

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 440

Dated 28th Feb. 1895.

INDEXED.

[Despatch Abstract.]

APPEAL FROM CONVICT UNDER SENTENCE OF DEATH

Declining to forward to the Government of India and to Her Majesty the Queen-Empress the appeal from convict No. 9484, Alagiri Tevan, under sentence of death, and directing that the law shall take its course.

BACK PAPERS.							
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

G.O.	No.	Department.	Date.

[illegible][illegible]

Matura

21st February 1895

From Major

Superintendent of Jail

2

His Excellency the Governor-General
in Council, Calcutta.

The humble petition of Appeals
for mercy of Convict No. 9484, Ala-
firi Dewan, now confined in the Dis-
trict Jail at Madras under sentence
of death, in Calcutta case No. 59 of
1894 on the file of the Sessions Court
Madras, which was confirmed on
appeal by the Madras Government.

Sheweth,

That there was no relation-
ship between the petitioner and Tha-
nasi Dewan. His daughter was al-
ready married but had come to
her father's house as she divorced
her husband. She deceased might
have ^{been} killed by her husband alone
on account of the enmity caused by
this divorcement. She petitioner
has a wife and children and why
should he kill her? He was a ser-
vant there merely for a living and
he got into such a danger. He has
no one for help. His witnesses did
not come forward as they were in-
duced to do so and, consequently,
then

the Sessions Judge sentenced him
to death which has been confirmed
by the High Court and the Madras
Government. He has now no one
to help him. He therefore most
humbly prays that your Excellency
will be graciously pleased to look
into the records and grant him
pardon. — Mark of Alapice Swami

(Intertranslation)

Forwards

Madura

21 February 1895

Surgeon Major

Superintendent of Jail

To

Magiri Suman, Chief of the
Dutch Jail
Madura.

To

His Excellency the
Governor General in Council
Calcutta.

Dated 21st } February 1895.
Received

No. 2

Stating that he was not
related to Shavasi Suman,
whom he was serving,
that he had no reason
whatever to kill the
deceased while he
himself had a wife
and children, that the
deceased might have
been killed by her own
husband, whom she
had annoyed by his
violence, that his
witnesses were induced
not to defend him, that
he has none for help,
and that he should be
granted pardon pending
the ends of his case.

1895
Lud C. Dept.
Encls. No. 1
To
882

Madura

Nominal Roll of convict No. 9484, Magiri Suman.

Number of Remarks and previous convictions, if any, and Remarks.

Result of the Appeal to High Court.

Conduct in Jail.

State of Health.

Age.

Adjudicating Court.

Date of Sentence.

Sentence.

Crime.

Sentence confirmed.

Good

Good

32 years & months and 11 days.

Madura District Court.

10th December 1894.

Death.

Section 302 & 303 P.C.

File

ER 2001

Superintendent of Jail.

Madura Jail office,
21 February 1895.

CURRENT NO 882

OFFICE OF SUPERINTENDENT OF JAIL
MADURA 21st February 1895.

No. 309

From

Surgeon Major J. C. Reever
SUPERINTENDENT OF JAIL,
MADURA.

To

THE CHIEF SECRETARY TO GOVERNMENT,
FORT SAINT GEORGE.

Sir,

Rule 1022 of Jail Code
I have the honor under G. O., dated 2nd July 1889, No. 1194, Judicial, to submit herewith the appeal petition of condemned prisoner No. 9484, *Alagiri Swan*, addressed to the Government of India together with his nominal Roll.

Referred in G. O. No. 356,
dated 16th February 1895.

2. The prisoner having expressed his desire to submit this appeal petition to the Government of India within 5 days after the receipt of the G. O. declining to interfere, he will not be executed until a definite reply is received from the said Government.

3. The date fixed for the execution of sentence is 8th March 1895.

I have the honor to be

Sir,

Your most obedient servant,

J. C. Reever
Surgeon Major
Superintendent of Jail.

No. 309
Ludl Dept.
no. 2
C. No. 882.

To

No. 3

Her Majesty the Queen Victoria
Empress of India.

The humble petition of Appeal for
mercy of Convict No. 9484, aka.
Jiri Swan, now confined in the
District Jail at Madras under
sentence of death, in calendar
Case No. 59 of 1894 on the file
of the Sessions Court Madras,
which was confirmed on appeal
by the Madras Government.

Sheweth,

That there was no re-
lationship between the petitioner
and Shanasi Swan. His daughter
was already married but had
come to her father's house as
she divorced her husband. She
deceased might have been killed
by her husband alone on account
of the enmity caused by this di-
vorcement. The petitioner has a
wife and children and why should
he kill her? He was a servant
there merely for a living and he
got into such a danger. He has
no

no one for help. His witnesses
did not come forward as they
were induced to do so and,
consequently, the Sessions Judge
sentenced him to death which
has been confirmed by the High
Court and Madras Government.
He has now no one to help him.
He therefore most humbly prays
that Her Majesty will be
graciously pleased to look
into the records and grant
him pardon.

