Pension (1898) Department.

ORDINARY MS.

G.O., No. 343.

DATED 21-5-98

[Despatch Abstract.]

Declining to grant any gratuity to R. Ramaswami, 2nd Class Con. No 388, who was convicted of theft under Sec 379 I.P.C.

BACK PAPERS.

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

FURTHER PAPERS.

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

Pension (1898) Department.

CURRENT No. 25 1898

Read C.Nos. 15, 25 & 346.

From M. Hammick Offg. Inspr. Genl. of Police
Madras

Order 21st May 1898 No. 368.

The Govt. declines to grant any gratuity in this case, the applicant having been convicted of theft.

Ad
19/5/98

To The I.G. of Police

Reg. Issue

No. 127

Dated 17th January 1898
Received 18 — do
Registered 18 — do
Enclosures Nil
Spare copies

Note

He was convicted of theft under sec. 379 I.P.C., and sentenced to 6 months' rigorous imprisonment. His character while in the service is returned as "bad". He was fined 14 times & suspended twice; and has been invalided for Syphilis.

The conviction was on the 21st Decr 97. He may appeal. The I.G. of Police may be asked to report after the expiration of the appeal time.

20/1/98

Reg. 20/1/98

SUBJECT.

Reporting that 2 class Constable No. 386 Ruckanna Ramaswamy was convicted under sect. 379 I.P.C. and sentenced 6 months R.I. on 21 Decr 1897 in C.C. No. 797 by the Stationary Magistrate Ellamanchilly.

Please see O. M. to the Inspr. Genl. of Police No 10 d/26-1-98 and his reply to A - C No 346. The Inspr Genl. states that the constable R. Ramaswamy died in Jail on the 27th Jany 1898 before his appeal was heard, and that the Supdt. reports that the appeal was heard after the 27th Jany 1898 and the sentence of the Lower Court confirmed.

Id 13/2/98

~~The Draft on the~~ above may issue.

16-2-98

yes 8/4/98 15/98

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No. 0/48 2,000—10-96.

No. 127.

CHIEF OFFICE OF THE INSPECTOR-GENERAL OF POLICE,
MADRAS, 17 January 1898.

FROM
M. HAMMICK, ESQUIRE, I.C.S.,
INSPECTOR-GENERAL OF POLICE,
Madras,

TO
THE Under Secretary to Government,
Pension Department,
Fort St. George.

SIR,

Enclosure.

In continuation of this office No. 261, dated 10th January 1898 submitting an application for the grant of a gratuity to late constable R. Ramaswami, I have the honor to report that 2nd class constable No. 386 Runkanna Ramaswami was convicted under section 379 I.P.C., and sentenced to 6 months' rigorous imprisonment on 21st December 1897 by the Stationary Magistrate, Ellamanchilly, Vizagapatam, in C.C. No. 717.

I have the honor to be,
Sir,
Your most obedt. servant,

for Inspr: Genl of Police.

Exd. 15

(189) DEPARTMENT.

FROM

INSPECTOR-GENERAL
OF POLICE,

To

No.

Dated
Received 189 .

No.

SUBJECT.

Pension (1898) Department.

CURRENT No. 15

From M. Hammick Esqr. Depy.
Inspr. Genl. of Police

Order

GOVERNMENT OF MADRAS
15 [illegible]
PENSION DEPARTMENT

No. 264/P.R.

Dated 16 January 1898
Received 10th
Registered 17/1/98
Enclosures 3.
Spare copies

SUBJECT.

Submitting an application for the grant of gratuity to Runkam Ramaswamy late 2-cc No 386. Vizagapatam Dt.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT No. 1 of

APPLICATION FOR ~~PENSION OR~~ GRATUITY.

1. Name of Applicant. Rimkana Ramaswamy
2. Father's name. Rimkana Lakshmayya
3. Race, Sect and Caste. Kapu
4. Residence showing Village and Pergunnah. Chodavaram, Vizagapatam Dt.
5. Present or last employment, including name of establishment. 2nd Class constable no 386 Vizagapatam Dt.
6. Date of beginning of service. 6th June 1887.
7. Date of ending of service. 11th November 1897

	Y.	M.	D.
8. Length of service, including interruptions	10	5	6
of which superior	9	10	27
inferior	"	"	"
non-qualifying and interruptions	"	6	10

9. Class of ~~pension or~~ gratuity applied for, and cause of application.* Invalid gratuity
10. ~~[Average] emoluments or~~ pay. Rs 7.
11. Proposed pension. " nil
12. Proposed gratuity. Rs 63 " "
13. Date from which pension is to commence. " nil
14. Place of payment. Chodavaram, Vizagapatam Dt.
15. Date of Applicant's birth by Christian era.† 6th June 1861
16. Height. 5 feet + 6½ inches.
17. Marks. Burnt scars on both temples. A scar on the chest. A small black mole on the left side of the chin.
18. Date. 23rd November 1897.

