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13-12-80
(1) Number of pages 30

(2) Date of repair 19-5-1980

(3) Initials of the Referencer *AK*

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

JUDICIAL

DEPARTMENT

G.O. No.
B.P. No:

1942

Press.
Mis.

Dated

23. 7.

1886-197.

Not to be folded or roughly handled.

Archives I-10,006-19-4-79.

GOVERNMENT OF MADRAS.
JUDICIAL DEPARTMENT.

READ—again G.O., dated 22nd April 1886, No. 1057, Judicial.

READ—also the following papers:—

From H. R. GRIMES, Esq., Inspector-General of Jails, to the Chief Secretary to Government, dated Ootacamund, 7th May 1886, No. 126.

As directed in G.O., dated 22nd April 1886, No. 1057, Judicial, I have the honor to submit for the consideration of Government a form of condition to be assented to in future by all convicts released on medical grounds under section 401 of the Criminal Procedure Code.

2. I have adapted the form from that for tickets of leave published in the Panjab Jail Manual of 1874, as that form appears to comprise all the conditions required. I am doubtful as to the necessity for the fifth condition being inserted, for a prisoner released on medical grounds could hardly be in a condition to exert himself to obtain an honest livelihood; he must to a great extent be dependent on his relatives for this.

3. The form, if approved of, should, I consider, be translated into the vernaculars, and every prisoner should be required to sign the form in English and the vernacular of his district,—the English copy to be retained by the Superintendent of the Jail from which he is released, and the vernacular copy to be given to the prisoner to present to the District Superintendent of Police. When a prisoner is released from a jail which is not in the district in which he is going to reside, he should be handed over to the police of the district in which the jail is, to be escorted to the Superintendent of Police of the district in which his residence is.

From Colonel T. K. GUTHRIE, Inspector-General of Police, to the Chief Secretary to Government, dated Ootacamund, 16th June 1886, No. 3059.

Adverting to endorsement, No. 806-C, dated 15th May, on form of conditions for release of convicts on medical grounds, I have the honor to submit the following remarks:—

2. In the 1st condition, for "Magistrate" substitute *Head-Quarter Inspector of Police*; also in No. 3, for "District Magistrate" read *Head-Quarter Inspector of Police*.

3. In No. 5, the words "*soberly and peaceably*" may be omitted.

ORDER—dated 23rd July 1886, No. 1942, Judicial.

In continuation of G.O., 22nd April 1886, No. 1057, Judicial, His Excellency the Governor in Council is pleased to direct that in every case in which the Government, in exercise of the powers conferred by chapter XXIX of the Code of Criminal Procedure, shall suspend the sentence passed on any person, such suspension shall be subject to the condition that the convict agrees and subscribes to the conditions set forth below, as to the terms to which the suspension of sentence is subject. This form shall be printed in English and in the vernacular of the district to which the convict belongs. The convict will sign both the English and the vernacular copy, and the latter will be delivered to him on his release, the English copy being retained in the jail. The convict should be instructed to produce his copy of the form of release when reporting himself to the police authorities, but it should not be taken from him.

A prisoner released from a jail situated in a district other than that in which he wishes to reside, will be handed over to the police of the district in which the jail is, for escort to the district where he proposes to reside.

RELEASE ON MEDICAL GROUNDS UNDER CRIMINAL PROCEDURE CODE, SECTION 401.

Form of Condition to be assented to by the prisoner prior to release.

No. of 188.

Prisoner's name and caste—

" father's name—

" village and district—

" crime—

" sentence—

" amount of punishment undergone—

" not undergone—

Date and No. of G.O. sanctioning conditional release on medical grounds—

I, A. B., son of C. D., of the village of _____ in the district of _____, prisoner in the jail at _____, being informed that the Governor in Council is pleased to suspend the sentence which I am undergoing on my assenting to the hereinafter-mentioned conditions, do hereby bind myself—

- (1) That I will, within _____ days from this date, present myself to the Superintendent of Police, or, if he be absent, to the Head-quarter Inspector of Police of the district at _____, and will produce this form of conditional release.
- (2) That I will thenceforth report myself, once in each month, at such time and to such officer, as I may be directed by the said Superintendent or Head-quarter Inspector of Police.
- (3) That I will not quit the said district of _____ without the written permission of the said Superintendent or Head-quarter Inspector of Police.
- (4) That I will accept and fulfil the conditions on which such permission (if any) may be granted, as though they were contained herein.
- (5) That I will live honestly and peaceably and will endeavour to earn an honest livelihood.

