

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	1381	Press
		~~Mis.~~
Dated	24-8-1918	

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Judicial Department,
24th August 1867.*

No. 315. Read the following letter from the Session Judge of Rajahmundry, to the Acting Chief Secretary to Government, Fort Saint George; dated Rajahmundry, 16th August 1867, No. 22.

I have the honor to report, under Section 394 of the Code of Criminal Procedure, that Kopelli Subbarayudu, prisoner in No. 32 of 1867, on the file of this Court, has been acquitted on the charges of cheating and forgery, under Sections 420 and 465 of the Penal Code, upon the ground that, at the time at which he was said to have committed those offences, he was, by reason of unsoundness of mind incapable of knowing that he was doing wrong.

2. The prisoner is the son of one of the Curnums of Podagatlapalli in the Taluq of Amlapoor, and was improperly permitted by his father to transact the Curnum's business. The other Curnum and he sent a large remittance to the Taluq Treasury by the hands of the 2nd witness with an invoice. He followed the 2nd witness, whom he induced to deliver up to him part of the money, and prepared a fresh invoice for a lower sum, for presentation to the Tahsildar. He gave the money thus obtained to his father directly he was accused.

3. Several witnesses for the defence depose that he has been subject to periodical attacks of lunacy, and the Acting Zillah Surgeon states that he has been suffering from one since he has been in Jail awaiting his trial. That Officer concludes his evidence by saying, "I am of opinion, from what I have seen of him, that it is very probable he has been subject to periodical attacks of lunacy."

4. The prisoner's father has presented a petition, requesting that he may be delivered over to his care, under Section 397, and stating he is ready to be surety that his son is properly taken care of, and shall be prevented from doing injury to himself or to any other person. He asserts that the prisoner shall not again be permitted to perform the Curnum's work until he may be pronounced cured, and that he will be ready to cause his attendance, when required, for medical inspection. He cannot name any one else as surety.

5. If the Government do not see fit to agree to his proposal, I would recommend that the prisoner be removed to the Lunatic Asylum at Vizagapatam.

No. 316. ORDER THEREON, 24th August 1867, No. 1381.

Under Section 397 of the Code of Criminal Procedure, the Governor in Council sanctions the arrangement proposed in paragraph 4 of the letter above recorded, for the custody of the Lunatic Koppelli Subbarayudu.

(True Extract).

Acting Chief Secretary.

To the Session Judge of Rajahmundry.

Exd. J. H. Burns.

24 August 1867 N^o 1381.

Under section 397 of the
Code of Criminal Procedure the Government
in Council sanctions the arrangements
proposed in para 14 of the letter above
referred for the custody of the lunatic
Koppali Subbarayadu.

Per

To the Officer in Charge of
Rajahmundry } Sept 29/67
" Suspected Bank of India. Sept 29/67