

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 2365.

Dated 18th Nov: 1895.

INDEXED.

[Despatch Abstract.]

SENTENCE OF DEATH.

Declining to interfere with the--passed on convict
No. 6607 Sheikh Ahmed in North Arcot Sessions Case No. 34 of
1895, and directing that the law shall take its course.

M.A.

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	5323		75				

One: to "Petition for Mercy" "Urgent"

ELFCAVENDISH
7 SEP 95

ASSESSOR CASE.

In the Court of Sessions of North Arcot.

PRESENT.

E. J. SEWELL Esq., Ag. Sessions Judge.

Sessions Case No. 34 of 1895.

JUDGMENT.

Name of accused ... Sheikh Ahmed. *6604 found guilty*
 Offence ... Murder, section 302, I. P. C.
 Plea ... Not guilty.
 Opinion of Assessors ... Guilty.
 Finding of Judge ... Do
 Sentence ... { Death, subject to confirmation of the sentence by the High Court.

The case was committed by the Sheristadar and 2nd Class Magistrate of Palmanair Taluq.

Serial Number.	DESCRIPTION OF ACCUSED.						DATE OF		
	Name.	Father's Name.	Caste or race.	Occupation.	Residence.	Age.	Occurrence.	Complaint.	Explanation of delay.
1	Sheikh Ahmed.	Ghulam Mahomed.	Mahammedan.	Sundry trade.	Palmanair.	About 35.	9-8-95.	9-8-95.	3-9-95.
							4-9-95.		Nil.

ASSESSORS.

1. Abboy Naidu, Baliya, Teacher, Mission School, Vellore.
2. Sreenivasa Pillai, Karnam, cultivator, Nadavaloor, Puttur Division.

Prosecution-Witnesses:—

1. Khâdu Bee.
2. Vijir Bee.
3. Ghulam Mahomed.
4. Subraya Chetty.
5. Rasûl Sahib.
6. Mr. C. F. Francis, Civil Apothecary.

Defence-Witnesses:—

1. Petha Mahomed Oosman.
2. Chinna Mahomed Oosman.

Exhibits:—

- A. Village Munsiff's report to the Committing Magistrate.
- B. Mahazar.
- C. Post-mortem certificate.
- D. Statement of the prisoner before the Committing Magistrate.

The defendant, Sheikh Ahmed, is charged with murdering his wife, Hussein Bee, on the afternoon of August 9th, 1895 (section 302 I. P. C.)

2. The story for the prosecution is that Hussein Bee being ill-treated by her husband had left him and was living with her mother Khâdu Bee at Kadapanattam.

3. The defendant's father got a panchayat convened on Thursday, August 8th; the panchayat told Hussein Bee to go and live with her husband on his promising to treat her kindly.

4. There were other disputes and she did not go. The defendant on being informed of this at Palmanair, 15 miles away, where he kept a small shop, shut up his shop, took the large curved chopping-knife produced, and went to Khâdu Bee's house at Kadapanattam. He got there in the afternoon and found in the house Khâdu Bee, his wife Hussein Bee, and his wife's sister Vijir Bee. These women say that defendant went into the house and said to his wife, "Are you coming or not?"

5. She rose and stood upright but said nothing. The defendant then struck her with the knife in the stomach; she bent forward and he turned the knife in his hand and gave her a cut on the back. She fell forward and defendant dragged her by the hair to the entrance and gave her a violent blow on the left side of the neck with the knife, cutting her head half off. He also cut Khâdu Bee who attempted to rescue her daughter on the arms and then made off.

6. Defendant was arrested that afternoon at Baireddipalli, 2 or 3 miles away, having thrown himself into a well. This was before the news of the murder had reached Baireddipalli.

7. The defendant admits killing his wife with the knife but denies that he intended to kill her or to cause her injury sufficient in the ordinary course of nature to kill her. He says now that he took the knife simply to frighten her but that her conduct so angered him that he struck her with it and killed her.

8. The only questions for decision are whether the defendant's intent or knowledge are proved to have been such as made his act amount to murder, and whether he acted under such provocation as to reduce his offence to culpable homicide not amounting to murder.