I hereby accept and agree to abide by the above conditions, and I acknowledge that if I knowingly violate either of the above conditions, I hereby render myself liable to be punished under section 227 of the Indian Penal Code with so much of punishment to which I was originally sentenced as I have not already undergone, namely,

(Signed)

Prisoner.

Certified that the foregoing conditions were read over to the prisoner A. B., and assented to by him in my presence.

(Signed)

Superintendent.

Witness 1.

2.

Date—

(True Extract.)

E. F. WEBSTER,
Chief Secretary.

To the Inspector-General of Jails.
" " of Police.

Gobt. of (1886) Madras.

JUDICIAL.

Issued

Recd.

Encl.

G.O., 23rd July 1886, No. 1942.

JULY.

Release of Convicts.

Directing that in every case in which the Government, in exercise of the powers conferred by chapter XXIX of the Code of Criminal Procedure, shall suspend the sentence passed on any person, such suspension shall be subject to the condition that the convict agrees and subscribes to the conditions set forth herein as to the terms to which the suspension of sentence is subject, &c.

Dr. King

This G.O. has been marked now to all Mr. Magistrate

Please print 100 copies more & send to Magistrate. Also kindly have an additional address stamped on each copy. I wish on the original which I presume is with Mr. Magistrate

Yours

The above G.O. has been
dropped for all Magistrate
for a momentary period
The original is not here
It is in a City office please
for the address of the
Dr. King's "Subordinate" in the
original & the date of dropping
against the address 6/8/86

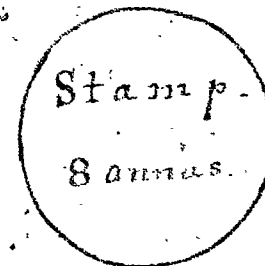
The printer has to be kept with the original

*Justd 19/12
22/7/86
Dy 6/8/86*

The Collectors of
The District Magistrates of

Anantapur.
North Arcot, Chittoor.
South Arcot, Cuddalore.
Bellary.
South Canara, Mangalore.
Chingleput, Saidápet.
Coimbatore.
Cuddapah.
Ganjam, Chatrapur.
Godávári, Cocanada.
Kistna, Masulipatam.
Kurnool.
Madras (when neccssary).
Madura.
Malabar, Calicut.
Nilgiris, Ootacamund.
Nellore.
Salem.
Tanjore.
Tinnevelly.
Trichinopoly.
Vizagapatam.

Form of Condition to be as-
sented to by all convicts re-
leased on Medical grounds.



Form of Condition N^o of 188

Prisoners Name and Castles

Father's Name.

Village and district.

Prisoners Crime

Sentence

Amount of punishment undergone

Amount of punishment not undergone

Relieved conditionally on Medical grounds

Conditions upon which remain-
ing portion of sentence is re-
mitted.

1st That you will within
days from this date present
yourself to the District Super-
intendent of Police or if he be
absent

absent, to the Magistrate,
at and produce this
form of Conditional release.

2nd That you will thence-
forward report yourself
once in each month at the
Police Station of in
the District of.

3rd That you will not quit
the said District of
without the written permis-
sion of the District Superin-
tendent of Police or in his
absence, of the District Ma-
gistrate of

4th That you will accept
and fulfil the conditions,
on which such permission
(if any) is granted as though
they were contained therein.

5th That you will live so-
berly and peaceably and

exerts yourself to obtain an
honest livelihood. Take notice
that if you knowingly violate
any of the above conditions
you thereby render yourself
liable to be punished under
Section 227 of the Indian Penal
Code (with so much as you
have not already undergone
of the punishment to which
you were originally sentenced)
Signed.