Superintendent of Police
SIGNATURE OF HEAD OF OFFICE.
Vizagapatam Dt.

---

* If the application is for a compensation pension or gratuity, the nature of the change of establishment which has given rise to the claim should be fully stated.

† If not known exactly, must be stated on the best information or estimate.

HISTORY OF THE SERVICE (SHOWING INTERRUPTION) OF 2nd C. Const Pinkana Ramaswamy No 386

Establishment	Appointment	Pay.	Acting Allowance.	Date of beginning.	Date of ending.	Period reckoned as service.			Period not reckoned as service.			Remarks.	How verified.	Remarks by the Audit Officer.
		RS.	RS.			Y.	M.	D.	Y.	M.	D.			
Vizagapatam	2nd Class Const	6.8.„	„	6.6.87	28.10.87	„	4	23	„	„	„	Enlistment	Verified from the Pay bills Monthly [illegible] Police Office, Vizagapatam	
	Leave without pay	—	„	29.10.87	12.11.87	„	„	„	„	„	15	leave		
	2nd Class Const	6.8.„	„	13.11.87	30.4.89	1	5	18	„	„	„			
	do	7.0.0	„	1.5.89	19.6.92	3	1	19	„	„	„	new Scale		
	Under Suspension ~~Suspended~~	—	„	20.6.92	4.7.92	„	„	„	„	„	15	Suspension adjudged as a specific punishment		
	2nd Class Const	7.0.0	„	5.7.92	4.2.93	„	7	„	„	„	„	Released from do.		
	Leave without pay	—	„	5.2.93	5.2.93	„	„	„	„	„	1	~~leave~~		
	2nd Class Const	7.0.0	„	6.2.93	24.3.93	„	1	19	„	„	„			
	Leave without pay	—	„	25.3.93	25.3.93	„	„	„	„	„	1	~~leave~~		
	2nd Class Const	7.0.0	„	26.3.93	16.10.93	„	6	21	„	„	„			
	Leave without pay	—	„	17.10.93	17.10.93	„	„	„	„	„	1	~~leave~~		
	2nd Class Const	7.0.0	„	18.10.93	31.12.93	„	2	13	„	„	„			
	Suspended	—	„	1.1.94	10.1.94	„	„	„	„	„	10	Suspension adjudged as a specific punishment		
	2nd Class Const	7.0.0	„	11.1.94	6.8.94	„	6	26	„	„	„	Released from do.		
	Leave on ½ pay	—	„	7.8.94	6.10.94	„	„	„	„	2	„	leave		
	2nd Class Const	7.0.0	—	7.10.94	9.2.95	—	4	3	„	„	„			
	Absence without leave		„	10.2.95	10.2.95	„	„	„	„	„	1	Absence		
	2nd Class Const	7.0.0	—	11.2.95	24.3.95	„	1	14	„	„	„			
	Absence without leave		„	25.3.95	3.4.95	„	„	„	„	„	10	Absence		
	2nd Class Const	7.0.0	„	4.4.95	17.5.95	„	1	14	„	„	„			
	Absence with leave		„	18.5.95	23.5.95	„	„	„	„	„	6	Absence		
	2nd Class Const	7.0.0	„	24.5.95	23.3.96	„	10	„	„	„	„			
	Absence without leave		„	24.3.96	26.3.96	„	„	„	„	„	3	Absence		
	2nd Class Const	7.0.0	„	27.3.96	8.4.96	„	„	12	„	„	„			
	Absence with leave		„	9.4.96	9.4.96	„	„	—	„	„	1	Absence		
	2nd Class Const	7.0.0	„	10.4.96	1.4.97	„	11	22	„	„	„			
	Absence without leave		„	2.4.97	8.4.97	„	„	„	„	„	7	Absence		
	Sick leave on ½ pay	—	„	9.4.97	8.6.97	„	„	„	„	2	„	leave		
	2nd Class Const	7.0.0	„	9.6.97	11.11.97	—	5	3	„	„	„			
											Jn			
				Total period of Superior Service }		9	10	27	-	6	10			

1. As to chara

2. Explanation

3. Regarding Applica

4. Explanation the Offic

5. Any other r

6. Specific opin claimed i (See Artic

CERTIFI

days; and

calculations h

ned Sub-jail Guard
to 10.1.94. for
with a prisoner's
Viricapuig a
re the prisoner was.

