

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	615		96	743	22-4-96		

From

C. L. file

The Sub Divisional Magistrate,
Porewari;

Forwarded

Murture

Ap. Dist. Magistrate

13-11-95

The Chief Secretary to
the Government of the Fort
St. George, Judicial Department
Madras.

Thro' the District Magistrate, Madras.

Refon C C no 14 of 95

Dated 11th November 95

Despd - 12 - do

Recd - 16

Agd 18

Encs 63

Requests for orders in re -
the release of Criminal
Lunatic Palligil Kumbhar
a production of sufficient surties

Byon C C no 14 of 95.

Court of the Deputy Magistrate of
Ponnani, Calicut, 11th November 1895.

From,

M. R. R. R. Ramesh Chandra Rao Esq. J. B.
Sub Divisional Magistrate of Ponnani.

To,

The Chief Secretary to the Government
of Fort St George, Judicial
Department, Madras.

Thro' the District Magistrate, Malabar.

Sir,

I have the honor to report under
section 471 of Criminal Procedure Code for the
orders of Government the case of Palliyil
Kunha Ahamed who was tried by me on a
charge of defiling a temple an offence punishable
under section 295 of the Indian Penal Code
and was acquitted on the ground he was
insane when he did the act. Enclosed are -
(a) Medical history sheet as amended by
f. o. dated 13th September 94 no 2224, J. B.
(b) depositions of the medical witness dated
11th August 94 when the witness deposed that

the accused was incapable of making his defence & 23rd October 95 being the deposition of the medical witness at the trial (c) a copy of my judgment (d) medical certificate in Form A granted by the District Surgeon on the 29th June 1894 (e) depositions of the first six defence witnesses in as much as the deposition of the medical witness dated 23rd October 95 is imperfect.

2. The facts of the case are briefly as follows. The father and the grand mother of the accused had attacks of insanity; the accused a reader of the Koran by profession also developed symptoms of insanity; he was treated by Meopla Tangals (priests) but without success; another physician recommended change of air and scene; the accused was taken to his mother's family house & was usually bound and confined; one night he managed to free himself from his bonds and to escape unobserved; he made his entry in a neighbouring temple, threw on the image of the goddess, struck at the

image of the god and did other acts calculated to insult the feelings of the worshippers; he was overpowered and arrested and sent to Palghat and subsequently to Calicut; he was certified to be insane; as the offence was bailable and sufficient bail was forthcoming, he was released on bail; he recovered & was put on his trial with the result noted in the judgment.

+ Enclosure - F

3. I also enclose a petition & a statement on solemn affirmation of the father of the accused. As the accused is now thoroughly sane, I beg to recommend the release of the accused on security being furnished in 4 sureties of 300 Rs each to observe the following conditions.

- 1). The accused shall be properly taken care of, watched and prevented from doing injury to himself or any other person.
- 2). The accused shall be produced before the Stationary Sub Magistrate Ponnani as soon as he exhibits the least symptoms of insanity.
- 3). The accused shall give up the profession of

Mrs. Over
 not seen
 When questioned by
 Land I am not
 therefore he said
 down.

I have the honor to be,
Sir

Your most obedient Servant,

Maunakau
72 No.
Sub Divisional Magistrate
I Class

Rec

8-200-5-11-95

DEPARTMENT.

Papers to be read in proceedings:—

189 —, No

189 , No

Current No. 5442 of 1895, dated 13 Nov. from The A. P. Mysore Co. Malabar.

22 23

„ 189 „ „ „

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12 189 , , , ,

ORDER. *27 25 Novr 1895 No 1434*
Ans

Under the provisions of Sec 471
C.C.P. it is directed that criminal
Munabi Palliyil Kunhi Ahmad
be confined in the Perinam Sal
Jail until further orders.

2. A written application for the release of the lunatic, stating the amount of the security that can be given, the names of the sureties, their position in life & relation to the prisoner, should be procured from the relatives who are said to be willing to take charge of him. ^{It should be signed by them -} Our receipt of this the Court will pass orders in the matter of his release under Sec 475 C.C.P.

22/4/95 W 22 N 45
Ck 284
To M. L. Majith, Malabar
Jal 4/95
Jal 4/95

Rek

In a precedent, please see S.O. of
27-7-85, No 1579, Just.

AT.

22/7/55

Return of a criminal
Suaki

Given for copying _____
Copied _____
Examined _____
Signed _____

189

READ AGAIN G.O., No.
189

DATED

CURRENT No.

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