9. It will be most convenient to deal first with the question of provocation. The defendant has told a very long story of his proceedings. He alleges that his wife's mother, Khâdu Bee, kept his wife who was willing to come back and live with him from doing so, that one Syed Ahmed, the husband of his wife's sister, Vijir Bee, lived in Khâdu Bee's house where defendant's wife Hussein Bee was living, and that Syed Ahmed and Hussein Bee were on terms of criminal intimacy. He says that when a panchayat ordered Hussein Bee to go home and live with her husband, she had consented to do so when Syed Ahmed interfered and that she then withdrew her consent. This news made defendant very angry and he took the knife secretly and went to Kadapanattam. When he got to Khâdu Bee's house, he was received with great want of respect: this increased his anger. When he asked his wife if she would come home with him, his mother-in-law Khâdu Bee told him to take away his pig-face. Then his wife's sister Vijir Bee called him a foul name. Last of all, his wife called out in a loud and disrespectful way—"Who is it that is there?" Then, defendant says, his anger which had been rising under the previous insults, boiled over, and he struck his wife on the neck with the knife. She stumbled forward, and he then saw what in the dark room he had not observed before, that she had flowers in her hair. This made him still more angry, and he killed her by a blow on the neck with the knife produced.

10. If this story were proved, I think the defendant's state of mind, arising from what had gone before, might constitute the provocation described both grave and sudden. The essential fact to be proved to establish this is that the defendant had good ground for suspecting that his wife insisted on staying in Khâdu Bee's house because of a criminal intimacy with Syed Ahmed, the husband of her sister Vijir Bee, who was living in the house. Without that, the story is that of an ordinary quarrel and the conduct of Hussein Bee and her relatives is quite insufficient to cause such provocation as could reduce the crime to culpable homicide not amounting to murder.

11. Now there is not only no proof of any such criminal intimacy but the evidence is opposed to it. Vijir Bee, wife of Syed Ahmed, gave evidence.

12. She says she had no cause of quarrel with her sister and that there was no criminal intimacy between her sister and her own husband. I do not think Vijir Bee is concealing the truth because it would be disgraceful. She did not appear to me to be the sort of person who would act in that way. She is, I think, a bold young woman, who affected the most exaggerated modesty in Court. Further in defendant's story, she is made to take Hussein Bee's part all along. If Hussein Bee's relations with Vijir Bee's husband were such as defendant says, and were, as he says, publicly known, I do not think Vijir Bee would take Hussein Bee's part against her husband. She would desire to get her out of the house and if Hussein Bee's going home to her husband led to her ill-treatment, Vijir Bee would not object.

13. Then again, the panchayatdar who was called by defendant himself, said that Syed Ahmed urged the panchayatdars to send home Hussein Bee and said she ought to go. This is quite inconsistent with defendant's story that Hussein Bee consented to go home and then that Syed Ahmed interfered and she then refused to go. The defendant's old father, Ghulam Mahomed, does not support defendant's story in this point. He says Hussein Bee refused to go back, and describes Khâdu Bee as refusing to send her.

14. The defendant has not proved this part of his story nor do I believe it. That being so, the bottom drops out of his story of provocation.

15. As to defendant's intent or knowledge:—He is an ex-sepoy accustomed to the use of weapons. The knife is a heavy knife with a curved blade some two feet long. The defendant could not fail to know that a violent cut, with such a weapon, on the back of a woman's neck was sufficient under ordinary circumstances to kill her.

16. In the defendant's statement before the Magistrate he deliberately stated, after being warned, that he took the knife intending to kill Hussein Bee with it if she refused to come home. When called on to plead, he explained that he took the knife only to frighten Hussein Bee; he did not repeat this story when his statement was read over to him. It was obviously put into his mouth to secure that there should be a trial.

17. This taking the knife 15 miles to kill his wife is plain evidence of defendant's intention and has rightly been so regarded by the Assessors.

18. I think the defendant's guilt quite clear and agree with the Assessors in finding him guilty of murder.

19. The defendant not only murdered his wife, he wounded Khâdu Bee and another woman who lies in danger of death (see defendant's statement and the diary of the Sub-Magistrate). I see no reason for any sentence less than death. The defendant Sheikh Ahmed is sentenced, under section 302 I. P. C., and subject to confirmation of the sentence by the High Court, to death.