Superintendent of Police

SIGNATURE.

Vizagapatam Dt.

ears months

Service Regulations. The

Audit Officer.

---

(1) In the case of Civil Engineers and Telegraph Officers who are eligible for the additional pensions authorized in Article 714, the following addition should be made to the usual form of certificate:—

He has served for three years as (Chief Engineer, Superintending Engineer, &c., as the case may be) and is eligible for a special additional pension of Rs. $\frac{1,000}{2,000}$ if he is considered to have rendered "approved service" under Article 714 of the Civil Service Regulations.

HISTOR

ny No. 386

Establishment.

Vizagapatam District Police Force

arks by the Audit Officer.

Total period of Superior Service	9	10	27	-	6	10

REMARKS BY HEAD OF OFFICE.

1. As to character and past conduct of Applicant.

2. Explanation of any suspension or degradation. (I) Suspended for 15 ds from 20-6-92 to 4-7-92 for leaving Treasury and Subjail Guard on the night of 13-6-92 (II) Suspended for 10 days from 1 to 10-1-94. for endeavouring to spoil a case by conversing with a prisoner's relatives, coaching the prisoner and finally bringing a prisoner's relative to the Subjail kitchen where the prisoner was.

3. Regarding any gratuity or pension already received by Applicant. (*See* Chapter XXI.) Nil

4. Explanation under Article 469 so far as the Head of the Office can give it. Nil.

5. Any other remarks. Nil

6. Specific opinion of Head of Office whether the service claimed is established and should be admitted or not. (*See* Article 991 (*b*). Established and should be admitted

Superintendent of Police
SIGNATURE.
Vizagapatam Dt.

CERTIFICATE AND REPORT OF THE AUDIT OFFICER (1).

CERTIFIED that (subject to the remarks below recorded) qualifying service in inferior or superior grades has been duly proved for years months days; and that a (pension or gratuity) not exceeding Rs. , is admissible under Article of the Civil Service Regulations. The calculations have been duly verified. The (pension or gratuity) is chargeable to (here specify whether to General Revenues, or to what Fund).

Audit Officer.

---

(1) In the case of Civil Engineers and Telegraph Officers who are eligible for the additional pensions authorized in Article 714, the following addition should be made to the usual form of certificate:—

He has served for three years as (Chief Engineer, Superintending Engineer, &c., as the case may be) and is eligible for a special additional pension of Rs. $\frac{1,000}{2,000}$, if he is considered to have rendered "approved service" under Article 714 of the Civil Service Regulations.

[V. C. P.—12-7-94.—300.]

OFFICE OF THE SUPERINTENDENT OF POLICE
13 NOV. 1897
VIZAGAPATAM

FOR PENSION OR GRATUITY, &c. No 108

P.C.

Certified that I have carefully examined Rumkana Ramaswami *son of* R. Lakshmiah a 2nd Class Constable No 386 *in the* Police Department.

His age is, by his own statement, 31 *years, and by appearance, about* 31 *years*

I consider Rumkana Ramaswami *to be completely and permanently incapacitated for further service of any kind, or in the Department to which he belongs, in consequence of* Syphilis.

His incapacity does not appear to me to have been caused by irregular or intemperate habits.

Office of the District Surgeon
patam 11/11/ 1897.

Surgeon Lieut. Col.,
District Surgeon.

d. to the Superintendent of Police, Vizagapatam to his letter No 2376/C1 d/ 10/11/97. The medical

APPLICATION FOR PENSION OR GRATUITY—

Date of Application.

Name of Applicant.

Last Appointment.

Class of pension or gratuity.

Amount of pension sanctioned.

Amount of gratuity sanctioned.

Date of commencement.

