

(1) Number of pages 24(2) Date of repair 19-11-40(3) Initials of the Referencer G

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.G.O. No. 545-547 Press
Mis.Dated 27-2- 18 85Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—again the following paper :—

G.O., dated 16th January 1885, Mis. No. 124, Judicial.

Read—the following letter from H. R. GRIMES, Esq., Inspector-General of Jails, to the Chief Secretary to Government, dated Madras, 9th December 1884, No. 359 :—

With reference to the Order of Government, dated 3rd December 1884, Mis. No. 3166, referring, for early remarks, papers regarding native soldiers sentenced to imprisonment by courts-martial in the Bangalore division being sent to jails in this Presidency, I have the honor to remark that I am prepared to receive such prisoners, but I request the orders of Government whether the cost of dieting, clothing, &c., of these prisoners is to be borne by this Government or whether it is to be recovered from the Imperial Government. This question was referred to by the late Inspector-General of Jails in his letter to Government, dated 2nd May 1884, regarding the transfer of prisoners sentenced by British Courts in Bangalore to Madras jails, but no orders have been passed regarding it.

Order—dated 16th January 1885, Mis. No. 124, Judicial.

The Inspector-General's letter will be communicated to the Military department in continuation of G.O., 3rd December 1884, No. 3166, with request that it may be intimated whether that department is prepared to accept the charge for the maintenance of the military prisoners proposed to be transferred from Bangalore.

2. With reference to the question raised by the Inspector-General of Jails at the close of his letter read in G.O., 15th May 1884, No. 1204, the Accountant-General will advise whether the charges on account of the civil prisoners could be made a debit on Imperial funds, as proposed by the Inspector-General.

(True Extract.)

(Signed) E. F. WEBSTER,
Chief Secretary.

To the Military department.
„ Accountant-General.

READ—also the following papers:—

G.O., dated 6th February 1885, No. 674, Military.

Read—the following papers:—

Proceedings of the Madras Government, Judicial department, Mis. No. 124, dated 16th January 1885.

From the Controller of Military Accounts, to the Secretary to Government, Military department, dated 5th February 1885, B.

In returning the papers referred under your docket, * I have the honor to state that with reference to the ruling of Government recorded in Proceedings of Government, No. 1750, of 17th April 1882, the proposed debit cannot be accepted in the Military department.

* No. 358, of 23rd January 1885, *in re* transfer of native soldiers sentenced to imprisonment in the Bangalore division.

Order—dated 6th February 1885, No. 674, Military.

The reply of the Controller of Military Accounts communicated to the Judicial department.

(True Extract.)

(Signed) A. KENNEY-HERBERT, Lt.-Col.,
Offg. Secy. to Govt., Mily. Dept.

To the Judicial department.

From H. F. CLOGSTOUN, Esq., Accountant-General, to the Chief Secretary to Government, dated Fort St. George, 16th February 1885, No. 445.

Budget department.

With reference to Proceedings of Government in the Judicial department, Mis. No. 124, dated the 16th January 1885, I have the honor to state that the Inspector-General of Jails might be instructed to submit to this office a quarterly statement of the expenses incurred for the maintenance and carriage of prisoners sentenced by the British Courts in the Civil and Military Station of Bangalore to transportation or imprisonment for a term of years, and transferred to the jails of the Madras Presidency. The amount could then, with the sanction of the Government of India, which would not, I assume, be withheld, be adjusted in the books of this Presidency to the credit of Provincial funds by debiting Imperial under the provisions contained in rule 18, chapter 68, of the Civil Account Code.

ORDER—dated 27th February 1885, No. 545, Judicial.

The question raised by the Inspector-General of Jails is whether the Jail department is not entitled to be reimbursed from Imperial funds for the maintenance, clothing and carriage of the military and civil prisoners sentenced by courts in the Civil and Military Station of Bangalore, and transferred to jails in this Presidency.

