

- (1) பக்கங்களின் எண்ணிக்கை 24
- (2) புதுக்கித் திருப்பி. நாள் 16 செப் 1995
- (3) ஆதாரங் குறிப்பவர் சுருக்கொப்பம்

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

Judicial குறை

அரசாணை எண். மு. கோப்புத் தாள் எண்.	161 (106-107)	அச்சகம் பலவகை
நாள் :	25.1.1881	199

சு. யு. ந.
மடிக்கவோ கண்டபடி கையாளவோ கூடாது.

①
181

GOVERNMENT OF MADRAS
JUDICIAL DEPARTMENT.

25th January 1881, No. 161.

Opium Act.

Read the following paper :—

No. 106. From Lieutenant-Colonel T. E. TENNANT, Inspector-General of Jails, to the Chief Secretary to Government, dated Madras, 31st December 1880, No. 404.

Under Section 18 of the Prisoners Act V of 1871, I have the honor to refer the accompanying copy of a warrant issued by the Cantonment Magistrate of Pallavaram under (the Opium) Act I of 1878.

2. The Superintendent of the District Jail at Chingleput requested the Cantonment Magistrate to state whether the imprisonment awarded meant simple or rigorous imprisonment. The Magistrate, in reply, as will be seen from the copy of letter, No. 90, dated 15th December 1880, herewith enclosed, declined to give an opinion as to the description of imprisonment. I, therefore, refer the matter for the orders and instruction of the Right Honorable the Governor in Council.

ENCLOSURE No. 1.

From Surgeon-Major E. A. TRIMNELL, Superintendent of the District Jail, Chingleput, to the Cantonment First-class Magistrate, Pallavaram, dated 13th December 1880, No. 295.

I have the honor to bring to your notice that in your warrant, No. 42, dated 10th December 1880, against convict G. No. 2707, Bullamsing, in Calendar Case No. 17 of 1880, it is omitted to state whether the four months' imprisonment is simple or rigorous, and to request that you will be good enough to let me know the same.

From Major J. B. TAYLOR, Cantonment First-class Magistrate, Pallavaram, to the Superintendent of the District Jail, Chingleput, dated 15th December 1880, No. 90.

Referring to your letter, No. 295, dated 13th December 1880, I have the honor to state that in Section 9 of the Opium Act (1878), it is said that the punishment for any offence under that section should be imprisonment, but it does not state whether it is simple or rigorous. I adhered to the letter of the Act.

No. 107. ORDER THEREON, 25th January 1881, No. 161.

By Section 2, Clause 18, General Clauses Act (I of 1868) "imprisonment" (where the species is not stated) means "imprisonment of either description as defined in the Indian Penal Code." It was the duty, therefore, of the Cantonment Magistrate of Pallavaram, in awarding sentence under Section 9 of the Opium Act, to have set out in the warrant the species of imprisonment which he meant to impose. The warrant will now be returned to the Magistrate (through the Inspector-General of Jails) for amendment accordingly.

(True Extract.)

R. DAVIDSON,
Chief Secretary.

To the Inspector-General of Jails,
all District Magistrates.

Erd. J. Wright.

செப்பிடுபவர் பெயர் K.யுன்
செப்பிடுவதற்காக எடுத்த
கொள்கப்பட்ட நாளி *1881*
செப்பிடு முடிந்த நாளி *1881*
சரிபார்க்கும் ஆராய்ச்சி
மு.பா.எ. உதவிபாவர்
கையொப்பம் கையொப்பம்

Gobt. of (1881) Madras
JUDICIAL.

To
THE INSPECTOR-GENERAL OF
JAILS,
&c., &c., &c.

Dated January, 25th.

Issued

Recd.

Encl.

G.O., 25th January 1881, No. 101.

JANUARY.
Nos. 103-107.

Opium Act.— Certain warrant issued by the
Cantonment Magistrate of Pallavaram under this
Act returned to the Magistrate (through the
Inspector-General of Jails) for amendment.

No. 1104

2/1/80

Madras 31st December 1880

From
Lt Colonel J. E. Tennant
Inspector General of Jails

To
The Honble R. Davidson Esq.
Chief Secretary to Government
Fort St. George

Sir

Under Section 18 of the
Prisoners Act of 1871 I have the
honor to refer the accompanying copy
of a warrant issued by the Cantonment
Magistrate of Pallavaram under the
(Opium) Act I of 1878.

2. The Superintendent of the
District Jail at Chingleput requested
the Cantonment Magistrate to state
whether the imprisonment awarded
meant simple or rigorous imprisonment.

The Magistrate in reply, as will
be seen from the Copy of letter
No 90 dated 15th December 1850
herewith enclosed, declined to
give an opinion as to the description
of imprisonment. I therefore
refer the matter for the orders
and instructions of the Right
Honorable the Governor in
Council.

I have the honor to be
Sir
Your most obedient servant.
Inspector General of jails

19/1
Referring herewith
the copy of the letter
sent to the Magistrate
with remarks for orders
and instructions.

No 90

Enc.

From
The Registrar General
2
The Chief Secretary
to Government
To the Secy to Govt
of the Colonies
1850
Enc.

