M.R. O. 1—82,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No.	1778	Press Mis.
119-121A- Dated	8-12-19	1864

4/4

Not to be folded or roughly handled

1865

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

No. 119. Read the following letter from J. ROHDE, Esq., Inspector General of Jails, to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Fort Saint George; dated 7th November 1864, No. 302.

I have the honor to forward a letter from Mr. Innes, in charge of the European Jail at Ootacamund, recommending the petitions, also forwarded, of James Burke and Thomas Nolan, prisoners in that Jail, for transfer to the Andamans.

2. The prisoner James Burke was convicted, 1st, of robbery and assault, by the Supreme Court of Fort William, on the 2nd October 1858, and sentenced to 4 years' Penal Servitude; he was again convicted, on the 3rd October 1862, of murder (in the riot in the prison at Calcutta), and sentenced to six years' Penal Servitude. His imprisonment has now, therefore, extended to six of the ten years for which he has been sentenced; he bears a good character in Jail, and I think deservedly.

3. Thomas Nolan was convicted, by the same Court, of murder on the 15th June 1861, and sentenced to 10 years' Penal Servitude; he was again convicted of prison breach, and sentenced to 12 months' hard labor. His accumulated sentences of 11 years expire, therefore, on the 15th June 1872. He has been 3 years and nearly 5 months in imprisonment. This prisoner is also well conducted.

3. I beg to recommend both cases to the favorable consideration of the Government.

From L. C. INNES, Esq., Session Judge in charge of European Jail, Ootacamund, to J. ROHDE Esq., Inspector General of Jails; dated Ootacamund, 3rd November 1864, No. 223.

I have the honor to forward two petitions, one from Thomas Nolan, and the other from James Burke, prisoners in the European Jail, praying to be sent to the Andaman Island.

2. Both these prisoners have been exceedingly well conducted since I have had charge, and Burke is the most industrious prisoner in the Jail.

3. I beg strongly to recommend that their prayer be granted.

To

THE RIGHT HONORABLE SIR JOHN MAIRD LAWRENCE,
Viceroy and Governor General of India.

The humble Petition of THOMAS NOLAN,
a prisoner in the European Jail at Ootacamund.

HUMBLY SHEWETH—PRAYETH,

That your Excellency will be pleased to take into consideration the lengthened term of imprisonment, viz., 10 years, awarded petitioner, and grant him the indulgence of being transferred to the Andaman Islands, on a license to be at large there, on the usual conditions.

For which act of mercy and consideration, petitioner, as in duty bound, will ever pray.

OTACAMUND, *26th October* 1864. (Signed) THOMAS NOLAN.

To

HIS EXCELLENCY SIR JOHN LAWRENCE, K. C. B., K. S. I.,
Viceroy and Governor General of India.

The humble Petition of JAMES BURKE, undergoing six years' Penal Servitude, in Her Majesty's European Jail at Ootacamund.

MOST RESPECTFULLY SHEWETH,

That on the 11th April 1864, he was charged with throwing stones, the night the prisoners escaped from the House of Correction in Calcutta,—tried, found guilty, and sentenced to six years' Penal Servitude.

2. Lastly, the petitioner most respectfully and submissively solicits to be transferred to the Andamans, on the stipulated conditions, there to complete the remaining portion of his sentence.

Your Excellency's most humble petitioner, as in duty bound, shall ever pray.

OOTACAMUND, 30*th October* 1864.

(Signed) JAMES BURKE.

No. 120. From J. ROHDE, Esq., Inspector General of Jails, to A. J. ARBUTHNOT, Esq., Chief Secretary to the Government of Fort Saint George; dated Ootacamund, 2nd December 1864, No. 358.

I had the honor on the 25th May 1863, in reference to the Order of Government, 4th March 1863, No. 342, paragraph 2, to submit a list of persons for transfer to the Andamans, as proposed by the Government of India in the 5th paragraph of the letter of the Secretary, Mr. Bayley, of the 28th January 1863, No. 651. In this list I included the names of Fowles and Douglas. Again on the 21st September 1863, and in reference to the Order, No. 900, 24th June 1863, I submitted, on my return to this place, a list of those whose transfer to the Andamans seemed desirable, including these names.

2. In reply to your communication regarding James Burke, whose transfer to the Andamans had been specially recommended, I referred to the cases of Fowles and Douglas in my telegram.

3. I shall now add that Fowles is a fair carpenter, who is likely to be useful, and to answer the description proposed in Mr. Bayley's letter above quoted. Douglas I described as a "shoe-maker who could make mats and is a willing man, always ready to turn his hand to any thing."

4. On the 22nd I visited the prison, and Douglas and Fowles inquired what prospect they had of obtaining the transfer, which they again solicited.

5. Both are well behaved men, and I would strongly recommend them for the indulgence solicited.

No. 121. Telegram from J. ROHDE, Esq., Ootacamund, to the Chief Secretary, Madras; dated 24th November 1864.

James Burke calls himself a steam loom fitter. Here he makes coyar mats; but is generally a useful, intelligent man. Fowles, a carpenter, wishes to go to the Andamans. Douglas bred a weaver, here a shoe-maker, and learning carpentery, wants to go. I recommend all these cases.

No. 121 A. To the Secretary to the Government of India, Home Department, Calcutta; dated Fort Saint George, 8th December 1864, No. 1778.

In continuation of my letter of the 3rd October last, No. 1443, I am directed to forward, for the consideration of His Excellency the Viceroy and Governor General in Council, the enclosed copies of letters, under date the 7th ultimo, and 2nd instant, and a telegram, dated 24th ultimo, from the Inspector General of Jails, recommending that the prisoners, named in the margin, now in the European Jail at Ootacamund, may be transferred to the Andaman Islands.

Thomas Nolan.
James Burke.
Frederick Fowles.

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

Sent by the
Steamer "Lubia."

Judicial Department.

No. 1778.

To

The Secretary to the Government
of ~~India~~ ~~Bengal~~ India
Home ~~Public~~ Department,
Calcutta.

Sir,

In continuation of my
letter of the 3rd October last No. 1443
I am directed to forward for the consideration
of ~~His~~ His Excellency the Viceroy
& Governor Genl. in Council
the enclosed copies of ~~a letter~~ letters
~~from~~ dated 7th ultimo and 2nd instant
and ~~a~~ telegram dated 24th ultimo
from the Inspector General of Jails recommending that
the prisoners named in the margin
now in the European Jail at
Ootacamund may be transferred
to the Andaman Islands.

Thomas Nolan
James Burke
Fowles

Fort St. George
Dec. 1864

A. J. A.

Letter

Judicial 1864. Departt.

No. 1778.

To The Secy. to the Govt.
of India
Home Deptt.

Dated 8th Decr 1864

Recd 9th Jany 1865

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