2. In regard to the former class of prisoners the opinion of the Controller, Military Accounts, is that the proposed debit cannot be accepted in the Military department. This view was in other words expressed by the Accountant-General in a previous and somewhat similar reference—*vide* his letter read in G.O., dated 13th March 1882, No. 250, to which the Inspector-General is referred.

3. As regards the civil prisoners, the Inspector-General will adopt the suggestion now made by the Accountant-General and submit the quarterly statement indicated in his letter.

4. Copy of these proceedings will be communicated to the Resident in Mysore and to the Government of India.

(True Extract.)

E. F. WEBSTER,
Chief Secretary.

To the Inspector-General of Jails.
„ Accountant-General.

ENDORSEMENT—dated 27th February 1885, No. 546, Judicial.

Copy to the Resident in Mysore.

E. F. WEBSTER,
Chief Secretary.

ENDORSEMENT—dated 27th February 1885, No. 547, Judicial.

Copy to the Government of India, Home department.

E. F. WEBSTER,
Chief Secretary.

Exd. P. L. Pereira.

THE TOWN
GOVT. of (1885) Madras.

JUDICIAL.

Issued.

Recd.

Encl.

G.O., &c., 27th February 1885,
Nos. 545-547.

FEBRUARY.

Bangalore Prisoners.

Passing orders on the question raised by the Inspector-General of Jails regarding the maintenance, clothing and carriage of the military and civil prisoners sentenced by courts in Bangalore and transferred to jails in this Presidency.

No 374

Ootacamund
18th December 1884

From

H. R. Primes Esq
Inspector General of Jails

To
The Honble E. F. Webster
Chief Secretary to Government
Fort St. George

Sir

With reference to your official Memorandum dated the 13th instant No 299, I. S. I have the honor to return the correspondence therein called for

I have the honor to be
Sir,

Your most obedient servant

Henry Primes
Inspector General of Jails

for 5-10-3-1286:31662
-u 10-5-86:12034
-u 19-7-86:1772
-u 18-7-82:25002

4/13

JUDICIAL

Jail (1884) Department.

FROM

THE INSPECTOR-GENERAL
OF JAILS,

To

THE CHIEF SECRETARY
TO GOVERNMENT.

Josh. St. George

Dated
Received

18
Decr 1884.

No. 374.

ENCLOSURE

SUBJECT.

Returning certain
Correspondence called
for

7/1

Prisoners Read - also the following names:-
 W. S. C., 86. Feb. 25, 1894, 2nd. N. 674

MILITARY DEPARTMENT,

Fort St. George, the 6th February 1885.

241 L _____ Read the following:

C17 Proceedings of the Madras Government, Judicial
 Department, No. 124, Nois. dated 16th January 1885.

From the Controller of
Military Accounts, to the Secretary to Govern-
ment, Military Department, D. dated 5th
February 1885.

I'm returning the papers

(a) referred under your docket^(a), I have the honor
 N: 358 of 23 January 1885 in re
 transfer of Native Soldiers sentenced
 to imprisonment in the Bangalore
 Division. —
 to state that with reference
 to the ruling of Government,
 recorded in Proceedings of Government 19750,
 of

8/i

of 17th April 1882, the proposed debit cannot be accepted in the Military Department.

Order. The reply of the Controller of Military Accounts communicated to the Judicial Department.

(True Extract)

A. F. C. J. S. Esq.

Offg. Secy. to Govt.

The Judicial Department

Budget DEPARTMENT.

48
Fort St. George,
Accountant-General's Office,
16th February 1885.

No. 445

From

A. F. C. J. S. Esq.

ACCOUNTANT-GENERAL

TO THE GOVERNMENT OF MADRAS,

To

THE

Chief Secretary to Government,
Judicial Department,
Fort Saint George.

