

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	12848	Press
		~~Mis~~
Dated	27-8-1918	66

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Not to be folded or roughly handled

No. 307. Read the following letter from the Session Judge of Rajahmundry, to the Chief Secretary to Government, Fort Saint George; dated Rajahmundry, 15th August 1866, No. 31.

Under Section 394 of the Code of Criminal Procedure, I have the honor to submit, for the orders of Government, the following report on the case of Gollapalli Wobbayya, who was tried at the last Session on a charge of parricide, and acquitted, on the ground that the act of violence which caused his father's death was committed under the influence of insanity.

2. The only eye-witness, the prisoner's mother, stated that, one morning, he struck his father on the head with a large blunt knife, and inflicted such a severe wound that death ensued on the morning of the third day. There had been no enmity between him and his father, and she knew of no reason for this act of violence.

3. Both the prisoner's mother and elder brother deposed that he had been crazy for the past twelve months, and that his father had, on that account, put a light iron fetter on his legs three months ago, but had removed it, at his request, one month before the crime occurred.

4. The Kurnum of the Village also gave evidence regarding the imbecile state of the prisoner's mind, and the Head Constable stated that, on his apprehension in the jungles, he gave three separate statements regarding the murder.

5. The Apothecary in medical charge of the Jail said that the prisoner had shown no symptoms of unsoundness of mind during the three weeks he was under his observation. He answered all questions rationally, except on the subject of his father's death, all questions regarding which he evaded.

6. The prisoner would make no defence, and appeared not to understand the questions put to him.

7. Under these circumstances, I would recommend that the prisoner, who is at present detained in the Zillah Jail, until the orders of Government regarding him may be made known, be confined in the Lunatic Asylum at Vizagapatam, until the Superintendent of the Asylum can report definitely whether he is capable of making his defence. I am of opinion, from the evidence of those who know him best, that his intellect is deranged, and that he committed the murder of his father while in a state of lunacy, and incapable of knowing that he was doing wrong.

No. 308. ORDER THEREON, 27th August 1866, No. 1348.

The Governor in Council directs, accordingly, that the prisoner Gollapalli Wobbayya be detained in the Lunatic Asylum at Vizagapatam.

2. The Government, however, fail to understand what defence the prisoner may hereafter be called on to make, as he is declared by the Session Judge to have been tried and acquitted of the offence charged against him.

(True Extract).

Secretary to Government.

To the Session Judge of Rajahmundry.

„ Magistrate of Vizagapatam.

Ed. J. H. Burns,

Prisoner's

№31

N^o 31
Rajahmundry Session Court.
15th August 1866.

15th August 1866.

Thos. H. Morris Esq.
Deputy Judge

Rajahmundry.
To A. J. Arbuthnot Esqre.
Chief Secretary to Government
Fort Saint George.
Madras.

Sir,

Under Section 391 of the Code of Criminal Procedure, I have the honor to submit for the orders of Government the following report on the case of Gollapalli Hobbaraya, who was tried at the last Session on a charge of parricide, and acquitted on the ground that the act of violence which caused his father's death was committed under the influence of insanity.

2. The only eye-witness, the
Prisoners'

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Prisoner's mother, stated that one morning, he struck his father on the head, with a large blunt knife, and inflicted such a severe wound that death ensued on the morning of the third day. There had been no enmity between him and his father; and she knew of no reason for this act of violence.

3. Both the Prisoner's mother and elder brother deposed that he had been crazy for the past twelve months, and that his father had on that account put a light iron fetter on his legs three months ago, but had removed it at his request one month before the crime occurred.

4. The headman of the village also gave evidence regarding the imbecile state of the Prisoner's mind, and the Head Constable stated that, on his apprehension in the jungle, he

he gave three separate statements regarding the murder.

5. The Apothecary in Medical charge of the jail said that the Prisoner had shown no symptoms of unsoundness of mind, during the three weeks he was under his observation. He answered all questions rationally, except on the subject of his father's death, all questions regarding which he evaded.

6. The Prisoner would make no defence, and appeared not to understand the questions put to him.

7. Under these circumstances, I would recommend that the Prisoner, who is at present detained in the Zillah Jail until the orders of Government regarding him may be made known, be confined in the

the Lunatic Asylum at Vizagapatam
 until the Superintendent of the Asylum
 can report definitely whether he is
 capable of making his defence. I am
 of opinion, from the evidence of those
 who know him best, that his intellect
 is deranged, and that he committed
 the murder of his father while in
 a state of lunacy, and incapable of
 knowing that he was doing wrong.

I have the honor to be
 Sir,
 Your Most Obedt Servt.
 H. Morris.
 Session Judge.

June 1866 Defiant.

From
 The defendant viz
 Rajahmundry
 To the Secretary to Govt.
 Fort St George
 Madras
 Dated 13th August 1866
 Recd 20
 No 31
 Enclosures none.

Submitting for the order
 of Govt., a report on
 the case of G. Mobbay
 who was tried on a
 charge of parricide and
 acquitted on the ground
 of insanity.

"We saw, however,
 fail to understand
 what defence the
 prisoner was to offer
 he called on to make
 as he is declared by the
 J. Judge to have been
 tried & acquitted of
 the offence charged
 against him."

Insistence of insanity
 was committed under
 no responsibility
 that the act was not
 voluntary.
 307.308.

27. August 1866 No 1318.
 The Jm directs ac.
 condempn that the Prisoner
 G. Mobbay be
 be detained in the
 Lunatic Asylum at
 Vizagapatam.
 2. The Govt however said to be

I would add that
 To the Session Judge of Rajahmundry
 Master of Prison
 307.308.