purchase of the assessment payable by the ryots. The Acting Collector will report the amount.

2. The District Engineer will be directed in the Public Works Department to pay the ryots the sum of Rupees 290 from the funds at his disposal. This payment will be treated as an advance and will be adjusted hereafter.

3. The Governor in Council has already intimated by Telegram to the Inspector General of Jails that he sees no reason to suspend the arrangements for the erection of the Jail, with reference to the objections urged by the Officer Commanding the Division.

4. It is desirable that a large prison, such as is contemplated, should be in the immediate vicinity of Troops; and with proper arrangements for securing the cleanliness of the Jail, there is no reason to apprehend that its proximity to the Barracks will be in any way prejudicial to the health of the Troops.

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

Exd. T. McMootry,

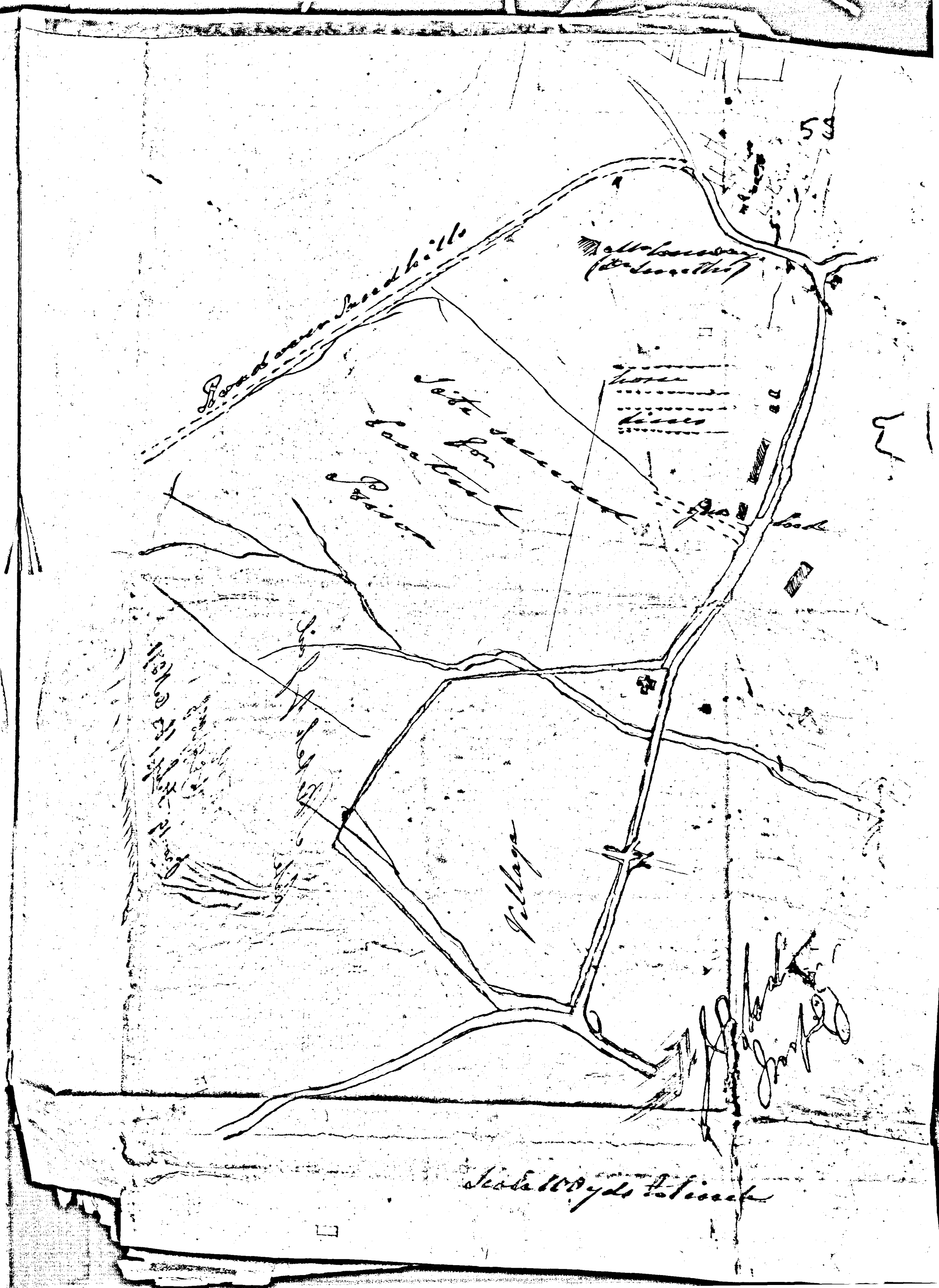
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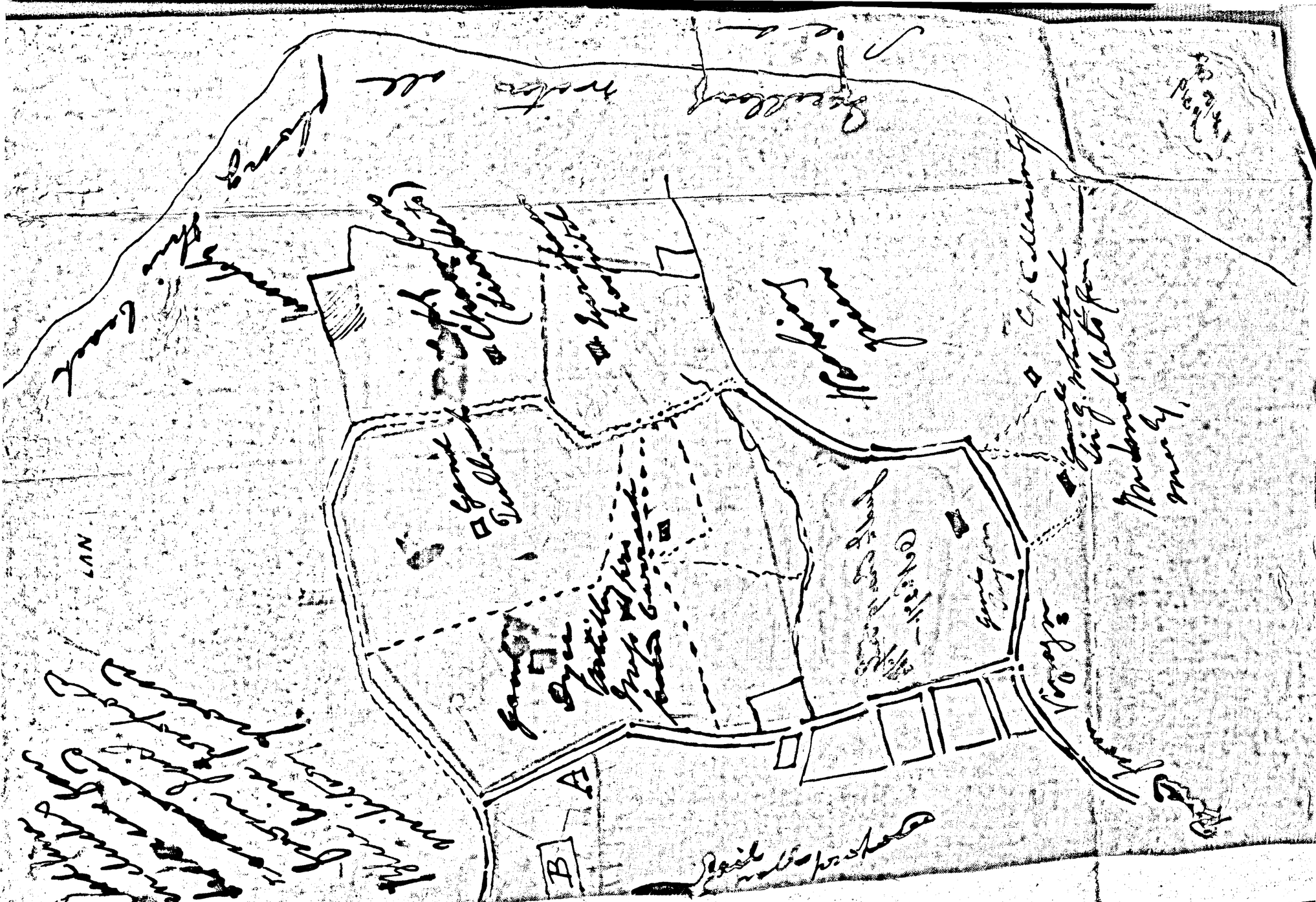
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the Military should
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& Gospel from
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new steamer ex
pected but Sinclair

