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Law (L) (1930) Department.

4735 SERIES. *✓*

G.O. No. *1*

DATED

10.11.1920

(6 sheets)

[Despatch Abstract.]

Convict - Classification - Trichinopoly District
Pichayuthu Annai - C.C.No.88/30 - Sub-Divisional Magistrate
Trichinopoly - B Class - Recommendation of District Magistrate
accepted.

பாதுகாப்பு பிரிவு -1

செப்பனிருவர் பெயர் : சிவசுந்தரம், சிவசுந்தரம்

செப்பனிருவதற்காக எடுத்துக் கொள்ளப்பட்ட நாள் : 05/01/2009

செப்பனிட்டு முடித்த நாள் : 05/01/2009

சரிபார்க்கும் : 25/07/09

முதல் முறிபாள : சரிபார்க்கும்

கையொப்பம் : 2ம் முறிபாள

சூராமச்சி : கையொப்பம்

உதவியாளர் : கையொப்பம்

In reply, please quote
number, date and short
title.*

Telegraphic Address.

To The Secretary to Government,
Law (General) Department.

Fort St. George, M A D R A S.

No. 7227/1930 dated 3rd November 1930.

Sir,

Prisoners - Classification - Dr. Miss.Picharnathu
Annual - Transfer to 'B' class - Recommended.

Dr. Miss. Pichamuthu Annal was convicted and sentenced to suffer simple imprisonment for six months by the Sub Divisional Magistrate, Trichinopoly on 4-9-1930 for an offence under Sec.145, I.P.C. The Sub Divisional Magistrate, Trichinopoly recommends that she may be placed in the 'B' class.

2. The convict is an L.M.P. of the Madras University and underwent training in London where she stayed for six years. She became a M.R.C.S. She was earning Rs.300/- to 400/- a month and was one of the leading medical practitioners in Madura. She was also getting an allowance of Rs.100/- from the Zamindar of Ettiapuram as house surgeon. She belongs to a respectable Indian Christian family. She possesses no property at present, having transferred her house worth Rs.5,000/- to one Padmanaban, her sister's son, by a registered deed. She is reported to have been a staunch sympathiser of the congress movement and to have been engaged in Khadar propaganda work for the past five or six years and nothing further is known of her conduct antecedent.

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of living, and is said to belong to a respectable family
and to have been earning a decent living, she may be
placed in the 'B' class.

4. She has been committed to the ^{Central} District Jail,
Vellore and a copy of the judgment is enclosed.

R. K. / 3--11.

Compd. by

For Dist. Magistrate.

Complainant ...

Accused ...

Offence ...

Finding ...

Sentence ...

3 ... Alex of the Inspector of Police
Bridges Town

Doctor (M. S. R. ...)
2. M. S. R. ...
3. M. S. R. ...
4. M. S. R. ...
5. M. S. R. ...

... Carrying in an ...
... has been ...
... I. R. ...

Equity

4. sentenced to suffer ...
... in the ...
... 2. 3. 4. 5. 6. 7. 8. to ...
... 10. 11. 12. for ...
... to be ...
... for 2 years

Serial number	DESCRIPTION OF THE ACCUSED					DATE OF	
	Name.	Father's Name.	Caste or race.	Occupation.	Residence.	Age.	Occurrence, Complaint, Apprehension.
1	Doctor D. S. Pickai	Pichaimuthu	-	Doctor	Nadun	40	28-6-7
2	M. L. Appala setty	M. Lakshminiah	Chetti.	Student	Chidambaram	22	28-6-7
3	P. K. S. S. S. S. S.	C. Govindarajan	-	Student	Chidambaram	22	28-6-7
4	M. S. S. S. S. S.	K. S. S. S. S.	-	Student	Chidambaram	22	28-6-7
5	R. S. S. S. S.	P. S. S. S. S.	-	Student	Chidambaram	22	28-6-7
6	G. S. S. S. S.	G. S. S. S. S.	-	Student	Chidambaram	22	28-6-7
7	A. S. S. S. S.	A. S. S. S. S.	-	Student	Chidambaram	22	28-6-7
8	P. S. S. S. S.	P. S. S. S. S.	-	Student	Chidambaram	22	28-6-7
9	S. S. S. S. S.	S. S. S. S. S.	-	Student	Chidambaram	22	28-6-7

Judgment.

