

Judicial (1895) Department.

ORDINARY MS.

G.O., No. 954

Dated 8th May, 1895

INDEXED.

[Despatch Abstract.]

EXTRADITION.

Recording letter from the Resident in Travancore and Cochin submitting, with remarks, return of persons made over for trial by the Courts of Cochin during the half-year ended 31st December 1894, and awaiting the further explanation promised.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	2162		5.6p/94				

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	2263		95				
	4205		95				

RETURN under Rule 1

the Resident in

Izavancon and Cochin

To

The Chief Secretary to Government
Colacacumund.

Dated 16th April 1895

Despatched 23rd do

Recd 27th do

Repd 28th do

Ref au c no 1126

Enclosure. 1 ✓



1000-11-12 27/95

Submits with remarks the Return of persons made over for trial by the Courts of Cochin during the half year which ended on the 31st December 1894.

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Order 8 May 1895. No 954.

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Recorded 2

2. The further explanation promised is awaited.

2. J. J. S.
7/5/95.

To the Resident in T+C. Gto.

Note.

The return was due to the Govt. on 1st Feb 95 but the delay has been explained.

MR
28/4/95

Cover

Half yearly Return under Rule 10 of the Rules under the Extradition Act XXI of 1879 of persons made over by the British Resident of Cochin under Rules 5 & 7 for the period ending 31st December 1894.

The Courts of the Native States

Number	Name of persons	Nationality	Offence with which charged	where arrested	Date of surrender	Native State to which surrendered for trial	Reasons for surrender	Nature of sentence passed with date of sentence	Remarks.
Calandar case No 499 of 1869 on the file of the 2 nd Class Magistrate of Cochin	Shamadu Kunji Cheriya Pathagathodu Pathom Bictish Cochin	Mahomedan (Jonakau)	Theft under section 359 C.P.C. 1879 Indian Penal Code.	British Cochin	10 th Marchadagam 1869 24 th July 1894.			Discharged under Sec: 223 Cochin Criminal Procedure Code. 28 th Marchadagam 1869 11 th August 1894.	
Calandar case No 618 of 1869 on the file of the 2 nd Class Magistrate of Cochin	Maadikattu Cooro of Charayi Mury Palli-juram Poonathy Cochin Palag.	Alvidu Elavan	House breaking by night, theft in building & extortion under Sec: 457-460 & 386 C.P.C.	Ditto	12 th Marchadagam 1869 24 th January 1894 July 1894			Sentenced to 6 months rigorous imprisonment & Rs 200 fine & in default of payment to undergo rigorous imprisonment for 1 1/2 months more & to receive 15 stripes. 25 th Marchadagam 1869 8 th August 1894	The District Magistrate has been called upon to explain why it was not reported as pending in the previous Return and to account for the delay of 6 months and 18 days in disposing of the case.
Calandar case No 28 of 1870 on the file of the 2 nd Class Magistrate of Cochin	Pathampurakal Kesahan Kutty Shamada of Cal. Netty, British Cochin	Mahomedan (Jonakau)	House breaking by night, theft in a building & extortion under sections 407-360 & 386 C.P.C. 457-380 & 386 J.P.C.	Ditto	11 th Marchadagam 1869 25 th July 1894.			Sentenced to 3 months rigorous imprisonment & Rs 15 fine & in default of payment to undergo rigorous imprisonment for one month more. 3 rd January 1870 18 th September 1894.	Extradition was applied for all the three accused in this case. Accordingly the 2 nd & 3 rd accused were surrendered & they were found guilty & sentenced. But the substance was quashed by the Appeal Court of Cochin & a retrial was ordered. Meanwhile the first accused was surrendered & then all the three were tried in this case together; sentence was passed on them. The delay in disposing of this case was owing to the above mentioned reasons. Again the second sentence was quashed by the District Magistrate. The sentence passed in the first case on the 2 nd & 3 rd accused was shown in last half yearly Return. The sentence now passed on the 2 nd & 3 rd accused with same as that on the first accused shown in this return.
Calandar case No 159 of 1870 on the file of the 2 nd Class Magistrate of Cochin	Talakkia Pathirathu Parameswara Menon, Ponnigumma Kuppia Marangalona, Ponnigum.	Indu Star	Criminal breach of trust under Sec: 386 C.P.C. 408 J.P.C.	Ditto	25 th Thulam 1870 9 th November 1894			Discharged under Sec: 223 Cochin Cr. P.C. 29 th Thulam 1870 13 th November 1894.	
Calandar case No 241 of 1869 on the file of the 2 nd Class Magistrate of Muttumapuram.	Manjaparambath Shamed	Mahomedan (Jonakau)	Barbitry under Sec: 375 C.P.C. 295 J.P.C.	Proctorialan Poonam, Katerod Poonam, Ponnigumma Palag.	17 th Muttumapuram 1869 29 th June 1894.			Committed to the Sessions Court of Muttumapuram on the 29 th Muttumapuram 1869 and sentenced to seven years rigorous imprisonment. 17 th Marchadagam 1869 31 st July 1894.	Shown in the previous return as pending.
Calandar case 209 on the file of the 2 nd Class Magistrate of Calapilli	Maitthunny	Mahomedan (Jonakau)	Theft under section 361 C.P.C. 381 J.P.C.	Parpanampady British State	15 th Muttumapuram 1869 27 th June 1894.			Sentenced to 6 lashes inflicted in the presence of the Magistrate. 32 nd Muttumapuram 1869 14 th July 1894.	Shown in the previous return as disposed of on the 14 th July 1894.
Calandar case No 285 of 1869 on the file of the 2 nd Class Magistrate of Calapilli	Maitthunny	Mahomedan (Jonakau)	Theft in a building under Sec: 360 C.P.C. 380 J.P.C.	Neer Kootwad Station British Territory	19 th Marchadagam 1869 2 nd August 1894			Acquitted under Sec: 223 Cochin Cr. P.C. 30 th Marchadagam 1869 18 th August 1894.	
Calandar case No 346 of 1869 on the file of the 2 nd Class Magistrate of Calapilli	1. Ramau 2. Palani Velau 3. Ramau Kutty	(1) Chedan (2) Elavan (3) Manau (wadhawan)	Theft under section 359 C.P.C. 379 J.P.C.	Cheruplathery British Territory	5 th Chingom 1870 20 th August 1894			Acquitted under Sec: 223 Cochin Cr. P.C. 26 th January 1870 11 th October 1894	The date of surrender was by mistake entered as 2 nd August instead of 10 th August. It will be shown that no material change in the reference from the Resident's Office.
Calandar case No 193 of 1869 on the file of the 3 rd Class Magistrate of Munnambalam	Shami	Elavan	Theft under Sec: 359 C.P.C. 379 J.P.C.	Borunthanthi British Territory	20 th Muttumapuram 1869 2 nd July 1894.			Sentenced to rigorous imprisonment for 1 month - 31 st Marchadagam 1870 14 th August 1894.	
Calandar case No 226 of 1869 on the file of the 3 rd Class Magistrate of Munnambalam	Velappan	Elavan	Theft in a building under section 360 C.P.C. 380 J.P.C.	Pillared Poonam British Territory	25 th Marchadagam 1869 8 th August 1894			Sentenced to rigorous imprisonment for 1 month & Rs 7 fine - 15 th January 1870 1 st October 1894.	
Calandar case No 48 of 1870 on the file of the 3 rd Class Magistrate of Munnambalam	1. Chukappan 2. Unayakun	Elavan Do	Theft under Sec: 359 C.P.C. 379 J.P.C.	Narayanpet Poonam British Territory	23 rd Thulam 1870 7 th November 1894			Discharged under Sec: 223 Cochin Cr. P.C. 20 th Marchadagam 1870 4 th December 1894.	
Calandar case No 38 of 1870 on the file of the 3 rd Class Magistrate of Munnambalam	Prokar	Mahomedan (Jonakau)	Theft under Sec: 359 C.P.C. 379 J.P.C.	Ditto	7 th Thulam 1870 26 th October 1894			Discharged under Sec: 223 Cochin Cr. P.C. 29 th Thulam 1870 13 th November 1894.	
Calandar case No 89 of 1869 on the file of the 2 nd Class Magistrate of Munnambalam	Thukitachelam Chetty	Telugu (Sudra)	Criminal breach of trust under Sec: 384 C.P.C. 407 J.P.C.	Pallathil Poonam Palagat.	23 rd Marchadagam 1869 5 th August 1894.			Committed to the Sessions Court of Cochin on the 18 th January 1870 but acquitted 9 th Thulam 1870 24 th October 1894.	Two other cases which were connected with this and in which the Telugu property was the same had to be required into before the commitment of the case. Hence the delay.