Date of sanction.

Enlisted on 6·6·1887

FORM No. 90.

Defaulter Sheet of Rumkana ~~Name~~ Ramaswamy **Rank** 2nd Class Constable **No.** 386

Brief description of offence.	Date when committed.	Punishment. Black Marks.	Punishment. Other punishments.	By whom ordered.	Date of order.
(1) Committing nuisance before the Store Office window on 28·7·97 and neglecting to give Kyfrit when ordered	28·7·87		Fined 2 annas	Supdt	17·8·87
(2) Allowing an arrested man to leave the Station without furnishing bail	4·6·89	1	Fined 1 Rupee	— do —	
3. Causing a disturbance at Kristna devipeta while under the influence of liquor and quarrelling with Const No 895	28·7·91		Fined 1 Rupee	— do —	
4. Leaving Treasury and Sub Jail Guard on night of	13·6·92		Suspended from 20·6·92 to 4·7·92	— do —	9·7·92.
5. [illegible] days absence from Hospital	5·2·93	1	Forfeiture of Days pay Treated as leave without pay	Asst Supdt	11·2·93
6. Absence without leave for one day	25·3·93	1	Forfeiture of 1 day pay Treated leave without pay	— do —	30·3·93.
7. Neglect of beat duty	10·4·93	1	Forfeits 1 days Pay	— do —	24·4·93
8. Absenting himself for 1 day	17·10·93	1	Forfeit 1 days Pay Treated as leave without pay	— do —	25·10·93

Brief description of offence.	Date when committed.	Punishment.		By whom ordered.	Date of order.
		Black Marks.	Other punishments.		
9. Interfering to spoil a case by conversing with a prisoner's relatives, coaching the prisoner and finally bringing the prisoner's relative to the Sub Jail Kitchen where the prisoner was — — —	31.10.93	1	Suspended for 10 days from 1.1.94 and warned for dismissal under the B.M. System Has now 6 B.Ms outstanding.	—do—	20.11.93.
10. Absence from Hospital on morning of —	2.11.94	1	Fined annas 2	Supdt	9.11.94
11. Absence without leave — —	10.2.95	1	Fined 1 day's pay	Asst Supdt	20.2.95
12. Absence without leave for 10 days —	25.3.95	1	Fined 10 days' pay	—do—	10.4.95
13. Absence without leave — —	18.5.95	1	Fined 6 days' pay warned for dismissal under B.M. System	—do—	12.6.95
14. Neglect of beat duty — —	9.10.95	1	Fined 1 day's pay	—do—	28.11.95
15. Absence without leave for 3 days —	24.25.26 3/96	1	Fined 3 days' pay	—do—	11.4.96
16. Disobedience of orders & absenting himself for 7 days — — —	2.4.97	1	Fined 7 days pay	—do—	26.4.97

(True copy)

District Police Office
Vizagapatam
23rd November 1897

C. D. Cumberland
Superintendent of Police
Vizagapatam Dt.

Extract from Order Book of 1892

× × × ×

Suspension
430.
9.7.92

No 386. PC K Ramaswamy of BR. is suspended from 20th June 1892 & will be prosecuted under Sec 44 of Act 24 of 1859 for leaving Treasury and Sub Jail Guard on night of 13 instant without permission.

× × × ×

437
11.7.92
Release from Suspension

No 386. PC Kunkoma Ramaswamy of BR. who was suspended on 20th June pending disposal of the charge against him of having left Treasury & Sub Jail Guard on night of 13.6.92, having been convicted under Sec: 44 Act 24 of 1859 by Anakapalli Sub Magistrate and sentenced to pay a fine of Rs 5- Cal No 401- Date of sentence 5.7.92. He is released from suspension from date of his conviction, will forfeit pay for time he was under suspension.

× × ×

(Sd) A. G. Young
Supdt of Police
Vizagapatam Dt.

(True extract)

District Police Office
Vizagapatam District
23rd November 1897

C. D. Cumberland
Superintendent of Police
Vizagapatam Dt.

No: rank and Name — 386. 2nd Cl. Ramaswamy of B.d.