SIR,

With reference to proceedings of Government in the Judicial Department No. 124 Miscellaneous, dated the 16th January 1885, I have the honor to state that the Inspector-General of Prisons might be instructed to submit to this Office a quarterly statement of the expenses incurred for the maintenance and carriage of prisoners sentenced by the British Courts in the Civil and Military stations of Bangalore, to Transportation or imprisonment for a term of years, and transferred to the jails of the Madras Presidency. The amount could then, with the sanction of the Government of India, which would not I assume be withheld, be adjusted in the Books of this Presidency to the credit of Provincial Funds by debiting Imperial under the provisions contained in Rule 18 Chapter 68 of the Civil Account Code. - I have the honor to be

Yours obedient Servant

A. F. C. J. S.
Accountant-General.

8/1

Jm 5-0. 16-1-85: 124. In
 26-1-85: 254
 -a 19-7-84: 1778
 -a 15-3-84: 1254/4
 -a 10-3-82: 254-5/4

Judicial. No. 475

15

From
 The City Dept
 No. 674

26th Feb/86
 2/6 Feb/85

14/2

To await n.p.c. from
 Ant. Gue

7/2. Was
 7/2

Transfer native
 soldiers sentenced in prison
 in the Bangalore Division

4/10/11 The Was

Handwritten: 1885-86
11/2/85

Judicial (188) DEPARTMENT.
CURRENT No. 613

From
THE ACCOUNTANT-GENERAL,
Madras,

To
THE Chief Secretary to Govt.
Judicial Department.

No. 445

Dated 16th } February 1885.
Received 16 }

No.

Subject.

Stating that the Supr. G.
if Jails may be asked to
submit to this office a
Quarterly Stat. of expenses
in question and then with the
sanction of the Govt. of India
be adjusted to the credit of
Provul. Fund by debiting
Imperial.

From

No. 4973.

DEPARTMENT.

J. G. of jails asking whether the prisoners now received from Civil and Military Sts. Bangalore are to be a charge upon Imperial or upon Provincial Funds.

FOR ORDERS.

Yes but military is an Imperial charge.

On this point he might ask if military is provincial to accept the charge?

*W
4/10/11*

The military prisoners will be few in number, they belong to the Army of India and are natives of villages in the Pres. It is therefore thought that no objection need be taken to their maintenance being debited to Provincial.

The Civil Prisoners however are on a different footing. There will be a considerable number received annually, and the charge, being a new one, should it is submitted, be excluded from the Provincial Budget. It is suggested that the J. G.'s letter should be forwarded to the Acct. Genl for favour of remark on this point.

This may be done I think.

W. H. H. 8/11

1885. 2/27/85
Military prisoners

11. 11. 11
(J. G. L. C. No 5-45/27)

582

Post-Department. 19

PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following

Agam J. P. 16 Jan'y 85,
No. 124.

From the milit'y. Dept.
of 8th Feb. 1885, No. 674
" " arch. Genl. 2716
Feb. 1885. 445

Order of 27th Feb^r/85, No 545

The question raised by
the J. G. ^{of Jails} is whether the
Jail Dept. is with ex-
tended to be reimbursed
from Imperial funds
for the maintenance,
clothing and carriage
of the military and
civil prisoners sentenced
by courts in the civil
and military stations
of Bangalore, ^{and} ~~the~~

transported to jails
in this Presidency.

2. In regard to the
former class of prisoners
the opinion of the Gov.
to the Military Auth.
is that the proposed
detention cannot be
carried in the Military
Dept. This view was
in other words expressed
by the Mil. Auth. in
previous and similar
similar expressions - vide
his letter dated 13
March 1882, No. 250,
to which the Secy.
Genl. is replied.

As

Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following

3. As regards the civil
prisoners, the H. G. will
adopt the suggestion
now made by the Mil.
Genl. and submit the
quarterly statements
indicated in his letter.

4. Copy of the
Proc. with the committee
to the Resident in
Mysore and to the
Govt. of India.

HAS
25/2
No. 546
7/3 Copy to the Resident in
Mysore

H. G. Lail 6
Aut Genl 6
Despd 7/3

No. 547
Copy to the Govt of India

Handwritten text in a rectangular box, possibly a signature or name, with some illegible markings above it.