20. He has been informed that if he wishes to appeal, he should do so within seven days from this date.

21. He was defended by a pleader paid by Government and appointed by the Court.

P. DORASAMI NAIDU,
Ag. Head Clerk.

E. J. SEWELL.
Ag. Sessions Judge.

(True copy)

Obalaramu

6th September 1895. Ag. Sherikadar.

*To, The Superintendent, Central Jail, Vellore
for delivery of Prisoner.*

From
The Superintendent
Central Jail, Vellore

To,
The Chief Secretary
to Government
Fort St. George.

Dated 13th November 1895.
Received

Enclosures.

No. Y

Subject.

Copy of Judgment in Case
No. 34 of 1895 in the file of the
Court of Session, North Arcot.

1895
Judgment
Encl. No. 5
5368

Duplicate.

IN THE HIGH COURT OF JUDICATURE AT MADRAS.
Thursday, the thirty-first day of October,
One thousand eight hundred and ninety-five.

PRESENT:—
The Honourable Sir Arthur J. H. Collins, Kt., Chief Justice,
and
The Honourable Mr. Justice Parker.

Referred Trial No. 71 of 1895.

Sheikh Ahmed
66 of condemned Prisoners
Supt of Jail
Prisoner.

RECEIVED
7 NOV 95

Trial referred by the Court of Session of the North Arcot Division
for confirmation of the sentence of death passed upon the said Prisoner in Case
No. 34 of the Calendar for 1895.

CRIMINAL APPEAL No. 479 of 1895.

Appeal by the Prisoner against the said Sentence.

This case coming on for hearing, the Court delivered the
following
Judgment:— The Prisoner has all
along admitted that he killed his
wife. He had no doubt cause of pro-
vocation in the fact that she persistently
refused to return to him and insisted
on

500-6-2-95.

on staying in her mother's house. But before the magistrate he admitted that he had taken the bill hook with him intending to kill his wife if she refused again to return with him and he said that he had sharpened the knife on the way. It is not shown that prisoner had really any valid reason for suspecting his wife's fidelity and in his appeal petition he does not repeat those assertions. It is possible that when he went to the house he may have been angered by offensive language used by his mother-in-law, or by his wife or by both, - but the attack which he made upon his wife was a very savage one and he nearly severed her head from her body.

We are of opinion that prisoner's conduct, as well as his own statements point to premeditation, and that he intended

intended to take his wife's life if she persisted in her refusal to return with him.

We must confirm the conviction and sentence and dismiss the appeal.
By the Court.

C. G. H. M.
Deputy Registrar
S. H. Appellate Side

K.A.
6-11-95
KUM
5/11

From,
The Superintendent,
Central Jail
Vellore

To The Chief Secretary
to Government,
Fort St George.

Dated 13th }
Recd. } November 1895.

Subject.

Copy of order of the
High Court, Madras,
in Criminal Appeal No.
479 of 1895

21/11/95
4

5369

Petition for Mercy.

To,

His Excellency

The Governor in Council,

Fort Saint George.

The humble petition of *Sheik Ahmed*

who was sentenced to *Death*

in case No. 34 of 1895 on the file of the court

of Session, *North Arcot* wh

sentence was confirmed by the High Court of Judicature at

Madras in Criminal appeal No. 479 of 1895. and

now Convict No. 6607 in the Central Jail, Vellore.

The carved chopping knife referred to in this case was not taken by me when going to my mother-in-law's house with the intention of striking my wife if she should refuse to go with me from her mother's house. It is a well known fact that I always kept it when going abroad to jungles and weekly fair markets. There are three more whose names are 1. Nazar Saib, 2. Pungannur Hyder Saib & 3. Snuff Shop keeper Jailaddin Saib, who always keep such a knife as myself. We are the only 4 persons who keep to this practice in my village. This fact may even now be ascertained.

2. I used to go to see my wife in her mother's house whenever I go to Kadapa Nathan weekly fair market. On the day of occurrence, after having gone to the fair, I went to my mother-in-law's house where I saw my wife, my mother-in-law and

and Yir Bee. As soon as they saw me come in began to despise me and used such foul words as "Snar de" meaning "pig, pig-faced de".

