

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 968

Press
~~Mis.~~

127-129
Dated

14-6-1918

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,

14th June 1867.

Read the following :—

No. 127.

No. 237.

MEMORANDUM.

Submitted with petition. The Commander-in-Chief recommends that, under the circumstances herein represented, the sanction of Government be accorded for discharged Private Ramasawmy's, No. 2136, re-admission on the strength of the 2nd Regiment, N. I., with the benefit of former service.

(By Order).

ADJUTANT GENERAL'S OFFICE,
HEAD QUARTERS, OOTACAMUND,

(Signed) J. M. PRIMROSE, Colonel,
Adjutant General.

31st May 1867.

To the Secretary to Government, Military Department.

TO HIS EXCELLENCY LIEUTENANT GENERAL SIR J. G. LEMARCHANT, K. C. B., & G. C. M. G.,
Commander-in-Chief of Madras.

MOST HONOURED SIR,

With due reverence and profound respect I most humbly beg leave that I may be permitted to lay my deplorable circumstance, by these few and following lines, to your most Excellency's notice.

2. That having served on the strength of Her Majesty's 2nd Regiment, N. I., as a Private for the period of 7 years and 203 days, both on sea and land, as a good charactered soldier, but owing to my misfortune I was discharged from the service by the Police laws, and since my discharge I am suffering much for a livelihood and for the common necessities of life ; and I further beg to state that I addressed a petition to the Adjutant General of the Army, and one to my Commanding Officer, for which I received no satisfaction for either of them ; and, besides, there was a Drummer, T. Bobly, who was discharged by the Police laws, and the same addressed a petition to your Honorable care, for which he is permitted to be taken and restored to his service ; and, besides, it states in the Articles of War to be restored of their service ; and, also, I herein enclose my character, which I received from my Company Officer, Major Jenkins, for your examination.

3. And now I highly implore and prostrate under your noble footstool, craving that your Excellency's Honor will be graciously pleased by compassionately restoring me to my rank, in the same Regiment, as I throw my sure confidence on thy gracious protection.

4. For which act of merciful favor the Lord will bless and increase your stores in abundance, and also prosper your long life and happiness.

(Signed) RAMASAWMY,
*Late Private, No. 2136,
H. M.'s 2nd Regt., N. I.,
in distress.*

N. B.—The enclosed testimonial of mine your Honor will kindly return after your examination. I am residing in Trevengadoo Street, at Periamettoo, New Town, in Iyaloo Naidoo's house, Madras.

Ramasawmy, a Native of Tanjore, served in my Company of the 2nd Regiment, N. I., as a Private for about six years, and during that time was a smart soldier and good man without an entry in Defaulter book. He was discharged the service in 1864, in consequence of being sentenced by the Police Magistrate, Vepery, to a month's imprisonment with hard labor, for assaulting and wounding a woman.

MADRAS,
22nd April 1867.

(Signed) A. JENKINS, Major,
M. S. C., late 2nd Regt., N. I.

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Referred to Officer Commanding 2nd Regiment, N. I., with enclosure, for report—(to be returned).

ADJUTANT GENERAL'S OFFICE,
FORT SAINT GEORGE,
11th May 1867.
Through Centre Division.

(By Order).
(Signed) H. PORTEOUS, Lieutenant,
Offg. Dy. Asst. Adjt. General.

No. 606.
The Brigade Office.

18th May 1867.

(Signed) G. BALDOCK,
Offg. Brigade Major.

From the Officiating Commandant, 2nd Regiment, N. I., to the Adjutant General, Fort Saint George; dated Madras, 20th May 1867, No. 191.

I have the honor to report, with reference to Memorandum dated 17th May 1867, at back of petition of Ramasawmy, formerly Private, No. 2136, of the 2nd Regiment, N. I., that he was discharged the service, having been sentenced to imprisonment with hard labor for one month by the Magistrate of Vepery, for striking severely a woman who took proceedings against him in the Civil Court.

2. On inquiry, I find that petitioner bore a good character in the Corps. There being no entries in Defaulter book against him, and as I consider that the sentence by the Police Magistrate was severe, especially in its ulterior results, I am disposed to recommend petitioner being re-admitted on the strength of the Corps.

No. 629.
The Brigade Office.

21st May 1867.

(Signed) J. R. SMYTH, Major General,
Commanding Centre Division.

Referred to the Judicial Department, in view to a copy of the record of the Vepery Police Court in petitioner's case, and a summary of the evidence, being obtained, for consideration in the Military Department.

FORT SAINT GEORGE,
6th June 1867.

(Signed) H. MARSHALL, Major General,
Secretary to Government.

The Magistrate of the Vepery Police Court is requested to furnish Government with a copy of the record and of the evidence in the case referred to in the Adjutant General's letter, dated the 20th ultimo, No. 191.

FORT SAINT GEORGE,
10th June 1867.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

No. 128. From the Acting Magistrate of Police, Vepery, to the Chief Secretary to Government, Fort Saint George; dated Madras, 12th June 1867, No. 48.

