M.R. O. 1—39,000—16-10-29.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial **DEPARTMENT.**

G.O. No. 102 Press ~~Mis.~~

125-126

Dated 16-1-26 ~~19~~ 1886

3/4

Not to be folded or roughly handled

V.B

No. 175. Read the following letter from the Session Judge of Vizagapatam, to the Chief Secretary to Government, Fort Saint George; dated Vizagapatam, 5th January 1866, No. 4.

I have the honor to report in accordance with Section 394, Criminal Procedure Code, that in Case No. 2 of 1866 the prisoner was tried before this Court on a charge that she at 12 M. on the 2nd November 1865, in the village of Jalluri, kidnapped 1st witness' daughter Acci, aged 14 months, with the intention of taking dishonestly moveable property valued at Rupee 1-11-3 from the person of that child, and that she has thereby committed an offence punishable under Section 369 of the Indian Penal Code and within the cognizance of this Court of Session.

2. I concurred with the Assessors in finding that she committed the act specified, but that she was of unsound mind at the time, and the prisoner was accordingly acquitted and remanded to the Jail for safe custody pending the Orders of Government.

3. She picked up a child, aged about 14 months, in the street of one village, and carried it along the road to another village, where she was found with it sitting under a banyan tree. It appeared from the manner in which the act was done, and from the evidence of independent witnesses as to her behaviour when taken into custody, that she could not have been in her right senses at the time.

4. It also appeared from the evidence of relations and neighbours that her father became a lunatic, and that the prisoner who is quite a young woman is married, and about six or eight months ago had her first child, and after that she shewed signs of insanity. She had been for some time taken care of by her husband, who, however, about two months before the date in the charge, took her back to her parent's house on account of her appearing to be incurable. She was missed one evening from the house, and three or four days afterwards she was found by her relations in custody on the present charge.

5. Since her arrest she appears to have exhibited no marked signs of insanity, but this is probably due to the quiet and discipline of the Jail. At the trial, there was nothing to show that she was insane, she was very quiet in her manner, and said little or nothing, except that she was not in her right mind at the time. She is probably not a violent or dangerous lunatic, and her unsoundness of mind consists chiefly in mere weakness of intellect. She might, I think, safely be committed to the custody of her relations on their undertaking to keep a better watch upon her in future.

No. 176. ORDER THEREON, 26th January 1866, No. 102.

The Governor in Council directs that the prisoner referred to in the foregoing letter be detained in the Lunatic Asylum at Vizagapatam for a period of three months, at the expiration of which the Zillah Surgeon will furnish a report on her condition.

(True Extract).

Chief Secretary.

To the Session Judge of Vizagapatam.
„ Magistrate of Vizagapatam.

Exd. R. H. Lee.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter
from the Session Judge of Vizagapatam
Here enter 5th January 1866 No. 4

Order thereon 26 January 1866 No. 102.

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To the Session Judge of Vizagapatam
Magistrate of
Copy 29/

Judicial 1866. Department.

No. 102.

PROCEEDINGS OF GOVERNMENT.

F. A. 1146.

Dated 25th January 1866.

Press No. 2755, G. M.—14-11-65—500.

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