

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 705-707.

Dated 3rd Apr 1895.

INDEXED.

[Despatch Abstract.]

ESCAPE OF FUGITIVE GHULAM RASUL FROM GOA.

Directing that the circumstances connected with the escape from Goa of Ghulam Rasul alias Abdul Rasul, a supposed leader of the gang which looted the temple at Comorin, be brought to the notice of the Government of India in view to arrangements being made to prevent the recurrence of similar cases.

and.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	380.		11-2-95				
ch	3105		1895.				
			1453				
			11-7-95				

CURRENT NO. 1128

From
The Bombay Govt.
P.O. Dept.

300-11-2-95
P. 300-11-2-95-1128
Papers

Order
mis

Recorded.

No. 1519

Date 5. 3. 95
Recd 7. 3. 95
Regd 8. 3. 95

Subject

Forward copy of a letter from the
Chief Secy to the Govt. of Portuguese
India regarding Shulam Das

For Order
If H.M. agrees, the facts of
this case will be brought
to the notice of the G. of I.
There is no law regulating
extradition between British
Portuguese India at
present, for the Protocol
perhaps it is unnecessary to bring the matter
to the notice of the Govt. of India. Attention is
invited to the note for order in G.O. 16-1-95 & 98-98A.

to the Extradition Treaty
between England & Portugal
made in 1892 declares it
to be inapplicable to India.
vide p. 90 of the Appendix to
the Lawrence Asylum Press
for 1895.

15 March
27/3/95

There has apparently been no intention
registration

The case must be reported
to India with the recommenda-
tion that arrangements for
the reciprocal extradition of
criminal may be made

28/3/95

11/4/98
11/9/3

over

C 28/3
2003

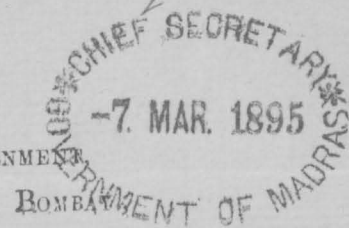
No. 1579 OF 1895.

POLITICAL DEPARTMENT:

Bombay Castle, 5th March 1895.

FROM

THE HONOURABLE MR. G. W. VIDAL, I. C. S.,
Acting Secretary to Government



TO

The Chief Secretary to the Government of Madras,
Judicial Department.

SIR,

In continuation of my letter No 779, dated the 2nd instant, I am directed to forward, herewith, for the information of the Government of Madras, copy of a letter from the Chief Secretary to the Government of Portuguese India, No 17 dated the 12th idem, in which he details the circumstances under which the fugitive Ghulam Rasul alias Abdul Rasul left Goa.

I have the honor to be,

Sir,

Your most obedient servant.

G. W. Vidal

Secretary to Government.

11-2-95
No 300
his

No. 7 of 1895.

No 17

To

G. W. Vidal, Esq., I.C.S.

Acting Secretary to Government, Bombay

Most Illustrious and Excellent Sir,

His Excellency the Governor General of the State of Portuguese India, before whom I place your letter No 778 of 2nd Instant, regarding the apprehension of Gulam Rasul, alias Abdul Rasul, directs me to state the following:-

2 It must be considered in the first place that there are no stipulations for the extradition of criminals between Portuguese and British India, excluded very expressly in the additional protocol to the Convention ratified between Portugal and Great Britain on the 17th October 1892.

3 In view of this, it is clear that this Government even if aware that Abdul Rasul was in Goa, could not arrest him on the requisition of the Inspector General of Police, Madras. - Notwithstanding this, with the intention of aiding the British police in their endeavour to capture that criminal,

and

Ms 86-90 of the
L. R. P. almanac
for 1895

and prompted by the desire to continue to maintain the good relations subsisting between the two Governments, the criminal was under the surveillance of the Portuguese police, which did its work very well, never losing sight of the man until it was known that he had on the 16th December last purchased at Mormugao a passage ticket to Mangalore by one of ———— Shepherd and Co's Steamers. This was communicated by telegram to the said Inspector of Police, Madras, it being observed that the telegram was only despatched after the steamer had left Mormugao.