With reference to the Order of Government, dated 10th June 1867, on the Memorandum of the Adjutant General, under date 31st May 1867, No. 237, I have the honor to forward a copy of the evidence in the case of assault against Ramasawmy, late Private of Her Majesty's 2nd Regiment, N. I., which was tried and disposed of on the 14th March 1864 by the permanent Magistrate, Mr. Maskell.

Proceedings of the Madras Government, Judicial Department,
14th June 1867.

Vepery Police Court, Madras, Monday, 14th March 1864, before John Maskell, Esq., Magistrate of Police.

Prosecutrix.
Oonnamalay.

Defendant.
Ramasawmy.

Charge.
Assault.

Oonnamalay on solemn affirmation states as follows:—I am a kept woman. The defendant kept me six months; he used to give me two Rupees a month. I lived all this time at Periamettoo, and he used to visit me at night. On Saturday, at 10 A. M., I was near Dobbin's tank; he called me, and asked me to go to the lines, saying, he would give me a Rupee. I refused to go, as I was not admitted to the lines. He threw stones at me, but none of them hit me. He afterwards struck me with a stick three or four blows on the back. I do not know what has become of the stick. He then went off towards the lines and I followed him, saying, beat me again. When we got there he beat me with the same stick. How many blows he gave me I cannot say, but I fainted. I point to a wound on my forehead, another bruise on my head, and my swollen hands. When he beat me at Dobbin's tank, he threw me into the water. It was only knee-deep. After he beat me at the lines, I found my clothes covered with blood. I then came and presented myself to the Magistrate of this Court, who sent me with a Peon to the Police. Defendant is a Sepoy of the 2nd Regiment.

Shaik Davood on solemn affirmation states—I am a Sepoy of the 2nd Regiment. On Saturday last, at half past 8 A. M., the prosecutrix was abusing the defendant at the lines, and he beat her with a stick. It was a piece of firewood as thick as my little finger. When she was beaten she fell down. On her getting up I saw blood upon her. I saw two blows struck. She did not faint but fall.

Mahomed Fasal on solemn affirmation states—I am a Sepoy of the 2nd Regiment. At half past 8 A. M., on Saturday last, I was on sentry in the lines. I heard the prosecutrix say, "beat me." She then went up and fell on the defendant and he struck her twice or thrice with a stick. She fell down.

Annasawmy on solemn affirmation states—I am a Sepoy of the 2nd Regiment. On Saturday, at about half past 8 o'clock in the morning, I saw defendant beat prosecutrix in the lines. I cannot say how many blows. I came and pushed him away. I did not see her fall. I saw much blood flow from her wound in the head.

Caidiah on solemn affirmation states—I am a Police Peon attending the Vepery Police Court. On Saturday last, at half past 10 A. M., I was directed by the Magistrate of this Court to take prosecutrix to the Jemadar and bring before him with the usual Charge sheet from the Deputy Commissioner. I arrested the defendant in the lines. He admitted having beaten the woman.

I took the prosecutrix to Hospital, and produce the Certificate* granted to her, marked A.

* Copy subjoined.

Defendant.—The prosecutrix insulted me very much in the lines. I told her to go. She abused me again, I could not suffer it any more, and beat her with a piece of firewood. I was excommunicated from my caste in consequence of a report spread by her that I was keeping her. The report was false.

Note.—When I came to this Court on Saturday, at half past 10 o'clock A. M., I saw the prosecutrix in the verandah. She was completely covered with blood and water, head, face, and cloth. Her appearance was alarming. I immediately called an office Peon, told him to take the prosecutrix to the Jemadar's tannah and have the case properly brought before me through the Deputy Commissioner.

(Signed) J. M.

Sentence.—One month's hard labor.

(Signed) J. MASKELL,
Magistrate of Police.

(True Extract).

(Signed) S. R. DAWES,
Acting Magistrate of Police.

*Proceedings of the Madras Government, Judicial Department,
14th June 1867.*

A.
COPY.

Certified that Oonnamalay, female pauper, was brought to the Civil Dispensary attached to the General Hospital on the 12th March 1864, having sustained slight contusions of the head and hands, with a small wound of scalp.
MADRAS, 14th March 1867.

(Signed) J. L. PAUL,
Assistant Surgeon,
In charge, Civil Dispensary.

(True Copy).

(Signed) S. R. DAWES,
Acting Magistrate of Police.

No. 129.

ORDER THEREON, 14th June 1867, No. 968.

Ordered that a copy of the letter from the Acting Magistrate of the Vepery Police Court, together with its enclosure, be furnished to the Military Department, with reference to the docket in that Department of the 6th instant.

(True Extract).

Chief Secretary.

To the Military Department.

Ed. J. Tulloch.

14 June 1867 No. 968.

Ordered that a copy of the letter from the Acting Magistrate of the Vepery Police Court, together with its enclosure, be furnished to the Military Department, with reference to the docket in that Department of the 6th instant.

To the Military Department despatched