M.R. O. 1—32,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No.	1473	Press / Mis.
65-66 Dated	8 - 12 - 19 1964	

7/8

Not to be folded or roughly handled

1897

Proceedings of the Madras Government, Judicial Department,
8th October 1864.

No. 65. Read the following letter from J. ROHDE, Esq., Inspector General of Jails; to J. D. SIM, Esq., Secretary to Government, Judicial Department, Fort Saint George, dated Ootacamund, 1st October 1864, No. 202.

I have the honor to forward a report on a late visit to the Calicut Jail; the only point on which the orders of Government are required, is the extension of mercy to the prisoners named in the 9th and 12th paragraphs; this I still solicit in the case of the prisoner Koonjee Mohadeen Koorty. I regret that the crime and sentence of Pandara Cherman Moonda, who was convicted so recently as the 5th February last of dacoity, and sentenced to seven years' imprisonment, does not justify my further recommending his case. That of Ponangalatel Ahamod, sentenced in July 1863 to three years' imprisonment for receiving stolen property, may, I think, be favorably considered, 15 months of his three years' sentence will have shortly expired, and there can be no doubt that continued imprisonment will be death to him.

See Appendix II.

No. 66. ORDER THEREON, 8th October 1864, No. 1473.

In accordance with the recommendations made in the foregoing letter, the Governor in Council remits the unexpired portion of the sentences of prisoners Koonjee Mohadeen Koorty, who is paralysed in his lower extremities, and Ponangalatel Ahamod, who is suffering from a low form of Anasarca or general Dropsy, and directs that they be released on receipt of these orders.

2. The Medical Certificate shows that prisoner Pandara Cherman Moonda, is in the same state of ill-health, as the latter of the two prisoners to be liberated. The Inspector General is requested to report whether he could not be released under conditions, in accordance with Section 54 of the Code of Criminal Procedure.

(True Extract.)

Chief Secretary.

To the Inspector General of Jails.
„ Session Judge of Calicut.

Exd. J. Tulloch.

Insp. Gen. of Jails

Statement shewing the sums realized by the labor of Convicts on private and Contractors work from January 1864

1st February	Hire of 72 Convicts employed by Mr. Cook in raising mud wall @ 3 ans each	13	8	"			
	Ditto – 36 Ditto employed by Mr. Babaza in fetching gravel @ 3 Ans. each	6	12	"	20	4	"
" March	Hire of 2 Convicts employed (as Carpenter inside the gail) by Revd. Mr. Kee in repairing the wheel of a coach @ 6 ans each	"	12	"			
	Ditto of a Convict employed (as Blacksmith inside the gail) by Mr. Kenny in repairing the hinges of a Box	"	4	"			
	Ditto of 36 Convicts employed at the Calicut Nursery in cleaning Compounds @ 3 ans each	6	12	"	7	12	"
" July "	Hire of 972 Convicts employed by Contractor Sullivan in repairing roads @ 3 ans each	182	4	"			
	Ditto of 72 Ditto employed by Mr. Fitz Gerald in Repairing Compounds @ 3 ans each	13	8	"			
	Ditto of a Convict employed (as Blacksmith inside the gail.) by Revd. Mr. Kee in fitting the tire of a Coach wheel	"	6	"			
					196	2	"
" Sept.	Hire of 216 Convicts employed by Contractor Bastien in cleaning and repairing Mr. Maylor's Compounds @ 3 ans each				40	8	"
	Proceeds sale of Stones, Gravel &c.				40	12	"
	Ditto of old roofings Cadjans &c.				3	12	"
	Total amount remitted to the Huzzur Treasury to be carried to the Credit of State				309	2	"

Sessions Court
Calicut
19th September 1864

Signed E. C. D. Cook.
Sessions Judge.

(True Copy)

Insp. Genl. of Jails

CALICUT, 24TH AUGUST 1864.

Relative duties of Prisons' and Police Officers.

I VISITED this Jail with Mr. Cook, the Sessions Judge in charge, and Dr. PEARSE, the Zillah Surgeon.; Captain DAVIES, the Superintendent of Police, was in the District, but the Inspector was present and I received from him all details connected with the guarding of the Prison, on this only one remark occurred to me, namely, that the object which had induced the posting of a sentry, or watchman, within the walls was not one that the Police should have been called on to meet. A Prisoner committed suicide by hanging, and the Police had been called on to furnish a watchman for the wards in consequence, I explained to Mr. COOK that I considered it the duty of the *Warders* to prevent such acts, and that my desire was so to arrange that there should be no call on the Police for duties inside the Jail walls, but that as the Inspector General of Police had generally introduced a system of night-watching by Constables patrolling the yards, I saw no objection to the continuance of the watchman inside, but that I expected that one warder should at all times be on the alert to attend to the prisoners. It seemed that the habit had been to regard the Jail as committed, for the night, entirely to the charge of the Police, the two warders on duty sleeping through the greater part of the night casually making rounds. Warders will in future be on duty through the night, one making rounds continually so as to see what is going on.

Number in Jail.