3. Your Excellency may ascertain, on enquiry, how very intolerable is among Mussalman when one is called a "Snar", pig de. These words irritated me so much so that I lost all patience and struck them with the knife I had then in my hand.

4. I never deposed before the Magistrate that I took the knife with intent to kill my wife or that I sharpened the knife on my way. No one gave evidence that I sharpened the knife on my way. My father and aunt, who are not of one blood but issues of different parents deposed that they know nothing regarding the sharpening of the knife but that it appeared to be the same as the one I had always with me.

5. After I struck my wife and after I regained my proper sense, I felt much for the loss of my wife and immediately concluded that I should not live alone after her. I fell, therefore, into a well but

was

was taken out alive. From this fact your Excellency will be pleased to observe that I so much loved my deceased wife.

6. In the name of the Koran I beg to submit that my action was not intentional. I lost my patience as my wife used the words "Snar de" on the spot.

7. Under these circumstances, I pray that your Excellency will be graciously pleased to give due consideration to my petition and render justice.

(An English Translation)

Vellore Central Jail }
13th November 1895.

Shr

A. H. Curridish
Superintendent
Central Jail

Sheik Ahmed

Convict No 6607

Central Jail, Vellore.

To,

~~This~~ Excellency

The GOVERNOR in Council,

Fort Saint George.

Dated 13th November 1893.

Received

Enclosures.

No. 32

Subject

An English translation

of his petition praying for release to give due con-
sideration and render justice as his
action was only when out of temper
on hearing the words "Sugar de"

