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1,000-25-7-86

Judicial (1895) Department.

ORDINARY MS. •

G.O., No. 188

DATED 29th Jan. 1895.

INDEXED.

[Despatch Abstract.]

RELEASE OF FEMALE LUNATIC KUTTIYATH IYATHUMMA

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

CURRENT No. 6709

Indl Dept

28/1/85 No. 234 His Indl

Lunatics

From,

The District Magistrate
Malabar.

To orders.

To

The Chief Secretary
to Government
Judicial Department
Madras

Dated 12-12-84
Respd

Recd 16 "

Recd 17 "

No. 1441 m

18

Encl - 1

Subject

Requesting that Government
may be pleased to order the
release of K. Iyyathumma
from the civil ward of the
Lunatic Asylum on the under-
taking offered by her daughter.

No.

2/12

Female fanatic Kuttigath
was convicted of the offence
of poisoning her child in 1884.
She was sentenced to trans-
-portation for life by the Sessions
Judge of Madras, but ~~on the~~ ^{recommendation of the}
on the 11th ~~the~~ sentence
to 7 years was reduced
to 7 years by G.O. of:
28th Jan. 85 No. 234:
while in fact she became
an insane. She has already
undergone her sentence,
but being an insane has
been confined at the
Lunatic Asylum at Chert.
The Dm Malabar now
reports that her daughter
has undertaken that
the insane will be properly
cared for etc, and recom-
mends her release.

The Dm does not state
what amount of security
is for the coming, over the
voluntary of the daughter's
position.
The Capt. of the Asylum
recommends the release.
The ~~assessing~~ ^{assessing}
of the ~~assessing~~ ^{assessing}

26/9/11

Medical History Sheet of Female Insane Kuttijath Jyathummal

1. Whether civil or criminal lunatic. Civil; originally admitted as criminal on 1st April 1889. Her sentence of seven years rigorous imprisonment having expired on the 2nd November 1891 she was detained as a civil insane after being certified by a Medical Officer under section 31(1) of act II of 1871 as amended by Act X of 1886.

2. If criminal, the offence with which charged.

Not criminal.

3. By what authority confined

G.O. No 2268 of 2nd November 1888

4. Date of admission

1st April 1889

5. Place of birth and last abode.

Shoranur. Malabar.

6. Name in full and caste or race.

Kuttijath Jyathummal
Moplah

7. Sex and present age

Female, about 50 years.

8. Whether married and number of children.

Widow. Three children.

9. Religion

Islam.

10. Previous occupation

Cooly.

11. Temperament

Nervous

12. State of bodily health

Good

13. Degree of education

Illiterate

2. 6. 06 ✓
14. Natural affection perverted
or not.

Not perverted.

15. Habits and disposition

Clean and excitable.

16. Type of insanity

Mania.

17. Probable cause of insanity.

Not known. Probably con-
finement in jail.

18. Is there any record of previous
attacks? If so, give dates.

No.

19. Duration of present attack.

Since October 1888. Not

Has it been continuous? Give dates.

continuous. Has short and
long lucid intervals. Her
excitement is not of a violent
nature.

Dates of excitement

16th Decr 1891 to February 92

10th April 92 to June 92

10 Novr 92 to February 93

3rd April 1893 to 12 August 93

14th June 1894 to 11th Sept 94

20. Is there any evidence that
insanity is hereditary.

No.

21. Has lunatic been addicted
to use of intoxicants

No.

22. Have aggressive or suicidal
symptoms been shown at any
time

Not while in the asylum.
A harmless insane.

23. If so, when and of what kind?

Nil.

24. If sane at present, how
long since ^{last} manifestation of
insanity.

Is now enjoying her lucid
interval. Since September last.

25. Nature of medical treat-
ment

Sedatives, Tonics, Occupation
and good diet.

26. Is lunatic capable of (a) taking
care of herself (b) earning a
livelihood.

Yes. When in her lucid
interval.

27. How has lunatic been em-
ployed while in confinement.

Cord twisting

28. Is release on security
recommended?

Yes.

29. If so, what amount should
be demanded and what are
the names, social position,
character and relationship to
lunatic of the sureties.

