

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1648	Press
		Misc.
¹⁵⁸⁻¹⁵⁸ Dated	17-11-19	1864

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
17th November 1864.*

Read the following papers:—

No. 135. From G. THORNHILL, Esq., Magistrate of the Kistna District; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Masulipatam, 27th August 1864, No. 251.

With reference to Order of Government, dated 9th April 1863, No. 534, Judicial Department, I have the honor to forward copy of a letter from the Civil Surgeon in charge of the Jail, recommending that the lunatic, confined under the order above quoted, be now released from confinement, as he has conducted himself peaceably for the last six months, and appears fit to take care of himself, and request you will be so good as to obtain the orders of Government in the case.

From C. ROBERTSON, Esq., M. B., Zillah Surgeon, Masulipatam; to G. THORNHILL, Esq., Magistrate, Kistna District, dated Masulipatam, 24th August 1864, No. 251.

With reference to the individual named in the margin, who has been under treatment in the Zillah Jail hospital for insanity, since January the 22nd, 1863, I have the honor to report that, during the last six months, this individual has conducted himself in an orderly and rational manner, and that I am of opinion that he is now in a sound state of mind, and able to take care of himself. I should therefore recommend that he be released from confinement.

(True Copy.)

(Signed) G. THORNHILL,
Magistrate.

Referred to the Inspector General of Jails for report, with reference to the provisions of Section 205, Chapters 1 and 3 of the Code of Criminal Procedure.

FORT SAINT GEORGE,
14 September 1864.

(Signed) J. D. SIM,
Secretary to Government.

No. 156. From G. THORNHILL, Esq., Magistrate of the Kistna District; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Judicial Department, Fort Saint George, dated Masulipatam, 22nd October 1864, No. 313.

I have the honor to request your attention to my letter, No. 251, dated 27th August 1864, soliciting the orders of Government for the release of a lunatic confined in the Jail, pronounced by the Civil Surgeon sufficiently recovered to be able to take care of himself.

2. The Civil Surgeon has now brought to my notice that the lunatic is suffering in health from prolonged confinement, and I shall feel obliged if you will be so good as to bring the matter at once before Government, with a view to obtaining orders for his speedy release.

No. 157. From J. BOHDE, Esq., Inspector General of Jails; to A. J. ARBUTHNOT, Esq., Chief Secretary to the Government of Fort Saint George, dated Ootacamund, 2nd November 1864, No. 281.

In acknowledging the endorsement of the Secretary to Government on the letter of the Magistrate of Masulipatam, recommending the release, unconditionally, of Mahomed Kyrtaw, I have the honor to state that I am not prepared to second this proposal.

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2. It will be observed that Mahomed Kyralee, during the Mahorum, a time of unusual excitement with persons of his class, attempted to set fire to a building at Goodewada, and, when prevented, seized one of his children and tried to strangle it, and on being stopped by a Constable seized him by the throat and threw him down.

3. This same person was certainly once, if not oftener, in custody as a dangerous lunatic, "subject to frequent attacks of Mania, during which he attacks all around him in a violent manner, and attempts self-destruction."

4. I do not consider that the test of six months' quietude, while the patient has been debilitated from all stimulants and exciting causes, should justify his release without precaution after the repeated manifestations of ungovernable rage that have occurred.

5. Should any of the patient's relatives guarantee proper precautions, the patient may, I think, be handed over to him under Section 297 of the Procedure Code.

6. I have caused search to be made in my office for the former case of Mahomed Kyralee, but without success.

No. 158. Oudeh ruzumov, 17th November 1864, No. 1648.

The Inspector General's letter of the 2nd instant is communicated to the Magistrate of the Kistna District. The Governor in Council concurs in Mr. Rhodes's opinion.

(True Extract.)

Chief Secretary.

To the Magistrate of the Kistna District.
Inspector General of Jails.

Ed. J. Talbot.

Judicial Department

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letters—

From the Magistrate of the
Kistna District—Inter 27 Aug. '64 N^o 251

• the Inspector Genl. of Jails—2 Novr. — 253

• the Magistrate of the
Kistna District—22 Oct. — 313

Order—17 November 1864 N^o 1648

The Inspector General's letter of the 2^d instant is communicated to the Magistrate of the Kistna District. The Governor in Council concurs with Mr. Rhodes's opinion.

The Magistrate of the
Kistna District } o. p. p. p.
• Inspector Genl. of Jails

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PROCEDURES OF GOVERNMENT

Off: 2800.

David A. Henderson