

GOVERNMENT OF MADRAS.

MILITARY DEPARTMENT.

12th May 1884, No. 2233.

Prisoners.

Read the following papers:—

No. 125. *From Brigadier-General R. C. STEWART, Quarter Master General, to Lieutenant-Colonel A. KENNEY-HERBERT, Officiating Secretary to Government, Military Department; dated Fort St. George, 18th February 1884, No. 1117.*

A court-martial prisoner of the royal artillery at Rangoon, while in the battery cells before his transfer to the civil jail, damaged his cell to the extent of Rs. 17, which amount the Public Works Department called upon the Officer Commanding the Battery to pay as an ordinary charge for barrack damages against the battery, regulations requiring that payment for such damages should be made forthwith.

2. The Officer Commanding the Battery demurred to making the payment on the ground that the case was a special one, and that he had no funds belonging to the prisoner, whose term of imprisonment does not expire until May 1884.

3. The matter having then been referred to the Commander-in-Chief, His Excellency decided that, under the circumstances, recovery of the amount ought not to be made as in the case of ordinary barrack damages, but on the same principle as laid down in regulations * for recovery of damages to cells in military prison, i.e., "from the prisoner on his return to his regiment by stoppage from his pay."

* Para. 97 of rules published in Clause 120 of India Army Circular of 1881 as modified by Clause 52 of 1883.

4. The Public Works authorities of the British Burma province, however, consider it desirable that a definite ruling should issue to meet this and similar cases, an opinion in which Sir Frederick Roberts concurs, and accordingly submits the matter for the consideration and orders of Government.

No. 126. *To the Secretary to the Government of India, Military Department; dated 20th February 1884, No. 862.*

No. 127. *From Colonel G. CHESNEY, Secretary to the Government of India, Military Department, to Lieutenant-Colonel A. KENNEY-HERBERT, Officiating Secretary to the Government of Madras, Military Department; dated Simla, 24th April 1884, No. 144 S.C.*

Prisoners.

In reply to your letter, No. 862, dated the 20th February 1884, I am directed to state, for the information of the Governor in Council, that the Government of India are pleased to decide that claims for damages committed by prisoners in barrack cells shall be settled in the manner laid down in para. 97 of the revised rules for military prisons in India.

No. 128. ORDER THEREON, 12th May 1884, No. 2233.

The decision of the Government of India communicated to His Excellency the Commander-in-Chief.

(True Extract.)

(Signed) A. KENNEY-HERBERT, Lt.-Col.,
Offg. Secretary to Government.

To the Quarter Master General.
" Controller of Military Accounts.
" Public Works Department, } for information.
" Adjutant-General,

P. W. D.
Cobt. of (1884) Madras.
MILITARY.

To
THE QUARTER MASTER GENERAL,
&c., &c., &c.

No. 1326 May 26 May 1884
Recorded
507 J.S.S.
Dated May, 12th.

Issued

Recd.

Encl.

G.O., 12th May 1884, No. 2233.

No. 1326 May 26 May
MAY.
Nos. 125-128.

Prisoners.

Decision of the Government of India on the subject of the settlement of claims for damages committed by prisoners in barrack cells, communicated to His Excellency the Commander-in-Chief.

with order

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&c., &c., &c.

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+ Not in the records or library

1575787

No. ORDER THEREON, 2^d May 1884, No. 2233.

The decision of the Government of India communicated to His Excellency the Commander-in-Chief.

(True Extract.)

Alfred Kenney Hubert

Lt.-Col.,

Offg. Secretary to Government.

To the Quarter Master General.
" Controller of Military Accounts.
" Public Works Department, } for information.
" Adjutant-General,

No 1326 May 26th May 1884

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No 4111

Govt. of (1884) Madras.
MILITARY.

To
THE QUARTER MASTER GENERAL,
&c., &c., &c.

(6)

20.5.84

Dated May,

Issued

Recd: 1575784

Encl.

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