Small handwritten mark or signature inside a rectangular box.

Handwritten text in a rectangular box, possibly a signature or name, with some illegible markings below it.

Handwritten text in a rectangular box, possibly a signature or name, with some illegible markings below it.

PRESS.

Patel
DEPARTMENT
G.O. DATE *27th Feb^r/83*
No *545-547*

24-2-106
23-7-260

First copy sent to Press.

Returned for signature. *6/8*

Despatched in print. *7/8*

[Despatch Abstract.]

Bangalore Prisoners

Passing orders on the
question raised by the Director
of Jail regarding
the maintenance, clothing
and of the military pri-
soners sentenced by
Bangalore & other
jails in this presidency.

28.3.45

17.7.47

M.R.O. 1-5,006-16-10-50.

(1) Number of pages 8

(2) Date of repair 25.2.1961

(3) Initials of the Referencer 25/2/61

MADRAS RECORD OFFICE

Government of Madras

judicial DEPARTMENT

G.O. No.

B.P. No.

765

Press

Mis.

Dated

21-3-1885

195

Not to be folded or roughly handled

Krishna Vilas.
Mylapore. Madras.
February 13, 1885.

From

R. Raghunath Row

Madras.



To

The Honorable.

E. F. Webster, Chief Secretary
to Government.

For.

My dear Sir,

I beg to bring to your
notice that much of the valuable
time of the people, the Police and
the Magistracy, is wasted every
day in connection with cases
of most trivial nuisances. This
statement requires no evidence
as its truth is generally accepted
by all. The Magistrates generally
and the Chief Magistrate in
particular, will bear me out.

I beg respectfully to suggest
 that an arrangement be made
 to have such cases heard and
 disposed of in various parts of
 the 32 square miles of the town
 of Madras by persons who
 have been already Justices
 of the Peace, and by Honorary
 Magistrates who may here-
 after be so appointed by
 Government for this purpose.
 Such gentlemen, without any
 cost to the administration,
 might dispose of these petty
 cases between 8 and 9 A.M.
 to the great advantage of all
 concerned.

I beg to remain,
 My dear Sir
 Your obedient servant
 R. Rajanath Don

For orders:

M

It is no doubt true that the great majority of the cases tried by Presidency Magistrates are of a petty nature, but it is certainly not proved, as Mr. Raghunatha Row assumes, that the present system causes much waste of time. These petty cases are all dealt with summarily and can hardly be of long duration. In all the large towns in Great Britain such cases are disposed of by Stipendiary magistrates. Such magistrates are far less likely to be guilty of undue delay than Honorary Magistrates.

Submitted therefore that Mr. Raghunatha Row be informed that Govt. is unable to share the opinions expressed by him in this matter. I think Mr. Raghunatha Row will be satisfied with this.

HA
26/2

ask him

153275 March 1885

Replied to the Chief Magistrate

in his name & the

13/3/85

Subject No. 637

From Dewan Bahadur
R. Raghunatha Row
Madras

No.

Dated 13th Feb/85
Received 17th do
Enclosures

SUBJECT.

Disposal of cases of
most trivial nuisance
by justices of the Peace
& honorary magistrates

For

No. 30.

Presidency Magistrate's Court,
Egmore, Madras.

13. March 1885

My dear Webster.

The Dewan Bahadur means a good deal more than he says. His letter is very vague - intentionally so no doubt. Is there to be a pial Court in each Street? or a Justice room in each Municipal Ward? Or a peripatetic embodiment of Reminis, preceded by a tou-tou and executing summary justice in the presence of the corpus delicti? Are the delinquents who though provided with ^{plenty} have forgotten their purses to be attached to the Chariot-wheels of the victorious J.P. and what is to be done with their afterthoughts? Taking the Dewan at his word. "Nuisance Cases" do not occupy more than 15 minutes of your time. The suggestion is eminently impractical and has other objects than those disclosed.