Exd. T. McMoony.


Scale 100 yds to 1 inch



No. 3

H. E. the Governor in Council approves the terms entered into by Mr. Rohde with the proprietor & the tenants for the occupation and possession of the land selected by him for the site of the Viraajapatana Central Prison. A copy of the Memo. of the terms will be furnished to the Collector of the District.

2. The District Engineer will be directed in the Pub. Wks. Dept. to make immediate

Judl. Order 19 Aug 1863
No. 271.—

Raja

immediate payments
to the reports received in
the Office of the a-
foresaid amount of compensa-
tion agreed upon, viz.
Rs. 290 Two Hundred
& Ninety Rupees.

To involve an allega-
tion of Land Revenue
upon the League, Report
to the Govt. of India.

The Inspector General of Jails.
" Collr. of Vizagapatam.
" Pub. Wks. Dept.
" Deputy Auditor Genl.
"

Judl. Cons. 19th Feby 1863
No. 271.

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Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following Letters from the Inspector General of Jails.

(Above Entry { 27th January 1863. No. 243
24th February 1863. No. 761
27th — do — No. 777.)

Order thereon 19th February 1863 No. 271

The Governor in Council approves of the terms proposed by the Inspector General of Jails for the purchase of the land selected by him for the site of the Central Prison at Vizagapatam. The Proprietor will be paid, as suggested in the second paragraph of Sir Rohde's Memorandum, a sum equal to 20 years' purchase of the assessment payable

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The Acting Collector will
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for securing the cleanliness
of the Jail, there is no
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barracks will be in any
way prejudicial to the
health of the troops.

9 5

Hyd.

To
The Insp.r Gen.l of Jails 3
- Coll.r of Vizagapatam 3
- Public Works dep.t 2 despd 23 2/4
- Dy Asst Gen.l
- Military Dep.t

43 1/2 E to

Jail 186 Department.

No. 271.

PROCEEDINGS OF GOVERNMENT,

Dated 17th July 1813.

Fort St. 570– 856/64
–1425–

Approving the terms proposed by the Inspector Genl. of Jails for the purchase of the land selected by him for the site of the Central Prison at Vizagapatam.

163 @ 166.