2. There were at the time of my visit 345 prisoners within the Jail walls, and 45 short term men in the subsidiary Jail at Poodiangady: of these 272 males and 3 female convicts were in this building, and 25 including orderlies in Hospital, 4 were in the Cells waiting the carrying out of the sentence of death passed on them: there were 6 security prisoners, 25 committed to the Sessions, 9 Debtors and 1 Lunatic placed in Jail for treatment and observation, but, who, the Surgeon informed me, would probably be made over to-day for discharge.

Employment and distribution.

3. 235 of the Convicts in this Jail and 45 at Poodiangady were employed outside on the roads and station, 10 were employed as cooks, 4 were sentenced to simple imprisonment, 27 were employed variously about the Jail.

Complaints.

4. I had no complaint from any prisoner though the gangs were each addressed separately, requests for oil for anointing the head were made.

Transfer of surplus prisoners to Lawrence Asylum Works.

5. Mr. COOK, to whom I had written explaining the arrangements I had made with the Officer in charge of the Lawrence Asylum Works for a system of indulgences to laboring well conducted prisoners, informed me that he had, as I requested, notified this to the prisoners and that they were generally anxious to be transferred to those works; I had several suggestions from the prisoners that they wished for transfer. Mr. COOK mentioned that he could not select the full number (100) of able-bodied men required within the limits I proposed, namely, those who had already passed one half of their term in Jail, I therefore requested him to select such as, not having completed the full half of their term, had completed it within one year but who had in all cases served above one-third of their term, it being necessary to reduce the number of prisoners, if possible, to 200 exclusive of the Poodiangady gang.

G. O. 16th December 1863 No. 1957. P. 6.

Indulgences to gangs on the Hills.

6. I think there is reason to hope that the system of indulgences for labor on the Hills is working satisfactorily, in the case of the Calicut gangs at least.

Health.

See Proceedings M. Government 25th June 1863 No. 1,002.

7. Since the severe attack of cholera at the close of the official year 1862-63, which occasioned 92 deaths, the Jail has been free from that scourge, but there have been 80 deaths during the past year no less than 24 of which were from small pox, the other cases indicated a depressed condition in the prisoners and the only remedy seems to be that directed in the Government Order 16th December 1863 No. 1957, namely, the

APPENDIX. I.

No. 151
1864.

CALICUT, 26TH AUGUST 1864.

FROM
H. D. COOK, ESQUIRE,
Session Judge of Calicut.

To
J. ROHDE, ESQUIRE,
Inspector General of Jails,
OOTACAMUND.

SIR,

With reference to your Memo. of the 25th instant, I have the honor to submit a statement shewing the sentence which the Prisoners alluded to are now undergoing, &c., as also a certificate from the Civil Surgeon.

I have the honor to be,
Sir,
Your most obedient Servant,
H. D. COOK,
Sessions Judge.

SESSIONS COURT, CALICUT,
26th August 1864.

APPENDIX. II.

List of Convicts noticed by the Inspector General of Jails in the course of his inspection of the Prisoners on the morning of the 24th August 1864 *as unfit for labor and wasting with Disease.*

No. on the Session Calendar.	Names of the Convicts.	Crime.	Sentence.	Date of Sentence.	Date of Release.	Remarks.
73 of 1863	2. Ponangalatel Ahamod	Dishonestly received stolen property.	3 years rigorous imprisonment.	6th July 1863	6th July 1866	
18 of 1864.	3. Pandara Cherman Moonda.	Dacoity.	7 years rigorous imprisonment.	5th Feb. 1864	5th Feb. 1871	

CALICUT,
26th August 1864.

H. D. COOK,
Sessions Judge.

APPENDIX. III.

1 Ponangalatel Ahamod
and
2 Pandar Cherman Moonda.

Certified that the Prisoners marginally noted, referred to in the official memo. of the 25 Instant, by the Inspector General of Jails, are in my opinion in such a state of health as to render it in the last degree improbable that if kept at hard work, they will survive until the expiration of their sentences. The first named has been already admitted into Hospital three times, the latter but once, and both present those appearances which I find to be the precursors of a break down of the constitution, and setting in of a low form of (Anasarca) General Dropsy, which is almost invariably attended amongst the convicts by a fatal issue.

CALICUT,
26th August 1864.

JOHN H. PEARSE,
Civil Surgeon, Malabar.

Jud. Dept. 2
No 2339 39

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read letter from the Inspector General of Jails — Dated 1 Oct. 64 No. 202,

Order — No 4737 of 8 Oct 64.

In accordance with the recommendations made in the foregoing letter, the Governor in Council remits the unexpired portion of the sentences of prisoners, Koonjee Mohadeen & Koorty, who is paralysed in his lower extremities, & Ponangalatel Ahamod, who is suffering from a low form of Anasarca or general Dropsy, and directs that they be released on receipt of these

these orders.

2. The Medical Certificate shows that prisoner, Pandara Cherman of Moonda, is the same state of ill health, as the latter of the two prisoners to be liberated. The Inspector Genl. is requested to report whether he is could not be released under conditions in accordance with § 54 of the Code of Criminal Procedure.

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The Inspector Genl. of Jails.
" Sessions Judge of Calicut.

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Judicial 1864. Department.

No. 1473.

PROCEEDINGS of GOVERNMENT.

Pet. 2612.

Dated 8th October 1864.