

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	739	Press Mis.
Dated	8-5	19 1867

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
8th May 1867.*

No. 84. Read the following letter from the Acting Session Judge of Cuddapah, to the Chief Secretary to Government, Fort Saint George; dated Cuddapah, 30th April 1867, No. 193.

One Venkatramarazu has been committed for trial before this Court of Session, on a charge of murder.

2. The prisoner pleaded not guilty to the charge, but made such a rambling incoherent statement, that I concurred with the Assessors in their opinion that the man was mad. Such being the case, the prisoner was incapable of making his defence, and I postponed the trial, as directed in Section 389 of the Criminal Procedure Code. At the same time, I brought the subject officially to the notice of the Zillah Surgeon, with a view to his deposing as to the state of the prisoner's mind on the case again coming before me.

3. In the enclosed papers, you will find the opinions of the Zillah and Native Surgeons, regarding the mental condition of the prisoner, and also the depositions of two persons who have known the prisoner for a long time.

4. It is quite clear from the medical testimony that there is something wrong with the prisoner's mind. How long his mental incapacity is to continue, or whether the prisoner is ever likely to become sane, it is impossible to say.

5. The offence charged not being bailable, I have the honor to recommend that the prisoner be kept in safe custody, in such place as the Government may be pleased to direct, under the provisions of Section 390 of the Criminal Procedure Code.

2nd Class Sub-Magistrate of Budwail.	Session Court No. 33.	Regina. versus. Venkatramarazu.
P. Dhondu Row, Public Prosecutor.	Assessors. 1. Botum Chinniah. 2. Muddyga Ramudu. 3. Dhurmavarum Nagappah.	Murder.

The charge is explained to the prisoner, and he is warned that he need say nothing but guilty or "not guilty", and that if he say anything else, it may be taken down, and used against him.

Prisoner pleads not guilty.

The Assessors are of opinion that the prisoner is mad. He has been asked a number of questions foreign to the subject, and his replies are wandering.

The Zillah Surgeon, Mr. Thomas, was present at the time, and is of opinion that it is possible that the prisoner is of unsound mind. If such is the case, the Prisoner is unable to conduct his own defence, and the trial is postponed, under Section 389, Procedure Code, to enable the Zillah Surgeon to form an opinion as to the state of the prisoner's mind. The case will come on again on the 25th April at the special Session.

(Signed) W. D. HORSLEY,

Acting Session Judge.

2nd April 1867.

1st Witness, Pernapati Ramarazu 50 years, Razu caste, cultivator of Digavanelaturu, sworn.

I have known prisoner since he was a boy. He is my sister's son. He was formerly a steady and sensible man. Ten years ago, he separated himself from his family. For the last 7 or 8 years he has wandered about, abusing people, smoking bhang, and getting his food as best he could. About 40 years ago, prisoner's father went mad from smoking bhang. He was treated for it, and got well. I consider prisoner to have been mad for the last 7 or 8 years.

*Proceedings of the Madras Government, Judicial Department,
8th May 1867.*

Read to witness in Telugu, a language he understands, and acknowledged to be correct.

(Signed) W. D. HORSLEY,
Acting Session Judge.

26th April 1867.

2nd Witness Akidasari Obigadu, Mala caste, Vetty, aged 35 years, of Digavanelsturu, sworn.

I have known prisoner since his youth. He has been looked upon generally for the last five or six years as a mad man, because he always is wandering about and abusing people.

Read to witness in Telugu, a language he understands, and acknowledged to be correct.

(Signed) W. D. HORSLEY,
Acting Session Judge.

26th April 1867.

3rd Witness, James Byers Thomas, Zillah Surgeon of Cuddapah, sworn.

I have examined the prisoner. The state of his mind seems to me to vary. At times, he seems to scheme, and at other times he seems to be really demented. I consider that I have had sufficient opportunities to form an opinion. I would describe the prisoner, if there is any thing wrong with him, as a man of unsound mind. I think prisoner has hallucinations at times.

Read to witness in English, a language he understands, and acknowledged to be correct.

(Signed) W. D. HORSLEY,
Acting Session Judge.

26th April 1867.

4th Witness, Madras Ayasawmy Pillay, Native Surgeon, sworn.

I have examined the prisoner. I am of opinion that he is not in a sound state of mind. I would say he was suffering from dementia, or a partial loss of his intellect. I have no suspicion whatever that the prisoner is scheming. I believe he is under hallucinations. He does not exaggerate while I am questioning him on ordinary subjects. He believes he is possessed, and when I touch on the subject of a certain goddess, he wanders, as he thinks he is under her influence.

Read to witness in English, a language he understands, and acknowledged to be correct.

(Signed) W. D. HORSLEY,
Acting Session Judge.

26th April 1867.

The Prisoner will remain in custody, pending the orders of Government, to whom the case will be reported, under Section 390 of the Criminal Procedure Code.

26th April 1867,

(Signed) W. D. HORSLEY,
Acting Session Judge.

(True Copy.)

(Signed) W. D. HORSLEY,
Acting Session Judge.

No. 85.

ORDER THEREON, 8th May 1867, No. 739.

Under Section 390 of the Code of Criminal Procedure, the Governor in Council authorizes Venkatramarazu being kept in safe custody in the Zillah Jail at Cuddapah, for a period of six months. He will be placed under the observation of the Zillah Surgeon, and a report will be submitted to Government at the close of the period named. But should the prisoner sufficiently recover in the interval, he should be at once put upon his trial.

(True Extract).

Chief Secretary.

To the Acting Session Judge of Cuddapah,
„ Inspector General of Jails.

Exd. J. H. Burns.

No 739 of 8 May 1867.
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But should the Prisoner
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To the Acting Session Judge
of Cuddapah - 11/5/67.