

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 2487.

Dated 29th Nov 1895.

INDEXED.

[Despatch Abstract.]

APPEAL FROM CONVICT UNDER SENTENCE OF DEATH.

Declining to forward to the Government of India the appeal from convict No. 5304 Annamalai Padayachi under sentence of death, and directing that the law shall take its course.

MA

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	1131		96				

2. His Excellency the Right Honorable
the Governor General and Vice Roy of
India in Council.

The Memorials of Courier No 504 Annamalai
Padayachi confined in the Juchat Sub, at
Indimofely.

Most respectfully sheweth,

That there had been enmity between
the Village people and your Memorialist for
about 20 years. The Villagers on many occa-
sions brought cases of theft, robbery & against
your Memorialist before the Courts of Subordinate,
Taluk and Deputy Magistrates. All were after
trial, proved false and dismissed. Then they
filed a civil suit in the Arigalur District
Munsiff's Court, which also was dismissed
as false one.

2. They have now brought the case of
murder against your Memorialist. In this
case, the principal evidence on the prose-
cution side is that of an approver. There
is a great many discrepancies between
the statements of the approver and those
of the other witnesses. They have been
overlooked by the Sessions Court, which passed
the sentence of death on your Memorialist
in calendar case No 15 of 1895.

3. Your Memorialist appealed to the High Court
of Madras. He might have got justice if they
had ordered your Memorialist to be retried. They
have disposed of his appeal as perusal of
the records of only the lower Court.

4. Your Memorialist then appealed to the Court
of

of Madras, who disposed of the appeals unfa-
-vourably.

5. Your memorialist begs to submit that
there would at least some satisfaction
to his mind about the capital punish-
-ment if he had really committed the
murder, and to submit that taking away
the life of an innocent man is nothing
but an injustice.

6. Under these circumstances Your
memorialist prays that your Excellency
will be graciously pleased either to
release him or to order him to be retried.
Your memorialist is confident that
he would not lose his life if he were
ordered to be retried.

Richard Peel
25 Nov 1895 / Signed/ Annamalai Padayachi

True translation as near as possible

Richard Peel
Sept. 1895
Annamalai Padayachi

சென்னை மாகாண அரசாங்கம்

விசேஷ உத்தரவு
மேல்க்கண்ட விஷயம் பற்றி
சென்னை மாகாண அரசாங்கம்

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சென்னை மாகாண அரசாங்கம்
1895
25

Signed in my presence
Richard Peel
Sept. 1895

Nominal Roll of Convict No. 5304 Annamalai Padayachi

Crime.	Sentence.	Date of Sentence.	Adjudicating Court.	Present Age.	State of Health.	Conduct in Jail.	Result of the Appeal to Appellate Court.	Number of previous convictions if any and remarks.
301 Indian Penal Code	Death	13 th August 1895	Sessions Judge Trichinopoly	53	Fair	Good	Sentence confirmed	

Trichinopoly JAIL OFFICE,
26th November 1895.

(,000-9-94.

Rules 701 and 704.

R. H. H. H.
Superintendent of Trichinopoly Jail.

Richard H. H.
Superintendent - Trichinopoly Jail
Jail

From

Annamalai Padayachi

Convict No 5304

Confined in the Fuchat Jail

Trichinopoly

To His Excellency

the Right Honorable

the Governor General

and Viceroy in Council

India

Dated 25th November 1895

And

No 251

Praying that
he may be released
from the Jail

No 2397 Trichinopoly District Jail
CURRENT NO 26th November 1895
5395

From, A. Shulerick Esq
Superintendent Trichinopoly Jail
Trichinopoly

To
The Chief Secretary
to the Government of
Madras

Sir, With reference to rule
1022, Jail Code, I have the honor to
submit the petition for mercy, addressed
to the Government of India by convict
No 5304 Annamalai Padayachi,
prisoned in calendar year No 158-1895
on the file of the Court of Sessions, Trichinopoly.

2. The execution has been postponed
till Saturday the 7th December 1895.

3. The nominal roll of the convict
is also sent.

I have the honor to be
Sir

Your Most Obedient Servant

Richard Shulerick
Superintendent Trichinopoly Jail
See
Jail

Current Number 5595

FOR ORDERS.

PETITION FOR MERCY to His Excellency the Viceroy and Her Majesty the Queen Empress from Convict No. 5304 Annamalai Padayachi under sentence of death in Prichy. Sessions Case No. 15 of 1895, which sentence has been confirmed by the High Court.

The Convict's appeal to this Government was rejected in G.O., dated 21. Nov. 95 No. 2405.

The Superintendent of The Prichy Central Jail states that the execution has been fixed for the 22nd Decr 1895

The Supdt's letter was not marked 'urgent' on the docket and should have been, notwithstanding the remark in para 3 of S.O. 21. Nov. 95 No 2405. The omission must be pointed out.

W. 27/11/95
27/11/95

There is nothing in the petition requiring notice. It should be withheld

W. 29 Nov 28/11/95 — 28/11/95

2405: 21-11-95

579: 15-3-96

1259: 24-5-94

1895

5595

From

The Superintendent of Prichy Jail

The Chief Secretary to the Government of Madras

Dated 28th November 1895

No 27-11-95

No 2397

Enclosures 2

Submitting the Petition for Mercy addressed to the Government of India by convict No 5304 Annamalai Padayachi

PETITION FOR MERCY TO VICEROY
AND HER MAJESTY THE QUEEN

VERY EMERGENT.

Hon'ble Member and Circulation.

(FOR ORDERS.)

C 27/11 | C 28/11
R 28/11 | R 29/11

[J
17]
1,000-5-2-94.

JUDICIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ again G.O., dated 21. Nov. 95. No 2405

Read also the following

(No 5895)

29/11

ORDER—dated 29th Nov. 1895, No. 2487

Under the discretion vested in the local Government by the Government of India, His Excellency the Governor in Council declines to forward to that Government the appeal from Convict No 5304 Annamalai Padayachi under sentence of death, and directs that the law shall take its course.

2. The Capt's letter was not marked 'urgent' on the pocket as it should have been. ~~Marked 'urgent' on the pocket.~~
(True Extract.) (7.0)

29/11/95 *[Signature]* Chief Secretary.

(Fair signed by Secy. 29/11/95)

To The Petitioner through Superintendent of the Central Jail, Trichy, copy to
dtd 29/11/95

29/11

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

189

READ AGAIN G.O., No.
 189

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

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.

A A A A A A A