

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 638.

DATED 27th Mar 1895.

INDEXED.

[Despatch Abstract.]

CRIMINAL LUNATIC.

Directing that--Subraya be sent to the Lunatic Asylum at Madras for safe custody and treatment, and that a medical history sheet in the form prescribed in G.O., No. 786, dated 29th March 1894, be prepared and forwarded direct to the Superintendent of the Asylum.

mcl.

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 Dept
CURRENT No. 319

1895.

From,
The District Magistrate of
South Canara.

To,
The Chief Secretary to Government,
Judicial Department,
Fort St. George.

Dated *22nd January* 1895.

Received
26 JAN 1895
UNDER SECRETARY
PUBLIC WORKS
CURRENT No. 370
May 9 1895

ENCLOSURE

Subject.

*Submitting for the orders of
Government under Section
466 Criminal Procedure
Code the case of an accused
by name Subraya of Lippin-
angadi Taluk, South Canara
charged with murder.*

*This may await the
receipt of the papers
mentioned in para: 3 of the
order of the*

By
28

Medical Dept file

2
Ref. to me. d/19. 2-95 No 331
The Dist. Magistrate should submit
to the Quarter D. Magistrate for
finding as to the insanity of the
prisoner. The records contain no
such finding.
D. 2-95

Cof. 18/2
to the Quarter, S. Canara dated 19/2/95

No. 414.

Puttur,
27th December 1894.

To,

The District Magistrate
South Canara.

(Through the Divisional Magistrate)

Sir,

I beg to report the following case for
orders under Section 466 of the Criminal
Procedure Code.

Subraya, (aged about 20 years) the prisoner in Preliminary Enquiry Case No. 8 of 1894 on the file of my Court has been charged by the Station House Officer of Bellare with having murdered his own mother by inflicting as many as 32 wounds on her face &c. with a bill hook and also with having caused grievous hurt to his sister (a girl of 8 years) with the same bill hook on the night of the 10th December 1894. As from the Police inquest Report &c. it appeared that the prisoner was
subject

subject to epileptic fits and that he committed the above acts when he was not of ~~an~~ sound mind and as from his looks and from the fact of his not answering when spoken to when he was produced before me, I had reason to doubt his sanity, I requested the medical officer in charge of the Local Fund Hospital at this place to examine him in view to ascertaining whether he is capable or not of making his defence. The said medical officer who has had the prisoner under his observation for the last 10 days states in his deposition of this date that in his opinion the prisoner is of unsound mind and incapable of making his defence and that the probable cause of his insanity is his having frequent attacks of epilepsy to which from his father's evidence he appears to be subject from his childhood. He has a large burnt scar on his right posterior which injury his father says he got about 4 years ago by falling into fire when he had an attack of the above disease. ^(sic) Being therefore of opinion that the accused is of unsound mind

mind and consequently incapable of making his defence I have recorded a proceedings this day under section 464 C.P.C. postponing further proceedings in the case and I request that you will be pleased to obtain the orders of Government under Section 466 regarding his future custody.

2. I send the records of the case for your perusal and I also send the prisoner to Mangalore so that he may if necessary be further examined by the District Surgeon. At any rate I think it better to keep him in the District Jail pending receipt of the orders of Government as he will be under better supervision and care there.

I beg to remain &c.

(Signed) M. Venkat Rao.

3rd class Magistrate
Appinangadi Taluk.

CURRENT NO. 319

True Copy submitted for the orders of
Government in the Judicial Depart-
ment.

2. I have transferred the case to the file of the General Duty Deputy Magistrate who is also in charge of the Head Quarters Division so that he may examine the Civil Surgeon at Mangalore.

3. The Civil Surgeon's deposition will be submitted on its receipt together with the records of the case.

Canara District Magistrate's
Office, Mangalore 10th January 1895

Sd/ G. W. Datta
As District Magistrate

(True Copy)

D. Ananth
For District Magistrate

66
22/1

Submit the records
to the District Magistrate

CURRENT NO. 672

From

Current Regt. No. 243 of 1895
Mag.

South Canara General Duty
Deputy Magistrate's Office.
Mangalore, 31st January 1895

M. R. Ry. D. Ananthaya Sub.
H^d 2nd Dy. Magistrate
in charge of Puttur
Division, S. Canara.

To

The District Magistrate of
South Canara.