Charge — Endeavouring to spoil a case by conversing with a prisoner's relatives, coaching the prisoner and finally bringing a relative of the prisoner to the Sub-Jail kitchen where the prisoner was

Defence — vide para II of minute

I) At 7 P.M on 31.10.93 when 386 was on Sub-Jail sentry at Anakapalli the relatives of a prisoner concerned in a case from the Chodavaram Division came to the cutchery and called him (386 himself a native of Chodavaram) he left the guard, conversed with these people then returned to the station to admit some more prisoners afterwards going out to talk to these relatives a second time, eventually he returned to his duty and immediately held a long conversation with the prisoner. Next morning while cooking was going on, this same prisoner's brother was

was brought by 386 to the Kitchen, but the man was ordered away by Hd. constable 561.

II - No. 386 denies this charge and states that the men he spoke to outside the Station said that they had a message for him from his brother but he declined to listen to them then and told them to come next morning which they did and that this matter had nothing to do with the Chodavaram case. His statement is proved to be false from the statements of several witnesses: one of whom is a small boy who overheard the conversation between 386 and the men outside the cutchery.

Narsipatnam
16-12-93

(Sd) W. E. Lawsdale
Asst Supt of Police

Suspended for 10 days for reasons stated at the head of this minute, and warned for dismissal under the B. M. system, he has now 6 B.ms outstanding.

(Sd) H. G. Young
District Supt of Police
25-12-93

(True copy)

District Police Office
Vizagapatam

C. D. Carmichael

PENSION DEPARTMENT.

CHIEF OFFICE OF THE INSPECTOR-GENERAL OF POLICE,
MADRAS, 10 January 1898.

No. 261/72

FROM

M. HAMMICK, Esq., I.C.S.,
INSPECTOR-GENERAL OF POLICE,
Madras,

To

THE UNDER SECRETARY TO GOVERNMENT,
PENSION DEPARTMENT,
Fort St. George.

SIR,

Enclosures.

I have the honor to submit for orders of Government an application for the grant of a gratuity to Runkana Ramaswami late a 2nd class constable No. 386 of the Vizagapatam District.

2. He has served in the Police Department for 9 years 10 months and 27 days, and has borne a bad character. He is now unfit for further effective service of any kind as certified by the District Surgeon on the 11th November 1897.

3. He is entitled to an invalid gratuity of Rs(63-0-0) sixty three only payable at Chodavaram

according to of the ~~Police Superannuation Fund Rules and~~ Articles 485, 518(a) and 552 Scale B of the Civil Service Regulations (Second Edition).

4. His absence without leave as specified in his application has been retrospectively commuted into leave without allowances under article 464 of the Regulations.

5. The District Surgeon certifies that the applicant's incapacity is in consequence of "Syphilis" but it does not appear

appear to him to have been caused by irregular or intemperate habits.

I have the honor to be,
Sir,
Your most obedt. servant,

for Inspector-General of Police.

Exd.

[A] List

C. No. 25.

PENSION DEPARTMENT.

No.

OFFICIAL MEMORANDUM.

With reference to his letter No. 127 of 17th Jany 1898, the Inspr. Genl. of Police is requested to report, after the experation of the appeal time, whether the applicant R. Ramasawmy appealed against the sentence of imprisonment passed on him by the Stationary Sub-Magistrate of Ellamanchili, and if so with what result.

24/1/98

25/1/98

To
The Inspr. Genl. of Police

Pension (1898) Department.

CURRENT No. 346

From H. A. Stuart Esquire I.C.S.
Ag: Inspr. Genl. of Police
Madras

Order

No. 1740

Dated 9th May 1898
Received 13 do
Registered 13 do
Enclosures 2.
Spare copies

SUBJECT.

Stating that Constable R. Rama
of the Vizagapatam District
died on the 27 January 1898
before his appeal was heard.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

To

The Head Assistant Magistrate
Narsipatam

Appeal petition of Reevakana Ramaswamie, Convict No 8481 in the Rajahmundry Central Jail, Sentenced by the 2nd class Magistrate of Sarvasidhi Taluq, in Case No 717 of 1897

I am not even in the least Concerned in the above case. My Division Inspector had been from a long time cherishing ill-feeling towards me and was thinking of getting me dismissed the service somehow or other. Meanwhile, the Inspector fabricated a case against me, as having stolen the head ornament (Jadacuchulu) of his son and as he is an influential official, he told the Magistrate that I should be punished in this Case. So they made a strong Case against me and got me punished unjustly.

