

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 23/4.

Dated 13<sup>th</sup> Nov 1895.

INDEXED

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[Despatch Abstract.]

CRIMINAL LUNATIC.

Directing that--Subbaraya Naicken be confined in the Central Jail at Vellore until further orders, and stating that a formal application for his release specifying the amount of the security that can be given should be procured from the relatives who are said to be willing to take charge of him.

*met.*

# BACK PAPERS.

| G.O. | No. | Department. | Date. | G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|------|-----|-------------|-------|
|      |     |             |       |      |     |             |       |

# FURTHER PAPERS.

| G.O. | No.  | Department. | Date. | G.O. | No. | Department. | Date. |
|------|------|-------------|-------|------|-----|-------------|-------|
| C    | 6067 |             | 95    |      |     |             |       |

## DEPOSITION.

Before the <sup>2nd</sup> Class Magistrate of *Pontian* Taluk *Pontian* Division.

Calendar } Case No *174* Camp *Pontian*  
P. register. } 189 *5*

Dated *21-9-98*

Name ... .. *Surgeon Major C. Adam*  
Father's name ... .. *A. Adam*  
Caste ... .. *European*  
Religion ... .. *Christian*  
Age ... .. *47*  
Profession ... .. *District Surgeon*  
Residence ... .. *Velore*  
Language ... .. *English*

Solemnly affirmed. *C. Adam*

*Subharaya Naik* accused in C.C. No 174 of 95 in the file of this Court has been under my observation for 6 days. He has a dejected look. He talks and mutters to himself. He repeats words after words of people. Laughs & cries alternately. Removes his clothes off his body. He is very restless in his behaviour. He looked as if he were partly starved. Upon enquiry was told that he was throwing away his food. I have no

| G.O. | No. |
|------|-----|
|      |     |

| G.O.   | No. |
|--------|-----|
| C 6067 |     |

Doubt whatever that he is insane and in  
of making a defence or taking care of

21-9-95

C. Adams M.B. H.R.C.S.D.  
Surgeon Major  
Dist. H.M.C. & Surg. Off.  
R. Arrol

Given before me, this  
Read over to the deponent in  
ledged by him to be correct.

21<sup>st</sup>  
day of September 1895  
which he understood and acknow-

Phan...  
Class Magistrate

No 14  
Proceedings of the 2nd  
Magistrate of Lintain  
194  
95  
Part II

Proceedings of the 2nd  
Magistrate of Lintain  
dated 21<sup>st</sup> September 1895  
in case no 194 of 1895

Read charge sheet submitted  
by the Station House Officer  
of Tiruvallurpatti charging  
one Subraya Naikau under  
Section 457 I.P.C.

Read statements taken  
from Police constables Raghava  
Ramalinga Naikau, Tilaga  
Magistrate of Puzh and  
Srikrishnasami Naikau of  
Rampet.

Read letter Reference no  
2041 of 1895 dated 21<sup>st</sup> August  
to the District Surgeon and  
his letter no 2428 dated 21<sup>st</sup>  
3<sup>rd</sup> September 1895.

Read the deposition given  
by the District Surgeon dated  
21<sup>st</sup> September 1895.

Order  
under the Cir from the

Alone it is quite clear that

the accused is of unsound

mind & incapable of

making a defence. Further

Proceedings in the case

will be postponed

under Secs 464 & 465

Peramangudi

Wentworth

26.8.95

No 139

FORM A.

I the undersigned Surgeon Major C. Adams, M.D.,  
hereby certify that I on the Second day of September 1895  
at Vellore personally examined Subroya Saiker  
and that the said Subroya Saiker is a lunatic, and a proper  
person to be taken charge of, and detained under care and treatment, and that I have  
formed this opinion on the following grounds, viz.

I. Facts indicating insanity observed by myself.

Has a demented look. He talks & mutters  
to himself. Repeats the words after other people.  
Laughs and cries alternately. Removes his  
clothing.

