

MADRAS RECORD OFFICE.**Government of Madras.***Judicial* **DEPARTMENT.**

G.O. No.	301	Press
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*Proceedings of the Madras Government, Judicial Department,
3rd March 1864.*

Read the following papers :—

No. 63. From J. D. MAYNE, Esq., Acting Clerk of the Crown; to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Fort Saint George, dated Madras, 18th July 1863.

I have the honor to forward, by the direction of the Honorable Sir Colley Harman Scotland, Knight, Chief Justice, a duplicate of an order and a copy thereof made by His Lordship upon the requisition of His Excellency Lieutenant General Sir James Hope Grant, G. C. B., Commander-in-Chief, for the intermediate custody of Private Thomas Kenneally, Her Majesty's 1st Battalion the Royal Regiment, to the Penitentiary at Madras, there to remain until his sentence of Penal Servitude shall be carried into effect in due course of law; and a statement (in duplicate) containing the date of the trial of the above-named individual.

No. 64. From J. D. MAYNE, Esq., Acting Clerk of the Crown; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Madras, 4th August 1863.

With reference to my letter of the 18th ultimo, I have the honor to forward a copy (in duplicate) of the Descriptive Return of Private Thomas Kenneally, of H. M.'s 1st Battalion the Royal Regiment, who has been sentenced by General Court Martial to Penal Servitude for seven years.

No. 65. From Lieutenant Colonel W. J. WILSON, Commissioner of Police; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George, dated Madras, 27th February 1864, No. 33.

With reference to the Extract from Minutes of Consultation, noted in the margin, I have the honor to report, for the information of His Excellency the Governor in Council, the arrival

Judicial Department, 15th June 1863, No. 785.
of a Military convict* from Kamptee yesterday, under sentence of Penal Servitude for seven years.

* Thomas Kenneally, Private 1st Battalion Royal Regiment.

2. The original Commitment and Descriptive Roll of the prisoner are herewith forwarded.

No. 670.

No. 66. OFFICIAL MEMORANDUM.

With reference to the Memorandum marginally noted, the Master Attendant in charge of the Marine Superintendent's Office has the honor to state that the Military convict, Thomas Kenneally, can also be conveyed by the "Atalanta" on the same terms as those agreed to in the case of convict Martin Shea.

2. If the additional prisoner is to be sent by this opportunity, it is requested that early orders may be passed on the subject, and his Descriptive Register directed to be furnished to this Department immediately.

MADRAS, MARINE SUPT.'S OFFICE,
2nd March 1864.

(Signed) H. D. E. DALRYMPLE,
Master Attendant in charge of the
Marine Superintendent's Office.

To the Honorable the Chief Secretary to Government, Judicial Department,
Fort Saint George.

No. 67. ORDER THEREON, 3rd March 1864, No. 301.

The Commissioner of Police is authorized to arrange, in communication with the Master Attendant in charge of the Office of Superintendent of Marine, for the embarkation on the ship "Atalanta," of the Military offender, Thomas Kenneally, for conveyance to England in pursuance of his sentence of Penal Servitude.

Proceedings of the Madras Government, Judicial Department,
3rd March 1864.

2. The payment of the same amount of passage money, sanctioned in paragraph 2 of the Order of the 27th ultimo, No. 259, is sanctioned on account of Thomas Kenneally also,
(True Extract.)

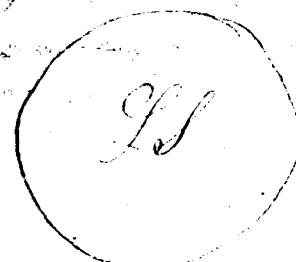
Chief Secretary.

To the Commissioner of Police.

- „ Master Attendant in charge of the Office of Superintendent of Marine.
- „ Civil Paymaster.
- „ Deputy Auditor and Accountant General.

Exd. J. Tulloch,

By C. H. Scotland



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Whereas by an Act of Parliament passed in the Twenty fifth Year of the Queen of Her Majesty Queen Victoria entitled an Act for punishing Mutiny and desertion and for the better payment of the Army and their Quarters It is amongst other things enacted that whenever any sentence of Penal servitude heretofore or hereafter passed upon any Offender by any Court Martial holden in the East Indies, or in any other part of Her Majesty's Foreign Dominions, or elsewhere beyond the seas, is to be carried into execution for the Term specified in such sentence or for any shorter term, or when sentence of Death passed by any such Court Martial has been or shall as aforesaid be commuted to Penal Servitude, the same shall be notified by the Officer Commanding Her Majesty's Forces at the Presidency or station where the Offender may come or be, or in his absence by the Adjutant General for the time being to some Judge of One of the Supreme Courts of Judicature in the East Indies, or the Chief Justice, or some other Judge, as the Case may be in any part of Her Majesty's Foreign Dominions, who shall make order for the Penal Servitude or intermediate Custody of such Offender and upon any such order being made it shall be duly notified to the Governor of the Presidency if in the East Indies, or to the Governor of the Colony if in any of Her Majesty's Colonies, or to the person who shall for the time being be exercising the Office of Governor of such Presidency or Colony, who on receipt of such notification shall cause such Offender to be removed or sent to some other Colony or place, or to discharge his sentence within the Presidency or Colony where the Offender was so sentenced, or where he may come or be as aforesaid in Obedience to the directions for the removal and treatment of Convicts which shall from time to time be transmitted from Her Majesty through one of Her Principal Secretaries of State to such Presidency or Colony, and shall be carried out according to such directions, and undergo the sentence of Penal Servitude which shall have been passed upon him either in the Presidency or Colony in which

as soon as conveniently may be to the Penitentiary at Madras as the place of intermediate Custody of and for the said Private Thomas Kenneally there to remain in Custody until duly removed to such place as the Honorable the Governor in Council may be pleased to appoint and signify for the said Private Thomas Kenneally for the residue of the Term of his aforesaid Sentence - Given under my hand at Madras in the East Indies this Eighteenth Day of July in the year of our Lord One Thousand Eight hundred and Sixty Three.

Ex^{ca} M^g

(Sig^d) John. D. Mayne -

Acting Clerk of the Crown.

(A True Copy)

Mr. Mayne

Acting Clerk of the Crown.

Judicial.

Proceedings of the Madras Govt.

Read the following papers -

Letters from the Clerk of the Crown - Enter 18th July & 4th Aug. '63.

Letter from the Comm^r of Police - 24th Feb. 24th N^o 33.

Memo. from the Master Attendant in charge of the Office of Suptt. of Marine - 2nd Mar. '64 N^o 670.

Order - 3rd March 1864 N^o 301.

The Commissioner of Police is authorised to arrange, in communication with the Master Attendant in charge of the Office of Suptt. of Marine, for the embarkation on the ship "Atalanta", of the Military Offender, Thomas Kenneally, for conveyance to England in pursuance of his sentence of Penal Servitude.

2. The payment of the same amount ^{of passport money} sanctioned in para 2 of the Order of the 27th Ult. N^o 259, is sanctioned on acct. of Thomas Kenneally also.

The Commr. of Police.
Master Attendant
in charge of the Office
of Suptt. of Marine.
Civil Paymaster.
Deputy Auditor Genl.

hint of 15 March

March 1864. Department.

No. 307

PROCEEDINGS of GOVERNMENT.

Dated 3^d March 1864.

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