

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

215-216	G.O. No.	1149	Press
			~~Mis.~~
	Dated	15-7-1986	

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
19th July 1867.*

No. 215. Read the following:—

Extract from the Proceedings of the Right Honorable the Governor General of India in Council in the Military Department, under date Simla, the 7th June 1867, No. 84.

From Colonel H. E. LONGDEN, Adjutant General, to the Secretary to the Government of India, Military Department, Simla; dated Simla, the 20th May 1867, No. 645.

I am instructed by the Commander-in-Chief to forward, for submission to Government, the enclosed copy of a letter*

* No. 115, dated 6th instant.

from the Deputy Judge Advocate General of the Allahabad Division, to the

Officiating Judge Advocate General, reporting that a British Soldier, who had deserted from Barrackpore, was lately apprehended by the Police at Mirzapore; but instead of being taken before a Justice of the Peace at that place he was sent to Benares—a distance of about 45 miles—a procedure, the inconvenience of which is pointed out by Captain Horne.

2. His Excellency desires me to request that you will be so good as to move the Government to cause instructions to be issued to the Police authorities on the lines of rail to take persons apprehended on suspicion of being deserters before the nearest Justice of the Peace, in accordance with Section 34 of the Mutiny Act.

From Captain J. HORNE, Deputy Judge Advocate General, Allahabad Division, to the Judge Advocate General of the Army, Head Quarters, Simla; dated Allahabad, the 6th May 1867, No. 115.

Cases of desertion appear now to be on the increase, in a measure I conclude owing to the opportunities of escape which Railways afford. In such cases, and where the deserter is seized, it is of course desirable that he should be at once committed by the nearest Justice of the Peace: this is not the course pursued; for instead, the Railway or other Police convey the deserter sometimes a considerable distance to the nearest Military station. A case has just occurred of a deserter apprehended at Mirzapore being taken to Benares to be committed, although at Mirzapore itself there were many Justices who could have committed the prisoner, a deserter from Barrackpore.

2. The immediate committal is often of advantage as supplying evidence of the place and manner of a prisoner's apprehension, which could not be otherwise conveniently obtained, and the remedy could easily be supplied by instructions to the Police through the Local Governments. I therefore have brought the matter to your notice.

ORDER.—Ordered that a copy of the foregoing be forwarded to the Home Department, with the request that the Local Governments and Administrations may be instructed in accordance with His Excellency the Commander-in-Chief's suggestion.

(True Extract).

(Signed) B. E. BACON, Lieut.-Colonel,

Offg. Dy. Secy. to the Govt. of India.

To the Adjutant General.

*Proceedings of the Madras Government, Judicial Department,
19th July 1867.*

No. 1727.

Copy forwarded to the Government of Fort Saint George.

By Order, &c.

HOME DEPARTMENT,
SIMLA, 24th June 1867.

(Signed) A. P. HOWELL,

Under Secy. to the Govt. of India.

No. 216.

ORDER THEREON, 19th July 1867, No. 1149.

Ordered that the foregoing Proceedings of the Governor General in Council be communicated to the Inspector General of Police, and to the several Magistrates in the provinces.

(True Extract).

Acting Chief Secretary.

To the Inspector General of Police.
„ Magistrate of

Exd. J. Talloch.

19th July 1867 No. 1149.

Ordered that the foregoing Proceedings of the Governor General in Council be communicated to the Inspector General of Police, and to the several Magistrates in the provinces.

W.H.

Will

to the Inspector General of Police } depts 23/7
to the Magistrate of all Districts }
Military Department depts 31/7