

## MADRAS RECORD OFFICE.

Government of Madras.

*Judicial* DEPARTMENT.

|          |            |                 |
|----------|------------|-----------------|
| G.O. No. | 632        | Press           |
|          |            | <del>Mis.</del> |
| 12-15    |            |                 |
| Dated    | 3 — 8 — 19 | 1864            |

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Not to be folded or roughly handled3/4  
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*Proceedings of the Madras Government, Judicial Department,  
3rd May 1864.*

Read the following papers :—

No. 13. From G. THORNHILL, Esq., Magistrate of Kistna District; to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government in the Judicial Department, Fort Saint George, dated Masulipatam, 13th April 1864, No. 103.

With reference to paragraph 3 of the Order of Government, dated 5th instant, No. 466, directing me to depute one of my Assistants to superintend the execution of corporal punishments awarded by the Sessions Judge, I beg to state that the only European Magistrate present at the station of the Sessions Court in this District is the Joint Magistrate in charge of the Sub-division, consisting of four Taluks. His duties as Sub-Collector require him to be frequently absent from Guntoor and during the Jambundy season for two or three months at a time. I have the honor therefore to request you will be good enough to obtain the sanction of His Excellency the Governor in Council for allowing the Assistant Superintendent of Police in this District, whose headquarters are at the Session Court station, to superintend the execution of sentences of corporal punishments of the Sessions Judge, during the absence of the Joint Magistrate on Jambundy or other duty.

Referred to the Inspector General of Police for report.

FORT SAINT GEORGE,  
21st April 1864.

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

No. 14. From W. ROBINSON, Esq., Inspector General of Madras Police; to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Fort Saint George, dated Madras, 22nd April 1864, No. 861.

General Department.

With reference to Order of Government, dated 21st April 1864, I have the honor to request that the duty of superintending the execution of sentences of whipping may not be assigned to Police officers.

Herewith returned.

2. The law\* requires that the officer present be "an officer authorized to exercise any of the powers of a Magistrate." The presence of a Police officer would not fulfil this condition.

\* Section 10 of Act VI of 1864.

3. Further, the plea that a Magistrate may not be present at the station applies far more forcibly to Police officers.

4. A Magistrate is, during the greater part of the year, at his head quarter station, and can, if temporarily on a tour, more conveniently go to the station when his services are required for the above purpose than Police officers.

5. The Police officer is far more constantly absent on his tours of inspection. He must be available for immediate duty at any distant part of his District should crime occur; and I consider that liability to be detained for such duty, or having to return in case the Joint Magistrate is out on a tour, would be most inconvenient to the public service.

No. 15. ORDER THEREON, 3rd May 1864, No. 632.

Ordered that a copy of Mr. Robinson's letter be furnished to the Magistrate of the Kistna District.

2. The Governor in Council concurs with the Inspector General that, under the circumstances explained, it is not desirable that the officers of the Police should be required to be present during the infliction of the punishment of whipping.  
(True Extract.)

To the Magistrate of the Kistna District.  
" Inspector General of Police.  
Edw. J. Tulloch,

Chief Secretary.

P-10 67-50  
5-4-64

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letters—

from the District Inspector of Police  
the District Inspector of Police  
" the District Inspector of Police  
of Police — 22<sup>nd</sup> do — 861.

Order — 3<sup>rd</sup> May 1864 N<sup>o</sup> 632.

Ordered that a Copy of Mr. Robinson's letter be furnished to the Magistrate of the Kistna District.

2. The Governor in Council concurs with the Inspector General, that, under the circumstances explained in his letter, it will be necessary to require an Officer of Police to be present during the infliction of the punishment of whipping.

Re Magistrate of the  
Kistna District  
Inspector General of  
Police

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Medical 1864. Department.

No. 632

PROCEEDINGS OF GOVERNMENT.

Feb 30/16.

Dated 3<sup>rd</sup> May 1864.

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29 April

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