Superintendent Jail
I, A.B. son of C.D. the prisoner
above named, do hereby ac-
cept and agree to abide by
the above conditions.

Signed. A.B.

Witness. Two persons.

Date. Countersigned.

Superintendent Jail

The

The above named
son of reported his
arrival to me on the day
of 188.

District Superintendent of Police
or District Magistrate

This condition of release is
in force until the day
of 188 and no longer
(the date entered to be the
date on which the prisoner
would have been released
had he not been condition-
ally released on medical
grounds)

Date of monthly visits to
the Police Station of -
(The dates of these visits to be
always entered here and
signed by the Officer in charge
of the Police Station)

Read again 22nd April 1886
Read again 1st May 1886
Note

CURRENT NO.

13

Potnam 67 May 1886

of

A. B. Grimes Esq

Inspector General of Jails

The Chief Secretary to Government
Potnam

Sir

Encls 1

As directed in G. O. dated
22nd April 1886 No 1007. Judicial
I have the honor to submit for
the consideration of Government a
form of condition to be assented
to in future by all convicts released
on medical grounds under Section
401 of the Criminal Procedure Code.

2. I have adapted the form
from that for Tickets of Leave published
in the Punjab Jail Manual

of 1874 as that form appears to
comprise all the conditions re-
quired. I am doubtful as to the
necessity for the 5th condition being
inserted, for a prisoner released on
medical grounds could hardly be
in a condition to exert himself
to obtain an honest livelihood.
He must to a great extent be
dependent on his relatives for this.

3. The form if approved
of should I consider be translated
into the vernacular, and every
prisoner should be required
to sign the form in English and
the vernacular of his district, the
English copy to be retained by the
Superintendent of the Jail from
which he is released, and the
vernacular copy to be given to the

9 28
prisoner to present to the District
Superintendent of Police. When a
prisoner is released from a Jail
which is not in the district in
which he is going to reside,
he should be handed over to the
Police of the district in which
the Jail is to be resorted to the
Superintendent of Police of the
district in which his residence
is.

I have the honor to be
Sir

Your most obedient servant
Henry Pyramus,
Inspector General of Jails

2234
22-4-16
11-12-16

SUPREMACY

JUDICIAL.

Jail (1886) Department.

FROM
THE INSPECTOR-GENERAL
OF JAILS.

TO
THE CHIEF SECRETARY
TO GOVERNMENT.

not returned

Referred to the Inspector General
of Police for remarks, with
reference to G.O. 22 April 86.
1857 J.G.

(by order)
A. J. Carden
as. asst. Secy.

Dated 7th May 1886.
Received

No. 126

ENCLOSURE

SUBJECT.

Submitting for approval
a form of conditions to be
assented to by convicts
released on medical grounds.

Jul DEPARTMENT.

ENCLOSURE.

Is a letter from the Inspector
General of Police, dated *16 June*

16 June 1886.

N^o 3059

No. *3059*

Office of the Inspector General of Police,

Cotacaimund 16 June 1886.
Despatches 19 June 1886.

From

Colonel J. K. Guthrie,

Inspector General of Police,

To

The *Chief Secretary*
to Government
Cotacaimund.

SIR,

Enclosures.

2

Adverting to Endorsement N^o 806.c.

1. In form of conditions for release of
convicts on medical ground, I have the
honor to submit the following remarks:—

2. In the 1st condition for "Magistrate" in
substitute Head Quarter, Inspector of Police;
also in N^o 3 for "District Magistrate" read
Head Quarter, Inspector of Police.

3. In N^o 5, the words "soberly and peaceably"
may be omitted.

I have the honor to be
Sir

Your most Obedt Servant
J. K. Guthrie Col.

Inspector General of Police

Jul (1886) DEPARTMENT.

From Col. J. K. L. [unclear]
Inspector General
of Police,

No. 3059
Dated 16 June 1886
Received

Ct No. 1731

SUBJECT.

Submits his remarks on the
form of Conditions for release of
convicts on medical grounds.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Judicial Department.

