

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 320

DATED 13th Feb. 1895.

INDEXED.

[Despatch Abstract.]

JUVENILE CRIMINALS

Recording letter from the District Magistrate of South Arcot submitting his report with reference to G.O., No 2349, dated 28th September 1894, regarding --, and suggesting the advisability of the Inspector-General of Prisons ascertaining the nature of each case before he brings the matter to the notice of Government.

BACK PAPERS.

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

FURTHER PAPERS.

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

South Arcot

St Magistrate's Office

Camp Sirukkoilur

7th December 1886

From

A. E. Estle Stuart Stuart Esquire

A. St. Magistrate of
South Arcot

The Chief Secretary
to Government
Judicial Department
Madras.

Sir

Referring to Government Order No. 2349
Judicial, dated 8th September last, I have
the honour to report that of the 3 items
(9, 10 and 11) of the nominal list relating
to this District, the offences in the case
of 10 & 11 have not been correctly given.
Ginnia asari (not Chinwasami as shown
in the list) and Naviasami were both
convicted under sections 457 and 380
Indian Penal Code of house breaking
by night with intent to commit
theft. The crimes in both cases, es-
pecially in the former, were of a daring
character. Ginnia asari scaled a
large Pandal put up in front of a
house and gained access to the upper
story.

Story of the house in order to commit theft from the person of a newly married girl who was sleeping in a room of jewels worth about Rs 182. To such cases as these the remarks of Government recorded in its orders: 1610 Judicial dated 2-9-92 and Nos. 1066 + 1068 Judicial dated 25-5-93 do not apply. I have therefore the honour to suggest the advisability of the Inspector General of Prisons ascertaining the nature of each case before he brings the matter to the notice of Government.

2. As regards sentences of whipping, + section 392 Criminal Procedure Code prescribes a maximum of 30 stripes and section 393 prohibits the execution of the sentence by instalments. It is very rarely that the medical officer or in his absence, the magistrate executes the maximum sentence upon a juvenile offender; and as a light rattan has to be used by way of school discipline, the punishment is not generally of a very deterrent character and would be quite unsuitable in cases like the above.

3. In the 3rd Case noted in the nominal

nominal list, a few stripes — smartly administered would have been more suitable and I shall see that in all cases to which the Government orders above quoted apply, the wishes of Government are carried out.

I have the honour to be

Sir

Your most obedient servant

Mundum

For. Ag. St. Magistrate

CURRENT 1894. No. 6600

Judicial Department.

From St. Magistrate
The Collector of
South Arcot.

To The Chief Secretary
to Government
Madras.

Dated 11/9
Despatched
Received 12
DESPATCHED
11 DEC. 94

December 1894.

No. 2424

SECRET
ENCLOSURE

Subject.

Submitting his report
with reference to G.O.
No. 2349 Judicial, regard-
ing juvenile criminals
and suggesting the admi-
nistrative of Inspector
General of Prisons as-
certaining the nature
of each case before
he brings the matter
to the notice of Govern-
ment.

"Account other replies"

9/12
13/12

Am.

For Orders

This has been detained in anticipation
of the receipt of reports from
the other St. Mag. to whom G.O.
of 25/9/94, No. 2349, Ind., was ad-
dressed; but, as no other replies
have been received, this current
might as well be disposed of.
In para 2 of G.O. of 25/10/93, No. 1026,
Ind., the S. G. of Prisons was told
to bring cases of petty sentences of
imprisonment to the notice of
Govt. & perhaps the following
G.O. will meet the case:—

"Order

The Govt. thinks it unnecessary
to instruct the S. G. of Prisons
to make enquiries in each
case before reporting to
Govt. It is for the St. Mag.
on receipt of a list such
as that contained in G.O.
of 25 Sept 94, No. 2349, Ind.,
to consider the cases of
each case & determine
whether the sentence im-
posed was suitable or
whether whipping should
have been inflicted instead.

6/12
14/12

ms Submit that this may be needed
and communicated to the S. G.

7/12/95

14/12/95

Ct. 13/12/95 No. 320

Recorded

(From order)

11/12/95

Letter to M. S. Arcot (240)

Copy to the S. G. of Prisons (1700)

When given for copying
When copied
When examined
When signed

189.

READ AGAIN G.O., No.
189

DATE

CURRENT No.

ENCLOSURES TO C. 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.
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P = Copy abstract only.
Q = Copy heading only