Rs. 90

Lantz ^{D. K. B.} ~~has~~ ^{of} ~~recd~~ ^{all} ~~of~~ ^{avenue}
 15 - December 1880
 280

From

Mr. Santo Magistrate

Palmer

3

He says I don't want jail

Chesapeake Co.

hi

Regarding your letter No. 295 dated 13/12/80, I have the honor to state that in Section 4 of the Opium Act (1878) it is said that the punishment for any offence under that Section, should be imprisonment. But it does not state whether it is simple or rigorous. I adhered to the letter of the act. I have the honor to be

From Post-Office, Kent.

1st J. W. Taylor
 2nd Anto Rust 1st class.

1 True Copy!

F. C. Truitt ~~Frederick Truitt~~

Pr. DC of Charge of Jail

18. December 1880

No 295

Chambers Dist. Jail
13th December 1880
380

From

The Superintendent of the Dist. Jail
Chambers

To The Judge 1st Class Magistrate

Pallavaram

Sir I have the honor to have been
notified that in your warrant No 42 dated
10th December 1880 against Corrie S. N.
2707 Pullam in Cauder Case No
17 of 1880 it is omitted to state whether
the 2 months delay is simple or
reformed & I request that you will
be good enough to let me know
the same.

I have to ever be

Yours most obedt. Servt.

J. E. A. Trimmell

Jud. of Dist. Jail

/ True Copy

E. A. Trimmell per J. E. A. Trimmell

Jud. of Chambers Dist. Jail
18th December 1880

Prisoners Roll of Court. Ed. No. 2707
 Full name. in present Dist. Jail

Crim.	Sentenced	Date of Sentenced	Age at sentencing	Age at sentencing	Rate of Health	Condition in Jail	No. of previous convictions	Remarks
Selling Opium without License	4 months	10 Dec 1880	34 years	34 years	Good	Good		

E. C. Tamm
 Superintendent of Jail
 28 Dec 1880

State Prison

No 42 3 The best Constable
2. Acid fruit- Pallavum
2. Acid fruit- Vi.

The trailer

disturb the change.

Section 303

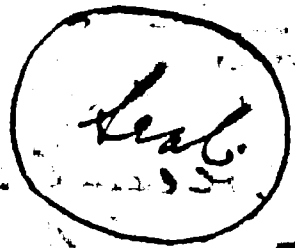
Warrant of Commitment

Whereas on the 10th day of December 1880
Billum Sing N. 2544. Private 33rd Regiment
N. I. prisoner in Cell No. 17 of the Central
for 1880 was convicted before me by
James Bees. Taylor, Lieutenant Major:
-tute of Pallaverrum of the offence of
selling Opium without license under
section 9 of act 1 of 1878, two sentences
to four (4) months imprisonment.

This is to authorize you the
said Head Constable to take & deliver
or cause to be taken & delivered the
said Bullum King to the jailer of the
said jail & you the said jailer to
receive the said Bullum King into your
custody in the said jail together with
his warrants & there carry the
aforesaid sentence into execution

according to Law.

Given under my hand & the Seal
of the said Court this 10th day of
December 1880.



Given by J. B. Taylor
Court Registrar

True Copy
J. A. Minnie
Superintendent of the Court
20th December 1880.

8/18

Submitted 11th December 1880

Chief Justice
C. N. 2707
C. N. 2018
Procurator
General
James Sullivan

India Mail DEPARTMENT. 9/16/80

No. 23.

From Sup. Gen. J. B. J. B.

Dated 21 Dec 80

FOR ORDERS 25th Jan'y 1881. No 161
Submitted

6/1/81

2.

By sec 2 cl 18 General Clauses
Act (2 of 1885) "imprison-
ment" (where the species
is not stated), means
imprisonment of either
description as defined
in the Indian Penal
Code. It was the duty
therefore of the Cantonment
Magistrate of Palanpur
in awarding sentence
under sec 9 of the

Opium & to have
set out in the Warrant
the species of imprison-
ment which he means
to impose. The Warrant
will now be returned
to the Mayor (through
the Disposer of Gaols)
for amendment ac-
cordingly &c.

To the Disposer of Gaols & Prisoners
130 Dept. 4/2
L 100-150

Imprisonment &c
9 Opium & 70

10/18

FOR ORDERS.

Printed for the

c15/1
R 7/1

Judicial (1881) DEPARTMENT.
Jails.

From The Inspector General
of Jails

No. 404 / Enc: 4 /

Dated 31st Decr. '80.

Recd. 4th January 1881.

No. 23

SUBJECT.

Referring Warrant
issued by Cantonment
Magr. Palaveram with
remarks for order and
instruction.—

Sept. of 1887. *Adams.*

Just

C.O., 25 July 1901, No. 161.

MS. 106-107

Opium Act. (ertain
Warrant issued by the
Procurator General of Calcutta
under the Opium
Act, 1858, to the Lieut. Govt.
(through the S. of J. of India)
for a warrant ~~to the Lieut. Govt.~~
~~to the Lieut. Govt.~~
~~to the Lieut. Govt.~~