C.C. 83/30

The Trichy Fort Station Police have chargesheeted the accused under Sec. 145 I.P.C. It is alleged that this morning (4-9-30) these accused formed themselves into a n unlawful assembly with the common object of obstructing the students and teachers of the St. Joseph's college, Trichy, and continued to be members of that assembly even after the Inspector of Police, Town Circle declared it unlawful and commanded it to disperse.

3. The Inspector of Police himself (P. 1) who was on the scene throughout proves the charge. He says that in pursuance of their common object the accused formed themselves into a cordon in front of the gates of the St. Joseph's college and physically obstructed the teachers and students from entering into the college with the result that a good number of students were kept out of their colleges classes and the traffic on the road was held up. The Inspector declared the assembly of the accused an unlawful one and commanded them to disperse. They refused to do so and continued their obstruction. They were therefore arrested and the crowd dispersed.

3. That these nine accused went to the same St. Joseph's college with the avowed common object of obstructing the teachers and students from getting into the college and with the determination of carrying out that object admits of no doubt. The teachers and students have a right to go to the college and voluntarily obstructing them from doing so is wrongful restraint as defined in Sec. 339 I.P.C. and is an offence punishable under Sec. 341 I.P.C. The common object of the accused being thus the commission of an offence they were clearly members of an unlawful assembly and they were rightly declared as such. Their continuance as members of that unlawful assembly even after it had been declared unlawful and commanded by the Inspector of Police to disperse renders them liable to punishment under Sec. 145 I.P.C. A charge was accordingly framed against them. A. 1 to 5 pleaded guilty to the charge while the rest of the

accused--7, 8 and 9--declined to plead or examine any witnesses in their behalf. The evidence of P. 1 the Inspector of Police, having brought home the charge against the accused I find them all guilty under Sec. 145 I.P.C.

4. The Medical officer, Teppakulam, (G.V. 1) says that the 5th and 9th accused are below 21 years of age. It is not desirable to send them to jail. I think that detention in a Borstal Institution for a sufficiently long period will do them some good. I therefore direct under Sec. 8 of the Madras Borstal schools Act that they be detained in the Palan-cottah Borstal school for a period of two years. I sentence the 1st accused--Doctor (Miss) Pichaimuthammal--to undergo simple imprisonment for six months and the remaining accused--A, 2, 3, 4, 6, 7 and 8--to undergo R.I. for six months.

5. The 1st accused will be recommended for being treated as B class prisoner and the rest will be placed in the C class.

Pronounced in open court.

(Signed.) K. Hashin,
4-9-30
Sub Divisional Magistrate.

(True Copy)

Prosecution witnesses.

1. Mr. C.V. Krishnasami Iyyar C. I of Police.

Sub Divisional Magistrate.

Government of Madras
Received 1930.

Registered 1930.

Abstract

Convict - classification - *Trichinopoly* District -
Pichamuttu Annal - c.c. No. 88/30 - Sub Divisional Magistrate,
Trichinopoly - B class -
- recommendation of District Magistrate accepted.

Law (General) Department

G.O. No. Ms. 4735

Dated the 10.11.30

Read the following:--

From the D. M. *Trichinopoly* No. 7227/30 dated
the 3-11-1930.

O R D E R:--

The Government accept the recommenda-

tion of the District Magistrate, *Trichinopoly* that
Pichamuttu Annal convicted on the 4-9-30 in c.c.
No. 88 of 1930 on the file of the Sub Divisional Magistrate, *Trichinopoly*
may be classified as B class prisoner.

6/11/30 (By Order of the Governor in Council) 6/11

Secretary to Government

To

The District Magistrate, *Trichinopoly*
The Supt. Central Jail, *Vellore*.
The Inspector-General of Prisons.

