

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 1083

Dated 20 May 1895

INDEXED

[Despatch Abstract.]

PETITION.

Endorsing Paragraph X of C. Petition rules on---from Chinna
samy Nayudu, late Head Constable No. 142 of the South Arcot Police,
appealing against his dismissal and praying that he may at least be
given a constable's post on Rs. 8 or 7.

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His Excellency The Right Honorable The Governor
in Council
Madras

Yours Excellency.

CHIEF SECRETARY
15 MAY 1895
GOVERNMENT OF MADRAS

The humble petition presented by Shumasaany
Kaidoo late Head Constable No. 142 of South Arcot
Police is as follows:-

The petitioner humbly begs to present this memorial
to your Excellency in Council against the order of the
Inspector General of Police No. 1997 dated 4.4.1895
(a copy of which is herewith submitted) and humbly begs
to bring the following matters to the favourable and
kind consideration of your Excellency in Council.

1. That the petitioner was a 4th Grade Head Constable
and Station House officer at Idadampally, Paurity
Division, South Arcot District.
2. That on the 29th of July 1894, your petition received
a report from the Village Munsiff of Bhadrakottai
belonging to Idadampally Police Station that one
Thylammai, wife of one Sahabathu Padiachy Forest
watchman, committed suicide by hanging herself
on the branch of a Casuarina tree and that the
said Village Munsiff prevented her people from
taking her corpse away to the Crematorium ground, such
that your petitioner might go and hold an inquest there;
3. That the Village Munsiff did not in his report make
mention of any matter fitted to arouse suspicion in
your petitioner's mind; your petitioner having sent
the Village Munsiff's report to the Sub Magistrate of
Paurity, went to the scene of offence at about 4 P.M.

that day;

4. That your petitioner had to wait a long time to assemble the respectable people of the place, several of whom had gone to superintend the work in their fields, and your petitioner had also to wait long for the arrival of one Ramaswamy Padichy, who untied the Corpse from the branch on which it hung and who subsequently went to buy rice and other articles to feed the people who had come to attend the funeral;
5. That in consequence of the delay caused as said forth in the previous paragraph, your petitioner was unable to hold inquest on the same day;
6. That the petitioner in the inquest held by him on the next day morning found only the marks of suicide and no marks of violence, and that your petitioner's inquest report was then and there signed by 25 respectable villagers and by the Village Magistrate who thereupon allowed the Corpse to be taken away to the burial ground;
7. That if suicide takes place in villages, the villagers fearing that they may get into trouble hastily dispose of the Corpse, but that there were no other suspicious circumstances in the present case;
8. That the mother and brother of the deceased were present during the inquest, and when they were asked to sign the Magister, they said that they would sign it if the petitioner restored to them the jewels given to the deceased at the marriage of the latter who had no issue to inherit her property;
9. That the petitioner said that he had no control over that matter and that the mother and brother consequently refused to sign the inquest report;

10. That the petitioner being convinced that it was a case of suicide did not send the Corpse for post-mortem examination, and there is police order to the effect that all cases of suicide need not be sent to the Post-mortem examination unless there is any suspicion;
11. That if there was really any suspicion the parents or other near relatives of the deceased would have complained, but that they have not done so;
12. That husband of the deceased being a Forest-watcher ~~who~~ man impounded the cattle of several villagers in the neighbourhood which trespassed upon Forest ground and thus made them his enemies;
13. That 4 of such persons who were living a mile off from the village where the offence took place wrote an anonymous petition to the Sub Magistrate of Paurahy and sent it by post with an intention to injure the husband of the deceased, saying that the husband murdered his wife by beating her and that your petitioner took a bribe and suppressed the case;
14. And that the anonymous petitioners concocted false evidence brought false witnesses and that 20 days after they persuaded the brother and brother of the deceased to give evidence against the accused offering to pay their expenses;
15. And that these false witnesses gave evidence just as they were tutored and thus brought suspicion to attach to the case;
16. That they failed to ruin the husband of the deceased and that their evidence all turned against the petitioner;
17. That the Superintendent of Police suspected the petitioner, suspended him and prosecuted him for suppressing a murder case, for having taken a bribe, and forger;

(18.) That the case against the petitioner went up before the Court of Session and that the petitioner was acquitted, but that the Sessions Judge remarked that the petitioner should be punished in his department;

(19) That in the course of the trial against the petitioners before session court the mother and brother of the deceased deposed to the effect that they asked the petitioners to send the corpse to a hospital and that your petitioners refused to do so and also threatened them;

(20) That they must have known how Port-Moath
examinations are conducted and that they would
not have to be dealt with in that way;
The petitioner wished to send

(21) That even if the petitioner wished to send the corpse to a hospital they would be sure to prevent it and that this matter is known to everybody.

(22) That since the corpse was disposed of, they
could say now anything they like;

Q3) That they deposed to having seen some marks of violence on the corpse;

(24) That if there were such marks your petitioners would have sent it to the Hospital, the villagers would not have signed the request report nor would the villagers Missiff have given permission to ~~the~~ disposal of the Corpse;

(25) That since the witnesses deposed falsely in the manner shown above, those who heard them began to entertain suspicion;

(26) That the Superintendent of Police acted upon the false statements of these witnesses suppressed the petitions and reported to the Inspector General of Police that your petitioners suppressed an actual murder case;

(27.) That this report of the Superintendent is made
the reason for your petitioners present dismissal,
regardless of the fact that your petitioners would
have been punished if the offences were proved
against him in the Court of Session;

(28) That the fact that the petronus was acquitted
itself shows that your petronus was not to be loane
and that murder did not take place;

(29) That in the proceedings of the Inspector General, it is said that the Supt. went to the scene of offence and did not find that the rope had strongly pressed against the branch of the tree, but that he held his inquest

(30) That when your petitioner held his request
he found that the rope was wounded 4 times
round the branch and that owing to this the
branch was not pressed and the bark of the tree
was very strong;

(34) That it is said that a woman could not climb
such a tree, but ~~you~~ that your petitioners submit
that a rustic woman could climb such tree, (that is
can be but true) as the Supt of Police himself
saw a woman climb the same tree during the
time of his inspection;

(32). That in this Country if a woman has a mis-
—understanding against her husband or her mother-in-law
she usually commits suicide;

(33) That it is said in the proceedings that your petitioner did not prepare his request report by the side of the corpse, but your Sp^{ts} humbly submit that since it was a windy season and the wind blew strongly at the time under that tree, your petitioner was obliged to go to the nearest place to prepare his report and get the signature.

Your petitor humbly begs that your Excellency
will have great mercy on your poor petitioners who

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B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only

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