

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1488	Press Mis.
Dated	24 - 9 - 1918	

230-231

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
24th September 1866.*

No. 230. Read the following letter from the Inspector General of Jails, to the Chief Secretary to Government, Fort Saint George; dated Ootacamund, 3rd September 1866, No. 71.

I have the honor to forward a petition received this day, through the Superintendent of the Jail at Tellicherry, from a debtor, named Lawrence Castelino.

2. A similar petition, accompanied by certain documents, was forwarded to Government on the 10th April last, in my letter, No. 1005, of that date.

To THE HONORABLE A. J. ARBUTHNOT,

Chief Secretary to Government, Judicial Department, Madras.

The humble Petition of Lawrence Castelino, Civil Debtor in Suit No. 330 of 1863, on the file of the Court of Small Causes of Tellicherry,

RESPECTFULLY SHEWETH,

That your Honor's Petitioner most earnestly begs to take the liberty to represent that a Petition and other documents were submitted by him to your Honor's address, on the 5th April last, through the Superintendent of the Jail at this station, regarding your Honor's Petitioner's unlawful incarceration in the Civil Jail, directed by G. R. Sharpe, Esq., the then Judge of the Court of Small Causes of Tellicherry, and that he regrets that no order thereon has been received as yet.

2. That your Honor's Petitioner was ordered, on the 21st March 1866, to be confined for the term of 180 days, in default of payment of the judgment debt, in the Suit referred to in the petition above alluded to, out of which period more than five months have been expired.

3. That your Honor's Petitioner's incarceration will, on consideration of the following, be evidently found to have been unjustly ordered.

4. That the Petitioner represented to the Court his having left, under Section 273 of Act VIII of 1859, all his property at the disposal of the Additional District Moonsiff's Court of Mangalore, for the execution of Decrees in Suits Nos. 2 and 7 of 1860, on the file of the Principal Sudder Ameen of Tellicherry; and that he received an injunction from the former Court not to alienate the said property, until satisfaction of the said Decrees is given; and that his person is not, therefore, liable, under the said Section of the Procedure, to be imprisoned.

5. That it is very aggravating that your Honor's Petitioner should be so tormented to pay his debt, when the Court is aware of the facts alluded to in the above paragraph; that he has had no other property than that declared by him in the aforesaid Moonsiff's Court of Mangalore; and that he is therefore unable to pay the debt.

6. Your Honor's Petitioner, therefore, most humbly and respectfully begs that this petition, and the petition and other documents forwarded on the 5th April last, as alluded to in the 1st paragraph, may be laid before the Governor in Council, for their kind and judicial consideration, and thus release your Honor's Petitioner betimes from the unlawful imprisonment he undergoes, as his present physical weakness threatens that he will not be able to survive the imprisonment if he is longer kept in Jail. For doing which act of justice, your Honor's Petitioner shall, as in duty bound, ever pray.

TELLICHERRY,
30th August 1866.

(Signed) *சுரேஷ் சந்திரன்*

*Civil Debtor in Suit No. 330
of 1863, on the file of the Court
of Small Causes of Tellicherry.*

*Proceedings of the Madras Government, Judicial Department,
24th September 1866.*

No. 231. ORDER THEREON, 24th September 1866, No. 1488.

The Inspector General will inform Petitioner that his former petition was forwarded to the High Court.

(True Extract).

Secretary to Government.

To the Inspector General of Jails.

E-1 J. H. Burns.

Pro. 20th April 1866 No. 229-230

24th Sept 1866 No. 1488

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inform Pet. that his

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W. L. S.

To the Insp: Gen. of Jails depty

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