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1,000—85-7-96.

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 32/

DATED 13th Feb. 1895

INDEXED.

[Despatch Abstract.]

THEFTS COMMITTED ON RAILWAY TRAINS

Recording endorsement of the Government of India forwarding copy of letter addressed to the Resident at Hyderabad regarding the registry in Police registers of --.

BACK PAPERS.

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

FURTHER PAPERS.

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

Judicial 493

So 1791/2: 19.7.94 n.s.
4 papers

For St Dept

From

The Govt of India
Home Dept

Order 13-2-55
no 321

Recorded.

Do 7.2
9/2/95

No 72

Dated 28-1-95
Recd 4-1-95
Encl 7.5.6
Subject

Forward copy of this letter
to the Resident at Hyderabad
regarding the registers
in Police Registers, of
thefts committed on
Railway trains

Copy of the 2g. of Police (on sec)
Com. of Police

DEPARTED
15 FEB 95
IN M.S.

over

No. 7/ .

FROM

L. M. THORNTON, Esq.,

Deputy Secretary to the Government of India,

To

THE RESIDENT AT HYDERABAD.



Home Department.
Police.

Calcutta, the 28th January 1895.

SIR,

I AM directed to reply to your letter No. 137, dated the 8th May 1894, forwarding copy of a correspondence with the Government of Bombay regarding a proposal made by the Inspector-General of Police in the Hyderabad Assigned Districts that thefts committed on Railway trains should be taken on the Police register of the jurisdiction in which the report of their occurrence is made.

2. I am to say that, after consulting the other Local Governments and Administrations, the Government of India have arrived at the conclusion, to which most of the authorities consulted incline, that it is not desirable to lay down a general rule on the subject. It appears possible that a fixed rule might often be misunderstood or wrongly applied by the local Police, and the Government could not by any general rule provide against differences of opinion on the question whether there was sufficient proof that the offence was committed within a particular jurisdiction.

3. I am to add, however, that the practice followed in the Madras Presidency and in Bengal appears to the Governor General in Council to be one which might be properly followed elsewhere; and that this opinion will be communicated for the information of other Local Governments and Administrations. The Madras practice, as described in the reply from that Government, is "to record thefts committed on Railway trains in the register of the Police station at which report of the occurrence is made. If, however, in the course of investigation the locality at which the crime was committed is ascertained beyond reasonable doubt, the crime is transferred to the register of the station within the limits of which it occurred." The practice in force in Bengal is similar, and is thus stated:—

The practice on the East Indian Railway, Bengal and North-Western Railway, and Bengal-Nagpur Railway is for the Police to take cognizance of cases at the places at which they are reported. If on enquiry it appears that the cases have been committed in another Province, they are handed over to the Police of that Province, a report being made to the local Magistrate. Cases of which the place of occurrence is doubtful are generally registered where reported. On the Eastern Bengal Railway, which has no connection with any other Province, as well as on those portions of the East Indian Railway and connected lines falling within Lower Bengal, cases are generally taken up in the district in which they are reported, and they

vide letter 1895
19 July 94
no 1792-12

are only transferred if it is ascertained on enquiry that the offences were actually committed in another district.

I have the honour to be,

SIR,

Your most obedient Servant,

L. M. THORNTON,

Deputy Secretary to the Government of India.

No. 72.

Copy forwarded to the *Govt. of Madras*
for information, with reference to the correspondence ending with *the letter from*
that Government No. 1792 *sub.*, dated *the 19th July 1894.*

By order,

L. M. Thornton

Deputy Secretary to the Government of India.

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