

MADRAS RECORD OFFICE.

Government of Madras.

India DEPARTMENT.

G.O. No.	857	Press
		~~Mis~~
Dated	22.5.1918	

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,

22nd May 1867.

No. 250. Read the following letter from the Commissioner of Police, to the Chief Secretary to Government, Fort Saint George; dated Madras, 11th May 1867, No. 53.

I have the honor to forward a petition, addressed to His Lordship the Governor in Council, by one Soobramaneya Pillay, now a prisoner in the Madras Penitentiary, awaiting transportation. The order of the High Court (striking the Appeal off the File, owing to non-appearance of Appellant's Vakeel) and seven other documents accompany the petition.

2. The convicts for the Andamans will probably be embarked in about a week.

To

THE RIGHT HONORABLE LORD NAPIER BARON NAPIER, K. T.,
Governor in Council, Fort Saint George, Madras.

The humble petition of SOOBRAMANeya PILLAY, prisoner in Calendar No. 60 of 1866 of the Session Court of Tinnevely, and appellant prisoner in Criminal Petition No. 152 of 1866, in the High Court of Judicature at Madras, and at the present time a prisoner in Her Majesty's Penitentiary at Madras,

HUMBLY SHEWETH,

That your petitioner was, some time in the year 1866, charged before the Session Judge of Tinnevely, under Section 201 of the Indian Penal Code, with wilfully and knowingly giving false information in an offence punishable with death, with the intention of screening the offender from legal punishment.

2. That your petitioner does not know anything regarding the murder of one Ayalu Naicken, and he never went to Tuticorin, nor did your petitioner make mention to any parties that he saw the murdered man alive at Tuticorin.

3. That, in the Exhibit A, in Calendar No. 104 of 1865, it is stated that "a person has given the information in question." The said Exhibit A neither bears any date nor year, and, further, does not mention nor allude to the name of any particular individual; and in the deposition of the 1st witness it is stated that two persons gave the information.

4. That it is stated the murder of the said Ayalu Naicken took place on the 25th August 1865, and the aforesaid information is said to have been given on the 5th September 1865, stating that 10 or 12 days before September the murdered man was alive. Even if he was seen 10 or 12 days before the above date, he was then alive; and, further, there exists many discrepancies in the evidences of the 1st, 2nd, and 6th witnesses, as to petitioner being seen in the house of the 1st witness.

5. That, if the aforesaid circumstances are taken into consideration, it will designate that the points raised by the High Court is demurred, and, further, your petitioner is not well acquainted with the said Ayalu Naicken murdered.

6. That the sentence passed on petitioner is contrary to Section 201 of the Indian Penal Code.

7. That your petitioner, immediately after such conviction and sentence of seven years' transportation, and within the prescribed time by Law for so doing, filed an Appeal Petition in No. 152 of 1866 in the High Court of Judicature at Madras, and, through his friends, engaged P. B. Gordon, Esq., one of the Vakeels of the said Court, to prosecute his said Appeal, and, on the same being called on for hearing, the said P. B. Gordon, Esq., was not present in Court, and the Honorable Mr. Justice Collett and the Honorable Mr. Justice Ellis ordered the Appeal to be struck off the File of the said Court.

Judicial Department

9. That your petitioner begs that he may not be transported until justice is rendered to him. Your petitioner, therefore, humbly prays your Lordship will take into consideration the foregoing circumstances, and see justice done to your petitioner.

(Signed) மு. சுப்பிரமணியமணியன்.

The Governor in Council directs that the Commissioner of Police will inform the petitioner that the sentence of transportation passed upon him will not be carried out for the present.

Chief Secretary.

Exd. J. H. Burns.

Read letter from the Commissioners
of Police.

of 11 May 1867. No. 53.

Order thereon. 22^d May 1867 R: 857.

The Governor in Council directs that the Commissioner of Police will inform the Petitioners that the sentence of transportation passed upon him will not be carried out for the present.

Commissioner of Police } despt 23/5
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Proceedings of Government.

Industrial 1887. Department.

No. 257.

PROCEEDINGS OF GOVERNMENT.

Dated 22nd May 1887.