Read again G.O. 22 April 1886. N^o 1057-
also
READ the following

From the Sg. of Jails - 7 May 86. N^o 126
the Sg. of Police - 16 June 86 - N^o 3059

Order. 23 July 1886. 1942.
In continuation of G.O.

22 April 86 - N^o 1057 Judl. H.C. the
Governor in Council is pleased to direct
that in every case (in future) in which
the Government, in exercise of the
powers conferred by
under the provisions of Chapter [unclear]
of the Code of Criminal Procedure, shall
suspend the sentence of any convict
(undergoing imprisonment in the Jail)
such suspension shall be subject to the condition
that the convict agrees and subscribes
to the [unclear] form, below set
forth, specifying the conditions
which the suspension of sentence is
subject. This form shall be

not necessarily
in

I have carefully revised the form proposed
by the Sg. of Jails, with reference to the
remarks of the Sg. of Police, and submit
that the form appended to this
draft order may be adopted, as containing
everything at the Sg. of Jails form
contained, it is a better form

printed ~~At~~ in English and in the vernacular of the district, to which the convict belongs. The convict will sign both the English & the vernacular copy, and the latter will be delivered to him on his release. ^{being} the English copy retained in the Jail — (when reporting himself to the Police authorities, as required by ~~the Jail~~), the convict shall be instructed to produce his copy of the ~~book~~ but it should ^{not} be taken from him. All prisoners released from a jail situated in a district other than that in which he wishes to reside will be handed over to the Police, of the ~~DT~~ in which the Jail is, for escort to the ~~DT~~ where he proposes to reside.

W.P.
1677

W.P.
207

S. 4. Jail 577 Dec 11/7
Police 6

Release on Medical Grounds
under C. P. C. Sec. 401.

Form of Condition to be assented
to by the Prisoner prior to release

No. ... of 188 ...

Prisoner's name and caste —

- " Father's name —
- " Village & District —
- " Crime —
- " Sentence —
- " Amount of Punishment undergone
- " " " " not undergone.

Date and No. of G.O. sanctioning
conditional release on med. grounds.

I, A.B, son of C.D., of the village
of --- in the District of ---
prisoner in the Jail at ---,
being informed that the Gov. in Council
is pleased to suspend the sentence,
I am undergoing on my assenting
to the hereinafter mentioned conditions,
do hereby bind myself —

(1) That I will, within ... days from
this date present myself to the
Supt. of Police or, if he be absent,

to the Headquarter Inspector of
Police of the District at ,
and will produce this form of
conditional release

(2) That I will thenceforth report
myself, once in each month,
at such time and to such
officer, as I may be directed
by the said Supdt. or Headquarter
Inspector of Police

(3) That I will not quit the
said District of - without
the written permission of the
said Supdt. or Head Quarter
Inspector of Police

(4) That I will accept and fulfil
the conditions on which such
emission (if any) may be
granted, as tho' they were
contained herein

(5) That I will live honestly and
peaceably and will endeavour
to earn an honest livelihood -

Thereby accept and agree to abide
by the above conditions, and I
acknowledge that if I knowingly
violate either of the above
conditions

conditions, I thereby render
myself liable to be punished
under sec. 227 of the I. P. C. with
so much of punishment to which
I was originally sentenced, as
I have not already undergone,
namely —

(Signed)

prisoner

Certified that the foregoing
conditions were read over to the
prisoner A.B. and assented
to by him in my presence

(Signed)

Supdt.

Witness 1

2

Attest

Form of additional
information
made

Ala 207
R 247

9-11-34 V

PRESS.

367
Judicial DEPARTMENT
G.O. DATED 23 July/86
1942

First copy sent to Press.

Returned for signature.

Despatched in print.

[Despatch Abstract.]

Release of Criminals

Ordering that in every case in which the Court in exercise of the power conferred by Chapter XXIX of the Code of Criminal Procedure, shall suspend the sentence passed on any person, such suspension shall be subject to the condition that the convict agrees to subscribe to the conditions set forth herein as to terms to which the suspension of sentence is subject.