

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	340	Press
		~~Mis~~
Dated	2. 3.	1918

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
2nd March 1865.*

No. 8. Read the following letter from Lieutenant Colonel W. J. WILSON, Commissioner of Police, to the Honorable A. J. ARBUTHNOT, Chief Secretary to Government, Fort Saint George; dated Madras, 5th January 1865, No. 1.

I have the honor to submit the application of Martin Murphy, a European convict now in the Penitentiary, for a conditional pardon, either within this Presidency, or in the Andaman Islands, under the provisions of Section 9, Act XXIV of 1855.

2. Murphy was tried before the Supreme Court, at the October Sessions of 1855, for shooting with intent to murder, and was sentenced to be hung, which sentence was commuted to transportation for life; but, by a subsequent order of the Right Honorable the Governor in Council, passed in June 1856, under the provisions of Act XXIV of 1855, directed that Murphy should be kept in penal servitude for life.

3. He has now been in prison for upwards of nine years, during which time his conduct has been very good, and as a license to proceed to Port Blair has been recently granted to one Freeman, convicted of manslaughter in 1859, and of murder in 1861, I venture to solicit the favorable consideration of Government in behalf of the present applicant.

4. A certified extract from the Calendar in the case of Freeman, and the Register of Murphy, showing his character while in the prison at Ootacamund, are forwarded herewith.

No. 9. To the Secretary to the Government of India, Home Department, dated Fort Saint George, 2nd March 1865, No. 340.

I am directed to transmit the annexed copy of a letter from the Commissioner of Police, forwarding a Petition from Martin Murphy, a European convict in confinement in the Penitentiary at Madras, praying for a conditional pardon, either within this Presidency or in the Andaman Islands.

2. Martin Murphy was sentenced to death by the late Supreme Court, having been convicted of having shot one Patrick Neil, with intent to murder. His sentence was commuted to transportation for life, and subsequently, under the provisions of Section 5 of Act XXIV of 1855, an order was passed by the Local Government, substituting penal servitude for life, for transportation. Martin Murphy has been twice sent to the European Prison at Ootacamund; but, owing to the climate of the Neilgherry Hills not agreeing with him, he has been brought back to the Madras Penitentiary, which, as the Government of India are aware, is not a suitable place of confinement for European Prisoners undergoing long sentences. His conduct in prison, as certified by the Commissioner of Police, and also by the Keeper of the European Prison at Ootacamund, has been very good; and I am directed to recommend his case to the favorable consideration of the Governor General in Council, with a view to his being transferred to Port Blair, and there granted a license, under Section 9 of the Act above adverted to.

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

Exd. J. H. Burns.

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Judicial Department.

No.

To

The Secretary to the Government
of India.

Home Department.

Sir,

I am directed to trans-
mit the annexed copy of
a letter from Commissioners
of Police forwarding a
Petition from Martin Mur-
phy a European Convict
in confinement in the
Penitentiary at Madras,
praying for a conditional
pardon either within this
Presidency or in the Asia-
-man Islands.

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His sentence was commuted
to transportation for life and
subsequently, under the pro-
visions of Section V of Act
XXII of 1855, an order was
passed by the local govern-
ment substituting penal
servitude for life for trans-
portation. Martin Muller
has been transferred to the
European Prison at Cota-
camundo but owing to the
climate of the Mulberry
Hills not agreeing with him
he has been brought back
to the Madras Penitentiary,
where, as the Government
of India are aware, is not
a suitable place of con-
finement for European
Prisoners undergoing long

sentences. His conduct in
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Commissioners is very good
also. The Warden of the
European Prison at Cota-
camundo has been very
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to recommend his case
to the favorable considera-
tion of the Governor General
in Council with a view
to his being transferred to
Singapore and there granted
a license under Section
IX of the Act above ad-
verted to.

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