II. Other facts indicating insanity communicated to me by others.

He used to sell things from his shop at a very  
low rate; denies the existence of things which  
are before his eyes; is noisy and sleepless.  
Does not take his food, generally throws it away.  
Has lost flesh and is altogether changed from  
what he used to be.

Vellore  
26<sup>th</sup> October 1895

Medical Officer

Central Jail Vellore

C. Adams  
Surgeon Major  
District Medical and Sanitary Officer  
North Arcot

# MEDICAL HISTORY SHEET OF LUNATIC *Subbaraya Kaicken*

This Medical History Sheet will be prepared by the Superintendent of the Asylum in cases where the release of a person from a Lunatic Asylum is in question and by the Medical Officer who prepared the certificate of insanity in Form A in cases where such a certificate is given. In the cases of persons acquitted by Criminal Courts on the ground of insanity at the time of the commission of the crimes charged the Medical History Sheet will be prepared by the acquitting Court in communication, if necessary, with a Medical Officer. In all cases the information required to fill in headings 28 and 29 will generally be obtained from the District Magistrate or the Commissioner of Police, Madras.

1. Whether Civil or Criminal lunatic.

*Criminal.*

2. If Criminal, the offence with which charged.

*Housebreaking by night with intent to commit theft under Sec. 457, I. P. C.*

3. By what authority confined.

*Not confined.*

4. Date of admission.

5. Place of birth and last abode.

*Ramiset in Walajah Taluk*

6. Name in full and caste or race.

*Ramisetthai Subbaraya Kaicken; Vannaya*

7. Sex and present age.

*Male. 30 years.*

8. Whether married and number of children.

*Married. Has two male and one female children.*

9. Religion.

*Hindu.*

10. Previous occupation.

*Iron shopkeeper*

11. Temperament.

*Nervous*

12. State of bodily health.

*Indifferent.*

MEDICAL HISTORY SHEET—continued.

13. Degree of education.

Can read and write Tamil.

14. Natural affection, whether perverted or not.

Perverted.

15. Habits and disposition.

Filly, restless and talkative.

16. Type of insanity.

Mania.

17. Probable cause of insanity.

Said to be pecuniary difficulties, & that it started with an epileptic fit.

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

None as far as known

19. Duration of present attack; has it been continuous? give dates.

Since the beginning of April 1895.  
Continuous.

20. Is there any evidence that insanity is hereditary?

His grand father died insane

MEDICAL HISTORY SHEET—concluded.

21. Has lunatic been addicted to use of intoxicants?

Not as far as known.

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

No.

23. If so, when, and of what kind?

Handwriting by night with intent to commit theft under cover of night.

24. If sane at present, how long since last manifestation of insanity?

Not sane.

25. Nature of medical treatment.

Not under treatment.

26. Is lunatic capable of (a) taking care of himself, (b) earning a livelihood?

(a) No. (b) No.

27. How has lunatic been employed while in confinement?

At large on bail.

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?

Rs 1000. The lunatic has two brothers. Both of them are willing to act as sureties. They have property worth Rs 1000. There is also one Sankara Linga mudali who is said to possess about 1000 worth of property, who the brothers say will give security in addition.

C. Adams

Vellore  
26<sup>th</sup> October 1895

Surgeon Major  
District Medical and Sanitary Officer  
North Arcot  
Medical Officer in charge of the  
Jail at

MEDICAL HISTORY SHEET

of

Wicks  $\frac{80}{\text{mg}}$  off 35  
 80 mg  
 80 mg

To

(Camp) Diristan  
 dated. 30. 9. 9

The Chief Secretary  
 to Government  
 Judicial Department

Through the District  
 Magistrate  
 North Arcot

Honoured Sir,

I submit the  
 following case for  
 the orders of Government  
 under section 466 C.P.

On the night of the  
 7<sup>th</sup> May last, at about  
 11 P.M., the Station Master  
 of Chinnamapet Railway  
 Station learnt that  
 three thieves were  
 breaking the lock  
 attached to the eastern  
 door of the goods shed.  
 He immediately  
 went there with the  
 porters and the Railway

orderly. 2 of the three  
ran away on seeing  
them and the third  
man (one Subharaya  
Naiken of Ranipet)  
who came out of the  
goods shed was caught  
hold of and handed  
over to the Police. The  
Police charged him  
before my predecessor  
under section 457  
IPC.

