

Land (Genl) (1931) Department.

MS SERIES.

G.O. No. 721

DATED 17-2-1931

(8 sheets)

[Despatch Abstract.]

Coinch-classification - Comhator bish -
Padmanathi Asher, Bhajialakshmi
Arunal, K S Ramaswami Gounder,
K Sentharam and PR Duraiswami
Appar - C.C. No 180/30 - Joint Magistrate
Pollachi - recommendation of the District
Magistrate accepted.

BACK PAPERS.

No.	Department.	Date.	G.O.	No.

FURTHER PAPER

No.	Department.	Date.	G.O.	No.
1312	2-5	28-1-1932		

மாதுகாபு பிரிவு-1

செப்பனிருவர் பெயர் : சி. சிவசுந்தரி
செப்பனிருவதற்காக எடுத்துக் கொள்ளப்பட்ட நாள். 05.02.1932
செப்பனிட்டு முடித்த நாள். 28.01.1932

சரிபார்க்கும்
முதல் முநியாள
கையொப்பம்

சரிபார்க்கும்
2ம் முநியாள
கையொப்பம்

ஆராய்ச்சி
உதவியாளர்
கையொப்பம்

Revenue DEPARTMENT.

Received 19 Registered 19

Subject.

Prisoners - classification - confirmation by Government.



ENCLOSURES.

No.

Spare copies.

Ref. No. 15770/30-D-3

Station Coimbatore, Dated the 29th January 1932.

From (Name) S.H. Slater, Esq., C.M.G., C.I.E., I.C.S.,

(Designation) District Magistrate.

To The Secretary to the Government of Madras,

Law (General) Department.
Madras.

Sir,

I enclose a copy of the judgment of the Sub Divisional Magistrate, Pollachi in C.C.180/30 on his file. The Sub Divisional Magistrate sentenced Mrs. Padmavathi Asher and Mrs. Bagyalakshmi Ammal to pay a fine of Rs. 100/- each, in default to suffer S.I for 6 weeks each. As the fines were not recovered, they were imprisoned. Mrs. Asher is the wife of a big cotton merchant at Tiruppur and Mrs. Bagyalakshmi Ammal is the wife of the late V.V.S.Iyer, a politician of some repute. Both the ladies are accustomed to a high mode of living and have been classified under class A.

2. M.R.Ry. K.S.Ramaswami Gounder (A.4) is a mill owner, President of the local Co-operative Union, Tirupur and ex-chairman of the Tirupur Municipality. K.Santhanam (A.5) is a M.A. These persons and P.R.Duraiswami Ayyar (A.6) have been accustomed to a superior mode of living. The Sub Divisional Magistrate, Pollachi has classified them under class.

I request that the Government will be pleased to confirm the classification of the five prisoners mentioned in paragraphs 1 and 2 above.

A.P.L/30-1-31

for Dt. Magistrate.

547A Memo:- 547A-173.2.31.
prisoners - classification - Com-
batore Dt. Ref his letter no.
15770/30-03 dated 29-1-1931
The D.M., Coimbatore is
requested to forward a
copy of the judgment in the
case c.c.m. 180/30 on the file
of the S.D.M., Pollachi, as it has
not been received with his
To The D.M., Coimbatore letter read above.

P.
2-2-31

2/2

OR

4
Ref. 15770/30 D-3

⁴/₇₂₁
District Magistrate's Office,

Coimbatore, (Camp) Valparai,

dated 11th February 31.

From

S.H. Slater Esq., C.M.G., C.I.E., I.C.S. ^{L-9819A} 13/2/31

District Magistrate, Coimbatore.

To

The Secretary to Government,

Law (General) Department,

M a d r a s.

Sir



Priscena ---classification---confirmation by Govt.

13-2-31 Govt. Memorandum No. 547 A-1 dated 3-2-31.

^{13/2}
¹⁴⁻⁵⁻⁸⁴
I enclose a copy of the judgment in C.C.

180/30 on the file of the Joint Magistrate, Pollachi.

N.S.S. 11-2-31.

^{S.H. Slater}
for Dt. Magistrate.

In the Court of the Joint Magistrate, Pollachi.

JUDGMENT IN CALENDAR CASE No. 180/30 192 ON THE FILE
OF THE Joint MAGISTRATE OF Pollachi.

Dated 2-12-1930.

Present.

J.B.L. Munro Esquire, I.C.S., Joint Magistrate.

Complainant ... Tirupur Police Crime No. 70/30

Accused ...

1. Padmayathi Asher. ✓
2. Bagialakshmi Ammal. ✓
3. B.S. Sundaram.
4. K.S. Ramaswami Goundar. ✓
5. K. Santhanam. ✓
6. ~~K. Santhanam~~ P.R. Puraiswami Ayyar. ✓
7. K.A. Rajagopal.
8. Appukutti.

Offence ...

Disobedience to an order lawfully promulgated by a public servant and knowingly joining or continuing in an assembly of five or more persons after it has been commanded to disperse. Sec. 186 and 151 I.P.C. respectively.

Finding ...

guilty under sec. 143 I.P.C.

Sentence ...

A-1 and A-2 sentenced to pay a fine of Rs. 100/- each in default to suffer simple imprisonment for 6 weeks each, fine not paid. D.W. issued returnable in 6 days. A-3, 3, 4, 5, 6 and 7 to suffer R.I. for six months. A-8 to pay a fine of Rs. 50/- - D.W. issued.