Yours sincerely
Abelardo

St. John, whom I consulted
writes: "From a Police point of view"
"would not be satisfied with the"
"change proposed in his letter."
"Our work is too rapidly and"
"satisfactorily done by a few Magistrates"
"working on the same lines, and"
"in Court with you as Chief Magistrate"
"would the same be the case with a dozen"
"or two irresponsible Hon. Magistrates."
"Scattered all over the town. I have"
"too much experience of the dilatory"
"habits of native Magistrates in the tropics."
"Not to know how the time of our Police"
"would be wasted in dancing"
"attendance on these Hon. gentlemen."

22

My dear Sir

As I have been to
accompany the formal
official reply, dated 20.7.34, which
has by oversight been omitted

Yours
R.

No. 30.

Presidency Magistrates' Court,
Oymore, Madras, 13th March 1885.

From

Colonel J. Weldon

Chief Presidency Magistrate,
Madras.

To

The Honorable E. J. Webster

Chief Secretary to Government
Fort Saint George.

Sir

Judicial Department
Reference
On No. 637 of 1885

From Chief Secretary,
No. 532 dated
5th March 1885

I have the honour
with reference to the letter
from Dewam Bahadur
Ragounatha Rao to Chief
Secretary dated 13th February
1885, and in accordance
with instructions received
to submit the following, ⁵namely
1. Mr. Ragounatha Rao
suggests that in order
to

For

to prevent waste of much
of the valuable time of the
people, Police and Magistrate,
Charges of trivial matters
should be heard and dis-
posed of in various parts
of the 32 square miles of
the Town of Madras between
the hours of 8 and 9 A.M.
by Justices of the Peace
and Honorary Magistrates.

* Query 27?

2 — The suggestion
is somewhat vague as to
details — and important
details. Are these Honorary
Courts to be fixed or
ambulatory? How are
the Police and delinquents
to know where and before
whom to appear? And
has the Machinery for
executing Judgments been
duly considered and
provided for? I am of
opinion

opinion and the commission
of Police whom I have con-
sulted agree with me
that the proposal, so far
from proving a saving
of the time of the people,
the Police and Magistrate,
would cause great in-
convenience and lead to
much confusion of both
time and matter. The
trivial cases referred to
by the Dewan Bahadur
do not occupy more than
about $\frac{1}{4}$ of an hour for
their disposal, and as a
rule those concerned are
not detained altogether
beyond $\frac{1}{2}$ an hour at
Court, with the advantage
that every step from
commencement of proce-
dings to discharge or
satisfaction

11/12

13 7
12

Satisfaction of Judge
ment can be perfected
at our place well
known to all concerned.

4 ————— Mr. Raponath
Rao's letter above referred
to is herewith returned.

I have the honor to be
Sir,
Your most obedient servant

Frederick
Chief Presidency Magistrate

7-11-06 ✓
 1-2-07 ✓
 3-11-09 ✓
 4-10-91 ✓
 26/9/24 ✓
 12-9-42 ✓
 11-7-05 ✓
 11-7-05 ✓

Resd 4/11/3
 Mr. Kapurthla has
 written to inform that
 the proposals made in
 his letter do not con-
 cern themselves to

Prot.
 HAD
 14/3
 JN

M R Ry
 Dewani Bahadur
 Raghunatha Rao.
 Copy to the Chief Preside-
 ncy Magistrate 22/1

CURRENT 976

The Chief Presidency Magistrate
 765 (S), Madras.
 21-3-85

The Chief Secretary to Government
 Fort Saint George.
 8/11/01
 12/1/01
 21/3/85

Dated 13th }
 via } March 1885

Go 765 judl of 21.3.1885

No 30.
 Encls. 1

Subject

Reply to reference no 5
 dated 5th March 1885 on
 letter from Dewani Bahadur
 Raghunatha Rao regarding
 the trial of misance case
 by Honorary Magistrates

10/1/3
 10/1/3