2. My predecessor  
found the man to be  
suffering from lunacy  
and enquired into the  
fact of his unsoundness  
by examining his brother  
and certain others.  
He then released the  
man on bail on the  
Security given by his  
brother and certain  
others that they will  
properly take care  
of him and prevent  
him from doing injury  
to himself or to any

him whenever required.  
3. I directed the Surgeon  
to produce the man  
before the District  
Surgeon and requested  
that officer to keep him  
under his observation  
and let me know whether  
he was of unsound  
mind and incapable  
of making a defence. -

4. In his letter no: 2428  
dated 3.9.95 the District  
Surgeon having reported  
that the man was of  
unsound mind and  
incapable of making  
a defence or taking  
care of himself I  
have taken his evidence  
and postponed further  
proceedings in the case  
under section 464 CrP.

5. As the case is one  
in which "bail may not  
be taken" and it is  
only the Government  
that can deliver  
a lunatic to the care  
of his relatives or the

Application of such  
relative, I beg to  
report the case for the  
Orders of Government.

6. The records of the  
case are herewith  
submitted.

I beg to remain  
Yours most obediently,  
Munasingham  
2 of 2000 Magistrate.  
M

Papers to be re  
CURRENT No. 1050  
DATED 3. 10. 95

From  
The 2 of 2000 Magistrate  
Tumbacud

To The Chief Secretary  
to Government  
Judicial Dept.

Thro' The Dist. Magistrate



Dated 30. 9. 95

No:

Encl. 1 B.

Subject

Submitting record  
in Calendar case  
No: 194 of 95 and  
report a case of  
a lunatic under  
Section 466 CrP for  
Orders of Govt -

CURRENT No. 5206

Submitted with 4  
enclosures to the Chief  
Secretary to Government  
Judicial Department.

Chittoor  
1-11-95

D. Magistrate

CLY DESPATCHED  
21-10  
Recd. 2/10/95  
Legd. 5/10/95  
und 1-11-95

Again G.O., dated

189 , No.

Again G.O., dated

189 , No.

Current No. 5206

of 1895, dated / Nov, from The D. P. Magistrate, B. B. S.

" "

" 189 , " , "

" "

" 189 , " , "

stating the amount of the security that can be given,

ORDER. 13 November 1895 No 2314

Under the provisions of sec 476 C.C.P. it is directed that criminal lunatic Subhasaya Naik be confined in the Central Jail at Bellary until further orders.

2. A formal application for the release of the lunatic, should be produced from the relatives who are said to be willing to take charge of him. On receipt of this the Court will pass orders <sup>in the matter of his</sup> ~~sanctioning~~ his release under sec 475 C.C.P.

21/11/95

M. S. S.

To The D. P. Magistrate, B. B. S.

Supt. Central Jail, Bellary

J. S. S. Prison

note

For a precedent please see S.O.S 27 July 95, No 1579. The case looks somewhat suspicious.

P. T. S.

into the goods shed at the  
Chinnampet Railway station  
Two of them ran away and  
the third (the present lunatic)  
was caught hold of as he  
was coming out of the shed.  
He ~~was~~ is not a native of the  
place and as such had no  
business to be at the goods  
shed at the dead of night in  
company with two others  
except for the purpose of  
committing an offence. The  
parties offer to give security  
to the extent of Rs 1000 and  
even more if necessary and  
they are evidently rich people.

Wt.  
7/11/55

Case of a lunatic

CS

When given for copying \_\_\_\_\_  
When copied \_\_\_\_\_  
When examined \_\_\_\_\_  
When signed \_\_\_\_\_

189

READ AGAIN G.O., No.  
189

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT .. ..

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH  
IN ORIGINAL.

N.B. -

A = Copy in full.  
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