Le 6 novembre 1894

20m 9m 9m 15m 20m 25m 30m 35m 40m 45m 50m 55m 60m 65m 70m 75m 80m 85m 90m 95m 100m 105m 110m 115m 120m 125m 130m 135m 140m 145m 150m 155m 160m 165m 170m 175m 180m 185m 190m 195m 200m 205m 210m 215m 220m 225m 230m 235m 240m 245m 250m 255m 260m 265m 270m 275m 280m 285m 290m 295m 300m 305m 310m 315m 320m 325m 330m 335m 340m 345m 350m 355m 360m 365m 370m 375m 380m 385m 390m 395m 400m 405m 410m 415m 420m 425m 430m 435m 440m 445m 450m 455m 460m 465m 470m 475m 480m 485m 490m 495m 500m 505m 510m 515m 520m 525m 530m 535m 540m 545m 550m 555m 560m 565m 570m 575m 580m 585m 590m 595m 600m 605m 610m 615m 620m 625m 630m 635m 640m 645m 650m 655m 660m 665m 670m 675m 680m 685m 690m 695m 700m 705m 710m 715m 720m 725m 730m 735m 740m 745m 750m 755m 760m 765m 770m 775m 780m 785m 790m 795m 800m 805m 810m 815m 820m 825m 830m 835m 840m 845m 850m 855m 860m 865m 870m 875m 880m 885m 890m 895m 900m 905m 910m 915m 920m 925m 930m 935m 940m 945m 950m 955m 960m 965m 970m 975m 980m 985m 990m 995m 1000m 1005m 1010m 1015m 1020m 1025m 1030m 1035m 1040m 1045m 1050m 1055m 1060m 1065m 1070m 1075m 1080m 1085m 1090m 1095m 1100m 1105m 1110m 1115m 1120m 1125m 1130m 1135m 1140m 1145m 1150m 1155m 1160m 1165m 1170m 1175m 1180m 1185m 1190m 1195m 1200m 1205m 1210m 1215m 1220m 1225m 1230m 1235m 1240m 1245m 1250m 1255m 1260m 1265m 1270m 1275m 1280m 1285m 1290m 1295m 1300m 1305m 1310m 1315m 1320m 1325m 1330m 1335m 1340m 1345m 1350m 1355m 1360m 1365m 1370m 1375m 1380m 1385m 1390m 1395m 1400m 1405m 1410m 1415m 1420m 1425m 1430m 1435m 1440m 1445m 1450m 1455m 1460m 1465m 1470m 1475m 1480m 1485m 1490m 1495m 1500m 1505m 1510m 1515m 1520m 1525m 1530m 1535m 1540m 1545m 1550m 1555m 1560m 1565m 1570m 1575m 1580m 1585m 1590m 1595m 1600m 1605m 1610m 1615m 1620m 1625m 1630m 1635m 1640m 1645m 1650m 1655m 1660m 1665m 1670m 1675m 1680m 1685m 1690m 1695m 1700m 1705m 1710m 1715m 1720m 1725m 1730m 1735m 1740m 1745m 1750m 1755m 1760m 1765m 1770m 1775m 1780m 1785m 1790m 1795m 1800m 1805m 1810m 1815m 1820m 1825m 1830m 1835m 1840m 1845m 1850m 1855m 1860m 1865m 1870m 1875m 1880m 1885m 1890m 1895m 1900m 1905m 1910m 1915m 1920m 1925m 1930m 1935m 1940m 1945m 1950m 1955m 1960m 1965m 1970m 1975m 1980m 1985m 1990m 1995m 2000m 2005m 2010m 2015m 2020m 2025m 2030m 2035m 2040m 2045m 2050m 2055m 2060m 2065m 2070m 2075m 2080m 2085m 2090m 2095m 2100m 2105m 2110m 2115m 2120m 2125m 2130m 2135m 2140m 2145m 2150m 2155m 2160m 2165m 2170m 2175m 2180m 2185m 2190m 2195m 2200m 2205m 2210m 2215m 2220m 2225m 2230m 2235m 2240m 2245m 2250m 2255m 2260m 2265m 2270m 2275m 2280m 2285m 2290m 2295m 2300m 2305m 2310m 2315m 2320m 2325m 2330m 2335m 2340m 2345m 2350m 2355m 2360m 2365m 2370m 2375m 2380m 2385m 2390m 2395m 2400m 2405m 2410m 2415m 2420m 2425m 2430m 2435m 2440m 2445m 2450m 2455m 2460m 2465m 2470m 2475m 2480m 2485m 2490m 2495m 2500m 2505m 2510m 2515m 2520m 2525m 2530m 2535m 2540m 2545m 2550m 2555m 2560m 2565m 2570m 2575m 2580m 2585m 2590m 2595m 2600m 2605m 2610m 2615m 2620m 2625m 2630m 2635m 2640m 2645m 2650m 2655m 2660m 2665m 2670m 2675m 2680m 2685m 2690m 2695m 2700m 2705m 2710m 2715m 2720m 2725m 2730m 2735m 2740m 2745m 2750m 2755m 2760m 2765m 2770m 2775m 2780m 2785m 2790m 2795m 2800m 2805m 2810m 2815m 2820m 2825m 2830m 2835m 2840m 2845m 2850m 2855m 2860m 2865m 2870m 2875m 2880m 2885m 2890m 2895m 2900m 2905m 2910m 2915m 2920m 2925m 2930m 2935m 2940m 2945m 2950m 2955m 2960m 2965m 2970m 2975m 2980m 2985m 2990m 2995m 3000m 3005m 3010m 3015m 3020m 3025m 3030m 3035m 3040m 3045m 3050m 3055m 3060m 3065m 3070m 3075m 3080m 3085m 3090m 3095m 3100m 3105m 3110m 3115m 3120m 3125m 3130m 3135m 3140m 3145m 3150m 3155m 3160m 3165m 3170m 3175m 3180m 3185m 3190m 3195m 3200m 3205m 3210m 3215m 3220m 3225m 3230m 3235m 3240m 3245m 3250m 3255m 3260m 3265m 3270m 3275m 3280m 3285m 3290m 3295m 3300m 3305m 3310m 3315m 3320m 3325m 3330m 3335m 3340m 3345m 3350m 3355m 3360m 3365m 3370m 3375m 3380m 3385m 3390m 3395m 3400m 3405m 3410m 3415m 3420m 3425m 3430m 3435m 3440m 3445m 3450m 3455m 3460m 3465m 3470m 3475m 3480m 3485m 3490m 3495m 3500m 3505m 3510m 3515m 3520m 3525m 3530m 3535m 3540m 3545m 3550m 3555m 3560m 3565m 3570m 3575m 3580m 3585m 3590m 35

Banisteria speciosa

புலவர் திருவள்ளுமலை நாயக்கர்

சுமந்தபுரம் - 34 தேதி சந்திரகிருஷ்ண பூசை

சென்னை நகரத்திலுள்ள பஞ்சவர்ணம், 1875

இந்தியன் ரீதியில் கையாடல் செய்யும் இரண்டு

பெருந்தொழில் நெய்யாவிதேவன் தே. 6607 கண்ணன்

[illegible][illegible]

பெரிய கிணற்றுக்குள் — கந்திராண்டி மலையிலிருந்து

i Dur di Dur d'oor oonjz nwa ik u b

අනි අසාහරවැනි වැරදි කරන අයෙකුයි

செய்து கொடுத்திருக்கிறார்.