Sir,

With reference to your proceedings current Register No. 370 dated the 10th instant, I beg to submit herewith the depositions of the District Surgeon together with the records of P. E. R. case No. 8/94 on the file of the stationary Magistrate of Uppinangady.

I have the honor to be,
Sir

Your most obedient servant

D. Ananth
H^d 2nd Dy. Magistrate
in charge.

1895

From

The Dy Magistrate of
South Canara

To

The District Magistrate of
South Canara.

Ref. m. C. R. No. 370/95
Mag.

Date 31st January

Dispt. 1st Feb.

Recd. 12

1895

W.H. WELCH

1 FEB 95

SECRETARY
12 FEB. 1895

Report Submitting the report of
the D. Surgeon together with record
of P. & R. Case 80 of 94 on the file of the
Stationary Magistrate of Puttur.

sb
14/7

Submitted for the order of
Government in the Judicial
Department in continuation
of this office endorsement dated
1st January 1895 upon m. C. R.
Current No. 370 of 95.

W.H. Welch
1st February 1895

D. W.

District Magistrate

L. P. No. 28-93.

9/11

CURRENT NO

1293

Ref. m. C. R. No. 370/95

9/11

1895

From,

The — District Magistrate of
South Canara.

To,

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

Dated 9th March
Despatched 11th — 95
Received 15

1895

Reference on Current No. 370/95

CHIEF SECRETARY
ENCLOSURE
15 MAR. 1895
GOVERNMENT OF MADRAS
Subject

Submitting the Journal finding
as to the insanity of the prisoner
Subraya recorded by the Head
Quarters Dy. Magistrate of
South Canara.

Ref. on extra current Reg No 6495

Finding.

From the observations I have made on visiting the prisoner in the District jail at Mangalore and from the evidence given before me by the Civil surgeon under whose observation the prisoner has been for some time, I find that the prisoner Subraya Gowda is of unsound mind and consequently incapable of making his defence. I, therefore, postpone further proceedings in the case under section 464 of the C. P. Code.

Admr

4th March 1895

D. [Signature]
Deputy Magistrate.

No

1293

SOUTH CANARA DISTRICT MAGISTRATE'S OFFICE,

Camp Karkul 9th March
1895.

From

W. H. Welsh Esquire,

District Magistrate of

South Canara.

To

THE CHIEF SECRETARY TO GOVERNMENT,

Judicial Department,

Fort St. George.

Sir,

As directed in your memorandum
No. 331 under date the 19th ultimo,
I have the honor to submit enclosed
the formal finding as to the insanity of
the prisoner Subraya, recorded by the
Head Quarters Deputy Magistrate
of South Canara.

I have the honor to be
Sir,

Your most obedient Servant

W. H. Welsh
District Magistrate.

W



Judicial Department



PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following letter, from the District Magistrate,

CH 319 of 95 -
CH 672 of 95 -
CH 1293 of 95 -

ORDER—dated 27 March 1895, No. 638

Under the provisions of Section 466, Criminal C., it is directed that criminal lunatic *Subraya* be sent to the Lunatic Asylum at Madras for safe custody and treatment; the usual periodical reports being made of the state of his mind.

The Superintendent of the District Jail *Mangalore* will forward criminal lunatic *Subraya* at once to destination and intimate the despatch to Superintendent of the Asylum by letter accompanied by all necessary papers.

3. A medical history sheet in the form prescribed by Govt in G.O. 106 of 29.3.94. This should have been submitted with the report to Govt. It should now be prepared and forwarded direct to the Superintendent of the Asylum.
4. The attention of the Magistrate will be drawn to G.O. 87 of 10.1.95.

(True Extract)

(For order)
25/3/95 20.3.95

Under Secretary.
There is another instance of a lunatic who was sent to the Asylum and who was sent back to the District Jail.

To the District Magistrate, *Madras*
Superintendent, Lunatic Asylum, Mt. with papers.
Surgeon-General. (Pto)
Inspector-General of Police. (Pto)
Inspector-General of Jails. (Pto)

DESPATCHED
30 MAR 95
IN M.S.

Cpd
2/5.

26/3/95

12/3/95
25/3/95
26/3/95

Criminal Lunatics

(For orders)

C.S.

Wm. D. 73

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

189 .

READ AGAIN G.O., No.
189 ,

DATED

CURRENT No.

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