4 After this, it is evident that all control of the Portuguese Police ceased; and as between Mormugao and Mangalore, the steamer must have touched at 3 or 4 ports, all British, it is probable that Abdul should have quietly left at any of them, avoiding arrest by the British Police at Mangalore, which was ostensibly the port of his destination.

5 Apart from this occurrence, you observe that it is very much to the reciprocal advantage of the two Governments of India, that there should be some treaty between them providing for

for the extradition of criminals, it being necessary to establish the respective leases and clauses to be mutually observed. If the Government of Bombay agree in this opinion you will be good enough to indicate on your part what you think should be done.

God preserve you. - Secretariat of the Government General of the State of India,
12th February 1895.

(Signed) J. M. C. Talorda,

Secretary General

(True Translation)

(Signed) F. X. da Silva,

Portuguese Translator to Government

16th February 1895.

Papers to be read in Proceedings:—

Again G.O., dated *1 Dec*
Again G.O., dated *16 Jan*
Current No. of 18, dated

1894, No. *2923-25 Indl*
1895, No. *98498. It Indl*
from

Current No. of 18, dated

from
Order 3 April 1895 No 705

The circumstances connected with the escape from Goa of ~~the~~ *Abdul Rasul* alias Abdul Rasul a supposed leader of the gang which looted the temple at Cape Comorin will be brought to the notice of the G. of I. in view to arrangements being made to prevent a recurrence of similar cases.

HP (From order) *in*
24/4/95 *30/3/95*

copied 6/4
To the Rect in I. & C. (P 40)
— S. G. of Police (P 40)
Letter No 706
To the Sec. to the G. of I., Foreign Dept.
Sir,

I am directed to request that the circumstances set out below may be brought to the notice of the G. of I.
2. During last year a

1895
Encls. No. *128*
To *128*
G. No.

large quantity of jewels was
stolen from the temple
at Cape Comorin by a
gang of Muhammadans.
Inquiries were set on foot
& indicated one Ghulam
Rasul as the ring leader.
This individual got wind of
the results of the investigation
& took refuge in the Portuguese
territory of Goa. ~~Thereupon, the~~
~~Govt. of Bombay~~ ^{at the request of} ~~applied~~
to the Portuguese authorities
~~for extradition of Abdul Rasul~~
~~and to detain Abdul Rasul~~
pending receipt of formal
application for extradition
accompanied by evidence
establishing a prima facie
case. Before, however, this
formal application could
be made, the Portuguese
authorities telegraphed that
Abdul Rasul had left Goa
by sea for Mangalore.
~~But he~~ never reached that
port & all trace of him has
been lost. The presumption
is that he disembarked at
some port between Goa &
Mangalore.
~~There is no information~~
~~received from the~~

The Govt. of Bombay, thereupon,
invited the Portuguese authorities
to explain the circumstances under
which Abdul Rasul was
permitted to leave Goa
in spite of the request
for his detention & received,
in reply, the letter of which
a copy is enclosed.
It will be seen that the
fugitive was kept under
surveillance by the
Goa police but that the
Portuguese authorities
did not consider themselves
justified in preventing the
man's departure from their
territory in the absence of
any agreement between
the British & Portuguese
Govts in regard to the
extradition of criminals
in India.

3. In view of this occurrence
I am to suggest that
negotiations should be
entered into with the
object of ~~preventing~~ preventing
similar failures of justice
in future. I have the

~~Letter no 707~~ ~~24/1/95~~ ~~20th Mar 95~~

Letter no 707
Letter to the Govt. of Bombay

In, I am directed, with
advice to your letter
of 5 March 1895, No 1519,
Pol, regarding the
escape from Goa of the
supposed criminal Abdul

Recd, to forward a copy of a letter on the subject which this Govt. has addressed to the Govt. of Bombay by this Govt. with a request that inquiries might be made.

I have the

by
30/3

2/4/85

Q

misc

(Forwarded)

When given for copying
When copied
When examined
When signed

189.

MAIN G.O., No.
189

DATED

PRESENT

ENCLOSURES TO C. No

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT

STATEMENT WITH DITTO

PAPERS FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL

N.B.—

A = Copy in full.
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