பி. த. ம. இ. க. ந. ஸ்ரீமத் சிவசுந்தரி அம்மாள்

இது உருவம்

[illegible]

மணிபுத்திரன் திருநெல்வேலி நகர குகைக்குள் சென்றான்

செய்து. இது மொத்தமாகத் தரப்பட்டிருக்கிறது.

2. முதல் 1. யுகம் 2. முதல்

~~செய்து~~. ௩. ~~தமிழ்நாடு~~

[Faint handwritten notes at the bottom of the page]

நினைவு. 4-புத்தகம்

நிதிக்குரிய பணம் செலவு செய்யப்படுகிறது.

சென்னை நகரில் உள்ள புகழ்பெற்ற கல்வி நிறுவனங்களில் ஒன்றான சென்னை பல்கலைக்கழகம், கல்வித் துறையில் உயர்ந்த தரத்தைக் கடைபிடிக்கிறது.

[Handwritten text in Tamil script]

Curio dixi & g. o. a. d.

சென்னை நகரில், மார்ச் 1945

சென்னை நகரில் உள்ள பழைய கட்டிடம்

10-11-2019

F
To
 கட்டுப்பாடு பற்றிய விஷயம், ஏதாவது ஒரு விஷயம்
 ஏதாவது ஒரு விஷயம், ஏதாவது ஒரு விஷயம், ஏதாவது
 ஒரு விஷயம், ஏதாவது ஒரு விஷயம், ஏதாவது ஒரு
 விஷயம், ஏதாவது ஒரு விஷயம், ஏதாவது ஒரு விஷயம்,

[illegible][illegible]

5. *சுருதிபெருந்தருளையுடைய*
சுருதிபெருந்தருளையுடைய
சுருதிபெருந்தருளையுடைய
சுருதிபெருந்தருளையுடைய
சுருதிபெருந்தருளையுடைய

၇၆၈ ကျော် နှစ် ပေးပါသဖြင့် ၁၃၅၂ ခု၊
 မေလ ၁ ရက်နေ့ စာတမ်းပေးပါသည်။
 အဲဒီအခါက သူတို့က ပေးတဲ့ အကြောင်းကို
 ဒီအခါမှာ အကြောင်းပြောရမယ်။
 အခု အကြောင်းပြောရမယ်။

[illegible][illegible]

شیخ احمد رضا صاحب ۱۱۷۸ شمس قدس

Signed in my presence.

Vellore Central Jail }
13th November 1895 }

J. H. Haverstick
Superintendent,
Centroat Fair

Ann

From *Shuk Ahmed*
 Convict No, 6607
 Central Jail, Vellore.

To,
 His Excellency
 The Governor in Council,
 Fort St, George.

Dated 13th November 1895.
 Received No 32

PETITION
FOR
MERCY

Subject

Submits that he did not strike his wife with the intention of killing her but was only done so when out of temper on hearing the use of foul words "Suare" and prays that his petition will receive due consideration and justice.

S
 Jul
 3
 5369

Nominal Roll of Convict No 6607 Sheikh Ahmed.

Crime.	Sentence	Date of Sentence	Adjudicating Court	Age	State of health	Conduct in jail	Result of Appeal to the High Court	Number of previous Convictions, if any, & Remarks.
<i>Murder.</i>	<i>Death.</i>	<i>4th September 1895.</i>	<i>Session Judge, North. District.</i>	<i>35</i>	<i>Good.</i>	<i>Good.</i>	<i>Conviction and sentence confirmed and appeal dismissed in C. J. app. 17th 1895.</i>	<i>nil.</i>

Vellore Central Jail
 13th November 1895.

