

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	912	Press
		~~Mis.~~
Dated	S. 6	19 188

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
5th June 1867.*

No. 37. Read the following letter from the Magistrate of Cuddapah, to the Chief Secretary to Government, Fort Saint George; dated Cuddapah, 21st March 1867, No. 10.

With reference to the Government Order, dated 14th January 1867, No. 71, I have the honor to enclose a letter, with enclosure, received from my Acting Head Assistant, reporting that the prisoner is unable to defend himself when put upon his trial, and to request that the Government will be pleased to appoint such place as they think fit for his safe custody, as provided for in the concluding part of Section 390 of the Criminal Procedure Code.

From the Acting Head Assistant Magistrate, Cuddapah, to the Magistrate of Cuddapah; dated Poollampett, 20th March 1867, No. 53.

With reference to your Memorandum, dated 22nd January last, I have the honor to report on the case of the man Nagappah, who is deaf and dumb, and a prisoner now under trial for theft.

2. On your letter to Government, dated Cuddapah, 22nd December, No. 46, the Government were pleased to pass an order* directing that the prisoner be examined under Section 388 of the Criminal Procedure Code. Such examination has now taken place, and the Civil Surgeon (a copy of whose letter I enclose) reports that the man is both deaf and dumb and unable to defend himself.

3. As the offence with which the prisoner is charged, being theft, is not bailable, I have the honor to request, under Section 390 of the Code of Criminal Procedure, that you will solicit the orders of Government as to the prisoners' place of custody.

From the Officiating Zillah Surgeon, Cuddapah, to the Acting Head Assistant Magistrate, Cuddapah; dated Cuddapah, 8th February 1867, No. 11.

I have the honor to inform you that the man is dumb, and unable to defend himself.

No. 38. ORDER THEREON, 5th June 1867, No. 912.

Under the provisions of Section 390 of the Code of Criminal Procedure, and advertent to the opinion given by the Advocate General in the case of the deaf mute referred to in the Proceedings of Government under date the 23rd November last, a copy of which will be furnished to the Inspector General of Jails, the Governor in Council directs that the prisoner Nagappah be kept in safe custody in the District Jail at Cuddapah until further orders.

2. The Inspector General of Jails will, from time to time, submit the report required by Section 395 of the Code of Criminal Procedure, regarding the prisoner in question.

(True Extract).

Chief Secretary.

To the Magistrate of Cuddapah.

„ Inspector General of Jails, with Proceedings, No. 1863 of 1866.

Exd. J. H. Burns.

Judicial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter
from the Magistrate of Cuddalore
(Received 21st March 1867 N: 10)

Order thereon 5 June 1867 N: 912.

Under the provisions of
section 390 of the Code of
Criminal Procedure and submit-
ting to the opinion given
by the Advocate General
in the case of the draft made
referred to in the Proceedings
of Government under date
the 23rd November last a
copy of which will be
furnished to the Inspector
General of Jails; the
Governor in Council directs
that the prisoner Nagappa
be

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be kept in safe custody
in the District Jail at
Cuddalore until further
orders.

2 The Inspector General
of Jails will from time
to time submit the report
required by section 375 of the
Code of Criminal Procedure
regarding the prisoners in
question.

gk

To the Magistrate of Cuddalore
"Inspector General of Jails"
with the No. 1863 of 1866.

25/7/6

A. de la Roche
Candidat.

Individuel 1867. Department.

No. 912

PROCEEDINGS OF GOVERNMENT.

Dated 25 June 1867.

37.38.