P.Ws. Examined.

N.R. Swaminathan,
Sub Inspector, Police, Tirupur.

Exhibits filed.
A/1-12-30. Printed notice dated 28-1-1930.
B/1-12-30. Cyclostyle copy of 144 order dated 29-11-1930.
C/1-12-1930. Served copy of order under sec. 144 against A-1 and A-2.

DESCRIPTION OF THE ACCUSED.					DATE OF			Explanation of delay.			
Serial number.	Name.	Father's Name.	Caste or race.	Occupation.	Residence.	Age.	Occurrence.	Complaint.	Apprehension or appearance.	Commencement of trial.	Close of trial.
1	Padmavathi Asher.	Wife of P.D.Asher.	Gujarathi	Cotton trade.	Tirupur	23					
2.	Bagialakshmi.	Wife of V.V.S.Ayyar.	Brahman	----	-Do-	45	30-11-30.	1-12-30.	2-12-30.	1-12-30.	2-12-30.
3.	P.S.Sunderam.	Srinivasa Ayyangar.	--Do-	Manager, A.I.S.A.	-Do-	26			Before this Court.		
4.	K.S.Rameswami Gounder.	Sinna Gounder	Vellala	trade.	-Do-	53					
5.	K.S.Santhanam.	Kasthuriranga Ayyar.	Brahman.	Public servant.	Gandhi Ashram	35					
6.	P.A.D. uraiswami Ayyar	Rangaswami Ayyar.	-Do-	-Do-	Tirupur	41.					
7.	N.A.Rajagopal.	Kuppuswami chetti,	vysia	trade	-Do-	22					
8.	Appukutai.	Annamalai Mudaliar.	Kalkola.	-Do-	-Do-	12.					

This case is transferred to the file of this court by the Stationary sub magistrate, Pollachi under sec. 349 G.P.C. There are eight accused charged by the Tirupur police with offence under Secs. 138, and 151 I.P.C.

2. There is one witness for the prosecution. The Sub Inspector of Tirupur. He deposes that the Stationary sub Magistrate, Palladam on being informed that arrangements had been made to hold a "flag salutation" procession through the streets of Tirupur to the public bathing ghat where a ceremony was to be held, passed an order under sec. 144 G.P.C. on 29-11-1930 prohibiting the procession and ceremony on the grounds that they would cause obstruction and annoyance to the general public. Ex. B is the order. P.W.1 served the order on A-1 and 2 and published the order in the town. Next morning P.W.1 and his men went to the proposed starting point of the procession. At 8 A.M. the accused and others started in a procession. P.W.1 again told them of the order and ordered the crowd to disperse. They refused to do so. P.W.1 and his men then dispersed the crowd, apart from the 8 accused who refused to go.

3. Before the Stationary Sub Magistrate, A-1 refused to take part in the proceedings, A-2 stated that the Court could do as it liked and the others admitted the facts. All pleaded not guilty to a charge framed under sec. 138 and 151 I.P.C.

4. The accused have not cross examined P.W.1 and have cited no witnesses for the defence. I accept P.W.1's evidence. The main grounds of the order under Sec. 144 were that annoyance and obstruction would be caused to the public, and it is not clear from the evidence that the unlawful assembly of which the accused formed part was likely to cause a disturbance of the public peace. It is clear that the object of the assembly was to resist the execution of a legal order. I convict the Accused under sec. 143 I.P.C.

5. A-1 and 2 are women. I sentence them to pay a fine of Rs.100/- each or in default to undergo simple imprisonment for six weeks. A-8 is a boy about 12 years old. I sentence him to pay a fine of Rs.50/- I sentence 1-3, 4, 5, 6 and 7 to undergo rigorous imprisonment for six months.

Pronounced in open court this day 2-12-1930.

(sd) J.B.L. Munro.
Joint Magistrate.

(true copy).

Joint Magistrate.

Note. Properties (9 flags) produced before the S.S.M. will be destroyed.

Government of Madras.

Received. 193

Registered. 193

Abstract

Convict - classification -

Coimbatore District - *padmavathi Asher, Bhagyalakshmi Ammal, K.S. Ramaswami Gounder, K. Santhanam and P.R. Duraiswami Nyyar - C.C. No. 180/30 - Joint Magistrate - Poll. - achi* - recommendation of District Magistrate accepted.

Law (General) Department.

G.O.No.

dated

17-2-31

Read the following papers:-

547A from the G.M. *Coimbatore* Ref No. 15770/30-0-3 dated 29-1-31

819A " " Ref No. 15770/30-0-3 " 11-2-31

ORDER:-

The Government accept the recommendation of the District Magistrate, *Coimbatore* -> that the following prisoners *Criminal* in C.C. No. 180/30 on the file of the Joint Magistrate, *Pollachi* may be classified as follows:-

- (1) *padmavathi Asher - A class*
- (2) *Bhagyalakshmi Ammal - A class*
- (3) *K.S. Ramaswami Gounder - B class*
- (4) *K. Santhanam - B class*
- (5) *P.R. Duraiswami Nyyar - B class.*

cur
14/2

To the District Magistrate, *Coimbatore*.

To the Inspector General of Prisons.

La
14-2-31

Post
(u) 3 20.14/2

C 2 *copy*
15-2-31

