M.R.O. 1—29,000—18-10-20.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 1339

Press
~~Mis.~~

288-290

Dated 28 . 8. ~~19~~ 1866

4/5

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,

28th August 1866.

No. 289. Read the following letter from the Magistrate of Coimbatore, to the Chief Secretary to Government, Fort Saint George; dated Ootacamund, 9th August 1866, No. 79.

With reference to the Proceedings of the Madras Government, Judicial Department, and their Order thereon, dated the 2nd instant, No. 1166, I beg to forward copy of a letter, dated the 19th May 1866, No. $\frac{213}{108}$, received from the Acting Deputy Superintendent, Mysore District, containing the information called for in the Government Order above quoted.

From the Acting Deputy Superintendent, Mysore District, to the Magistrate of Coimbatore; dated Mysore, 19th May 1866, No. $\frac{213}{108}$.

In enclosing, herewith, copy of a Warrant issued by the Sub-Magistrate of the Chamrajnuggur Taluq, for the apprehension of Sidda, who is charged with the offence falling under Section 506 of the Indian Penal Code, I have the honor to request you will be good enough, after obtaining the necessary sanction of the Government, as prescribed in Act I of 1849, to issue requisite orders for the rendition of the party apprehended under the Warrant to the Sub-Magistrate.

No. 290. ORDER THEREON, 28th August 1866, No. 1339.

The Governor in Council observes that the information furnished is still defective. It is not stated whether the person proposed to be apprehended under the Warrant of the Sub-Magistrate of Chamrajnugger is a British subject, or belongs to any of the other classes described in Section 2 of Act I of 1849. If he comes within that Section, the Magistrate is authorized to deliver him up to the Mysore authorities. If, on the other hand, he is not a British subject, or one of the classes particularized in Section 2, Act I of 1849, that enactment will clearly not apply; nor would Act VII of 1854, unless the offence charged were heinous, within the meaning of Sections 21 and 22. In the present instance, neither Section would apply, as the offence is stated to be only criminal intimidation, and the case would be one in which the Mysore authorities could not claim to have their Warrant executed in British Territory.

(True Extract).

Secretary to Government.

To the Magistrate of Coimbatore.

Exd. J. H. Burns.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from the Magte. of Coimbatore.

(Here enter 9th Augt (66 No 79))

Order thereon 28th August 1866 No. 1339.

The Governor in Council observes that the information furnished is still defective. It is not stated whether the person proposed to be apprehended under the warrant of the Sub Magistrate of Chamrajnugger is a British Subject, or belongs to any of the other classes described in Section 2 of Act I of 1849. If he

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he comes within that Section, the Magistrate is authorized to deliver him up to the Mysore authorities. If, on the other hand, he is not a British Subject, ~~but~~ or one of the classes particularized in Sec 2. Act I of 1849, that enactment ~~a Subject of the Mysore Government, Act I of 1849~~ will clearly not apply, nor would Act VII of 1854, unless the offence charged were heinous within the meaning of Sections 21 and 22. In the present instance, neither Section would apply as the offence is stated to be only criminal intimidation, and the case would be one in which the Mysore authorities could not claim to have their warrant executed in British territory.

J D S

E.L.

Please send me
The Secy's order in re Mysore
[illegible]
[illegible] Papers herewith submitted 24/8
[illegible]

To the Magte of Combatore Desp. 31/8/58

Judicial 1866. Department.

No. 1339.

PROCEEDINGS OF GOVERNMENT.

Dated. 28th August 1866.

289-290.

C 20 - Rengl.
C 22 -
C 24 -
R 22 -