M.R.O. 1—89,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No.	1511	Press / ~~Mis.~~
134-135 Dated	19-10-	1864

3/4

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
19th October 1864.

No. 134. Read the following letter from Æ. R. McDONELL, Esq., Officiating Magistrate of Trichinopoly; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Trichinopoly, 6th October 1864, No. 32.

In accordance with the provisions contained in Section 390 of the Criminal Procedure Code, I have the honor to forward, for the orders of Government, my Head Assistant Mr. Comyn's letter to me in respect to an insane person who now stands charged with theft. As the offence committed is not bailable, this reference to Government appears unavoidable.

From W. H. COMYN, Esq., Acting Head Assistant Magistrate of Trichinopoly; to Æ. R. McDONELL, Esq., Officiating Magistrate of Trichinopoly, dated 28th September 1864, No. 70.

I have the honor to request that you will have the goodness to forward, for the orders of Government, the following report, made in accordance with the provisions of Chapter XXVII of the Code of Criminal Procedure.

1. Meyandi, a prisoner in calendar Case No. 73 on the file of my office, of the present year, is charged with theft in a dwelling house, under Section 380 of the Indian Penal Code.

2. As the said prisoner appeared to me to be a person of unsound mind, and incapable in consequence of making a defence, I proceeded to institute an inquiry to ascertain the fact of such unsoundness of mind, and examined a near relation of his, from whose deposition it appears that the prisoner lost his wife a little more than three months ago, and that thereupon the prisoner's mind became affected, and his conduct has, since then, been so unaccountably strange that there can now be no doubt of his being insane.

3. Surgeon Major J. Kennedy, Garrison Surgeon, having examined the prisoner, has pronounced him to be a person of unsound mind, and recommends his removal to the Lunatic Asylum at Trichinopoly.

4. That the prisoner committed the offence specified in paragraph 1, and that he was of unsound mind at the time, and therefore was irresponsible for his acts, there can be no doubt.

5. I have stayed proceedings in the case, and ordered the prisoner to be kept in safe custody in a ward of the Subsidiary Jail, until the orders of the Government on the case can be ascertained.

No. 135. ORDER THEREON, 19th October 1864, No. 1511.

The Governor in Council authorizes the Magistrate of Trichinopoly to deal with the lunatic, Meyandi, under the provisions of Section 4, Act XXXVI of 1858.

(True Extract.)

Chief Secretary.

To the Magistrate of Trichinopoly.

Exd. J. Tulloch.

int George. Officiating

Trichinopoly Magistrate's office 6th October 1864.

No.

From, E. R. McDonell Esquire,
Officiating Magistrate of
Trichinopoly.

To,
The Honorable A. J. Arbuthnot.
Chief Secretary to Government
Fort Saint George.

Sir,

In accordance with the provisions contained in section 390 of the Criminal Procedure Code I have the honor to forward for the orders of Government my head assistant Mr Conyn's letter to me in respect to an insane person who now stands charged with theft, as the offence committed is not bailable, this reference to Government appears unavoidable.

I have the honor to be,
Sir,
Your most obed.t servant.

E. R. McDonell.
Officiating Magistrate.

Trichinopoly Magistrate's office 1st October 1864.

To, The Honorable A. J. Arbuthnot
Chief Secretary to Government
Fort Saint George.

Compd. C. Parasuram
E. R.

List of 1st Cover

1571

Judicial 1864 Sept

From,
The Off. Magte of
Trichinopoly
To,
The Chief Secretary
to Government
Fort St. George

Dated 6. October 1864.
Rec'd 14th "

Co 2106 Co 32.

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Enclosure 1.

Forwards for the orders of Government, Head Assistt. Mr. Lowndes's letter in respect to an insane person who stands charged with theft

With an Order

134. 135.

No 19 October 1864 Do. 1571.

The Governor in Council authorises the Magistrate of Trichinopoly to deal with the lunatic, Meyandi, under the provisions of Act XXXVI '58.

The Magistrate of Trichinopoly

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