The offence took place in this State

Superintendent,
Criminal Branch,
3rd April 1895.

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J. J.
G. S. S.

Resident's Office on circuit
Trichur, 16th April 1895

From J. D. Rees Esquire C.I.C.
Ag. Resident in Travancore and Cochin
To The Honorable Mr. J. F. Price C.S. J.
Chief Secretary to Government
Ootacamund

x 457R
13-4-95
in the linked file.

Sir, In continuation of Mr. Grigg's letter
Ref: on C. no 334 of the 27th February last
I have the honor to submit herewith the
return of persons made over for trial by
the Courts of Cochin during the half
year which ended on the 31st December 1894.
The return originally received from the
Dewan having been found to contain several
mistakes had to be sent back for revision
and this accounts for the delay in its sub-
mission to Government.

x The return
is due on 1st Feb.

2. In the return for the previous
half year recorded in G.O. dated 5th September
1894 No. 2162 Judicial, two cases were shown
as pending at the close of that half year.
To these one more has now been added viz.,
Calender case 618 of 1069 on the file of the
Second class Magistrate of Cochin. Explanation
has been called for as to why this was omitted.



in the previous returns and why there was a delay of 6 months and 15 days in disposing of it. The explanation will be submitted to Government on receipt.

3. Including the 3 referred to in the foregoing paragraph there were 13 cases for disposal during the half year ending 31st December last and all of these were disposed of before its close. Except in the one case mentioned in the last paragraph there was no inordinate delay in the disposals.

4. Out of 16 persons concerned in the 13 cases shown in the present return only 6 were punished the remaining 10 having been either discharged or acquitted. The conviction in Calender case 28 of 1070 on the file of the 2nd Class Magistrate of Cochin appears to have been subsequently quashed.

I have the honor to be
Sir
Your most Obedt Servant

J. R. R.
Ag. Resident

P. J.

W. J.

Given for copying _____
When copied _____
When examined _____
When signed _____

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READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DIET.

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IN ORIGINAL.

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