—Musk of Alajiri Sevan

(True translation)

Madras }
21st February 1895 }

F. R. R. R.
Superintendent of Jail

Superintendent of Jail

From

Alapri Swan, Convict No. 9484,
District Jail
Madura.

To
Her Majesty the Queen
Victoria, Empress of India.

Dated 21st February 1895
Received

No. 3

Stating that he was
not related to Shavasi
Swan whom he was
serving, that he had no
reason whatever to kill
the deceased while he
himself had a wife
and children, that
the deceased might have
been killed by her own
husband, whom she had
annoyed by divorcing
that his witnesses were
induced not to defend
him and that he had
none for help, and pray-
ing that he should be
granted pardon, re-
maining the record of his
Case.

1395
Lud. Dept.
To
003

Enclosure 2.
Nominal Roll of convict No. 9484, Alapri Swan.

Crime.	Sentence.	Date of Sentence.	Adjudicating Court.	Rank Age.	State of Health.	Conduct in Jail.	Result of the Appeal to High Court.	Number of Remarks and previous convictions, if any, and remarks.
Section 302 I. P. C.	Death.	10 th Decem ^r 1894.	Deceased first Madras.	32 years & months and 11 days.	Good	Good	Deceased Confirmed	Nil

Flower
Superintendent of Jail.

Madura Jail office,
21st February 1895.

Lm

CURRENT No 883

No. 310

OFFICE OF SUPERINTENDENT OF JAIL
MADURA 21st February 1895.

From

Surgeon Major J. C. Reever
SUPERINTENDENT OF JAIL,
MADURA.

To

THE CHIEF SECRETARY TO GOVERNMENT,
FORT SAINT GEORGE.

Sir,

Rule 1022 of Jail Code
I have the honor under G. O., dated 2nd July 1889, No. 1134, Judicial, to submit here-
with the appeal petition of condemned prisoner No. 9484, *Magari Iruam*,
addressed to ~~the Government of India~~ *Her Majesty* together with his nominal Roll.

Referred in G. O. No. 356
dated 16th February 1895.

Her Majesty
Government of India within 5 days after the receipt of the G. O. declining to interfere, he
will not be executed until a definite reply is received from ~~the said Government~~ *Her Majesty*.

3. The date fixed for the execution of
Sentence is 6th March 1895.

I have the honor to be

Sir,

Your most obedient servant,

J. C. Reever

Superintendent of Jail.

125
Lud C. Dep.
2
C. No. 883

Judicial Dept
CURRENT NO. 883
1895

FROM
MADURA DISTRICT JAIL
THE SUPERINTENDENT OF JAIL,
MADURA.

TO
THE CHIEF SECRETARY
TO GOVERNMENT,
PORT SAINT GEORGE.
23 FEB. 1895
GOVERNMENT OF MADRAS
1895

Dated 21
Received 23
Regd 23

No. 310
Enclosures 2
Subject.

Submits a petition from condemned prisoner to the
Government of India No. 9484, Alagiri Sivan,
in calendar case No. 59 of 1894 on the file of
Sessions Court Madura together with the usual
Nominal Roll.

[G.]
26
200-8-2-95

C. No. 882 of 95
883 of 95

Judicial
DEPARTMENT.

FOR ORDERS.

There is nothing in either of these
petitions to induce the P. of I.
or the advisers of Her Majesty
to take a different view from
that already taken by this Govt.
They should be dealt with in
the usual way

26/2/95

I agree
26/2

And I.
26 Feb

25.2.95

Petitions for mercy
Addressed to the
Viceroy + H. M. The
Queen Empress, by
Convict No 9484 Alagiri
Sivan, under sentence of death
in CE 59 of 94.
G.O: 856 of 16.2.95
disposed of this memo
sent to the local Govt.

The date fixed
for the execution of this
sentence is 6th March

25.2.95

Petition for mercy

FOR ORDERS

V.E

H.M. & Co.

Sent O^r (letter)

M. Lind

then direct

to H.M.

See orders in

Case 882/95

Recd at 4/4/5

pm

Recd for cipher

at 5-15 pm

4/4/5

2/2

[J]
1.000

JUDICIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read again G.O., dated 16th May 1895, No. 356, Tull, mis.

Read also the following

Gov. 882 + 883/95.

ORDER—dated 28th May 1895, No. 440

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. 984, Majiri Tavan under sentence of death, and directs that the law shall take its course.

(True Extract)
(From orders)

27.2.95

27/2/95

To The Petitioner through Superintendent of the Madras Jail. 28/2/95

27/2/95

Note for file

With ref. to C.S.'s blue chalk remarks on the comments "Not marked V.E. by Sept", perhaps it is unnecessary in this case to point it out, as the J.S. seems to have directed Mr. Xamiska to prepare a general amendment of the rule of the Jail. on the point. Yes

Sentence of Death
 Appeal to Lucia & M.
 the Queen Empress.

VE

(From order)

CS

(rehearsal)

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

189

READ AGAIN G.O., No.
 189

DATED

CURRENT No.

ENCLOSURE to C. 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.
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