J. H. Caudendish
 Superintendent,

Vellore Central Jail
 13th November 1895.

J. H. Caudendish
 Superintendent,
 Central Jail.

From

The Superintendent
Central Jail, Vellore

To,

The Chief Secretary
to Government
Fort St. George.

Dated 13th November 1895.
Received

Enclosures.

No. ~~2~~

Subject.

Certificate that convict No
6607 Sheikh Ahmed will
not be executed until a
definite reply is received
from Government.

5
2nd

5369

No

9/17/18 CURRENT NO 5369 13th November 1895.

From,

E. L. F. CAVENDISH Esq.

Superintendent, Central Jail,

Vellore.

To,

The Chief Secretary
to Government,
Fort St. George.

Sir,

I have the honor to submit, for the
consideration of His Excellency the Governor
in Council, a petition for mercy from
Convict No. 6607 Sheikh Ahmed confined
in this Jail under sentence of Death by
the Court of Sessions, North Arcot in Case
No. 34 of 1895.

2. The Nominal Roll of the Convict and
an English translation of the petition
together with copies of the Judgment of the
Sessions Court and order of the High Court
thereon and the usual certificate are
also forwarded.

I have the honor to be,
Sir,

Your most obedient servant,

E. L. F. Cavendish
Superintendent,
Central Jail

Letter forwarding "Petition for Mercy."
"Urgent"

THE SUPERINTENDENT

CENTRAL JAIL,

VIETNAM 5369

Just

To,

The Chief Secretary
to Government,
Fort St. George.

DATED 13th November 1895
RECEIVED 14

No. 9.
17/18

ENCLOSURE (5)

PETITION FOR MERCY.

SUBJECT:

Forwards for consideration
of H. C. The Governor in Council
a petition for mercy from
convict no 6607 Sheikh Ahmed
confined in this Jail under
sentence of Death.

1259: 24- 5- 54 8

J
48. 200-21-5-95

JUDICIAL DEPARTMENT.

Current Number. 5369 of 95

FOR ORDERS.

APPEAL for mercy from Convict No. 6607

Sheikh Ahmed under sentence

of death in G. West Sessions Case

No. 34 of 1895, which sentence has been

confirmed by the High Court.

The Superintendent of The Villam

Central Jail certifies that the sentence

will not be carried out until a definite reply from

Government has been received.

The petn admits that he
killed his wife but says
that he did so under grave
sudden provocation - There
is no proof of any such provocation
or indeed of any provocation at
all; and there is proof of preme-
ditation. The petn should be
dismissed.

15/11/95

I agree

29

15/11/95

So do I.

W
16 Nov

14/11/95
Munnings 14/11/95

PETITION FOR MERCY.

VERY EMERGENT.

Hon'ble Member and Circulation.

(FOR ORDERS.)

[J.
16.]
10-5-2-94.

Judicial Department.



PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following letter, dated 13 Nov 95, No 1718, from the Superintendent of the Central Jail at Vellore, forwarding under sentence of death in No 6607 Sheikh Ahmed under of 1895, confirmed by the High Court of Judicature. Session Case No. 34

Read also letter, dated _____ from the Registrar of the High Court, Appellate Side, forwarding the record of the case.

ORDER THEREON, 18th November 1895, No. 2365

Having considered the circumstances of the case as set forth in the foregoing papers, the Right Hon'ble the Governor in Council sees no reason to interfere with the sentence of death passed on Convict No 6607 Sheikh Ahmed

2. The law will take its course.

(True Extract.)

(From records)

18/11/95

Chief Secretary.

14/11/95

To the Superintendent of the Central Jail, Vellore for communication to the Prisoner.
" Inspector-General of Jails.
" Hon'ble the Judges of the High Court, with papers returned.
C. J. Smith C. S.

214/11
12/11/95

in given for copy
capital
in examined
in signed

189

AGAIN G.O., No.
189

DAIED

MENT No.

LOCUES TO C. No

DER OF GOVERNMENT

ETER OF GOVERNMENT

STATEMENT WITH DITTO.

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

A A A A A A A

N.B.-
A = Copy in full.
B = Not to be copied.
F = Copy abstract only.
Q = Copy heading only.