Captain

4th December 94

J. J. Simons Esq. M.D.
Asst Surgeon

In charge lunatic asylum

Enclosure to the District Magistrate
Letter No. 1441 mag, dated 12th December
1884

1884
J. W. Dept.
Incl. No.
O. No. 6709

N^o. 1441 mag
D^o. 94

Malabar District Magistrate's office
Camp - Dargitini.
12th December 1884

From,
H. Moberly Esq.
Ag. District Magistrate
Malabar.

To,
The Hon'ble Mr. J. F. Price. C.S. &
Chief Secretary to Government,
Judicial Department,
Madras.

Sir

1. I have the honor to report the following case for the orders of Government.

2. In C.C. No. 49 of 1884 on the file of the Sessions Judge, South Malabar, Kuttiyath Eyalthumma was convicted of the offence of exposing her child with the intention of abandoning it and thereby causing its death and was sentenced to transportation for life. On an appeal being preferred (Criminal appeal No. 448 of 1884) the High Court recommended that the sentence might be reduced to 7 years' rigorous imprisonment and the Government in its order, dated 28th January 1885, No. 234, commuted the sentence to one of 7 years' rigorous imprisonment.

3. While confined in the Central Jail

fail at Coimbatore she became insane and on the recommendation of the Inspector General of Jails she was directed to be confined in the Lunatic Asylum at Calicut vide G.O. no 2268 JndL 22-11-88. On the expiry of her sentence - on the 2nd November 1891, she was still found to be of unsound mind, and was transferred to the civil ward of the Asylum at Calicut where she still remains.

4. Her daughter Pathamma has now petitioned me for her mother's release, and has undertaken that the means shall be properly taken care of without doing injury to herself or to others. The Superintendent of the Asylum to whom the petition was referred recommends her release.

I have the honor therefore to request that Government may be pleased to order her release on the understanding offered by the daughter.

5. The Medical history sheet of the insane is herewith submitted.

I have the honor to be,
Sir
Your most obedient servant.

J. Varadachari
Asst. For A.G. District Magistrate

[G.]
25.
103-10-94

DEPARTMENT.

No. 6709

Leave the 90th m^{to}
From

The Dist. Magt. of Malabar
Dated 12 December 1894.

S. 9 of XXXVI of 1858 being FOR ORDERS.

subject to the provisions of any enactment for the time being in force. By S. 31(2) of V of 1871, it is provided to order the discharge of a prisoner in an asylum who has served out his time; by S. 31(3) which applies S. 9 of 36 of '58 the visitors have less this power. However, to follow the rule that the case having been reported to the visitors, the visitors may order the discharge of a prisoner in a case not reported to the visitors, provided it is so.

RS
16/1/95

Resubmitted to H.H.
S. 31(2) of Act V of 1871 only applies to the case where the prisoner has become of sound mind; this woman is apparently still insane. S. 9 of Act XXXVI of 1858 does not restrict the power of the visitors to the releasing of persons who have become of sound mind.

Very well
RS
24/1/95

18-1 RS
23/1/95

and Act V of 1871

Ref @ 10/1/95

The medical history sheet will be returned to the Dist. Magt. of Malabar under India Act X of 1886 S. 31(3) the provisions of S. 9 of Act XXXVI of 1858 apply to a case like this in which a convict having become a lunatic subsequent to his conviction is transferred to an Asylum & serves out his time there. - The official visitors of the Calicut Asylum are to proper authorities to apply to for the release of this woman. The following order is proposed.

Order No. 188 of 25 Jan'y 1895
The Dist. Magt. will be informed that under S. 9 of Act XXXVI of 1858 as amended by Act X of 1886 the official visitors of the Calicut Asylum are competent to sanction the release of female lunatic Kuttia Pathamma.

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31 JAN 95 12/1
The Dist. Magt. Malabar

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Case
Release of a Criminal
Lunatic

A.M.

(For orders)

Resubmitted with note
immediately below A.M.'s
remarks. D
18-1

When given for copying _____
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When signed _____ } 189 .

READ AGAIN G.O., No. _____
189 , DATED _____

CURRENT No. _____

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DER OF GOVERNMENT A A A A A A A

ETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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