So I request you to consider whether or not I am a person liable to commit such an offence, ~~and~~ to peruse this petition and the records of the Lower Court and to ~~peruse~~ set aside the punishment awarded ~~to him~~ me.

Signed [illegible]

[illegible]

OFFICE OF THE SUPERINTENDENT 28 MAR 1898

Enclosure No. 1
To letter No. 1740 J.P. 5
From Inspector-General of Police.

(True Copy)

[illegible] 24.3.98

FOR COPIES ONLY

INDIA TWO ANNAS

In the Court of the 2nd Class Magistrate of [illegible]

C.C. No 717 of 1897	1	Serial Number
Runkana Ramaswamy	2	Description of accused — Name
do Lakshmudu		Father's name
Kapoo		Caste or race
No 386 2nd Class Constable		Occupation
[illegible]		Residence
35		Age
4/12/97	3	Date of — Occurrence
6/12/97		Complaint
6-12-97		Apprehension
7-12-97		Commencement of trial
21-1-98 ~~[illegible]~~-12-97		Close of trial
		Explanation of delay

Enclosure No. 2
To letter No. 1740 J.P. 5 98
From Inspector-General of Police.

OFFICE OF THE SUPERINTENDENT 31 MAR 1898

order 59/ [illegible]

[illegible] 29 3 98

FOR COPIES ONLY

TWO ANNAS

judgment in calendar case No. 717 of 1897, on the file of the 2nd Class Magistrate of Sarwasidhi Taluq.

Complainant – Queen the Empress of India.

Accused – Kunkana Ramaswamy of Ellamanchili

Offence:– Theft under Section 379 I.P.C.

Finding:– Guilty

Sentence:– Accused to suffer (6) six months rigorous imprisonment.

judgment

The facts of the case are briefly ~~the~~ were as follow –

The accused is a Police Constable who was lately found unfit for further service being an invalid. The charge against him is that he on the 10-12-97 at 10 A.M., robbed 3 gold jadaghantalu head ornaments worth Rs 12 from the person of one Suragapu Vasudevarow Son of the Police Inspector of Ellamanchili taluq. The boy is aged about 6 years. Two School boys (witnesses 2 & 3) were escorting him to his house from School when the accused joined them in the road near Police Inspector's house and was going after the lad putting his hand on his shoulders and making enquiries as to whether his father was in the Station or in circuit. The 2 school boys thinking accused to be the Inspector's man

[illegible] 27.3.98
[illegible]
[illegible]
[illegible]

FOR COPIES ONLY

TWO ANNAS

went close to his house and then repaired to their homes. When the Inspector's son reached home the jewels in question were found to be missing. On the following noon the Station House Officer saw the accused at the cart stand, sent for the 2 school boys and asked them to identify him. When they said that he is the same person that followed the Inspectors son. Thereon the Station House Officer took these school boys to the Inspector's quarters keeping a constable to guard the accused. When they reached the Inspector's quarters, the constable went and reported that the accused was going away to the Railway Station with intent to bolt away. Directly on receipt of the information the Station House Officer and the two boys went to the Railroad by a cross cut and got the accused from the Rail Station, and while bringing him to the town, the accused it appears wanted to go to stools when they came as far as the toddy shop near the cart stand. He went to the pit closely followed by a Police Constable. While sitting to answer the calls of nature, he took out a small cloth bundle from his waist and thro~~ugh~~w it in the pit and as he attempted

words 218 errors none 2nd sheet

[illegible]

855 [illegible] 29.3.38

[illegible]

[illegible]

[illegible]

FOR COPIES ONLY

INDIA

TWO ANNAS

to press it into the mire, the constable present held his waist and cried out. The Station House Officer and the 2 boys standing at the Shop ~~who~~ MR (1) went immediately to the spot and finding the moota (bundle) in the pit, sent for the Inspector, who on coming got it to be taken out by accused, which when opened contained the 3 gold ornaments belonging to The (2) MR Inspector's son. A cow-herd who was tending cattle at the pit, happened also to be present at the time. This is all the story for the prosecution.

2. The accused altogether denies the above story and says that the case was concocted owing to enmity between the Inspector and himself.

3. Five witnesses have been examined for the prosecution whose evidence establishes the above facts. The 1st witness is the Police Inspector who proves to the facts that the jewels were missed from his son's person and that the same found in the pit are the missing ones. 2nd and 3rd the school boys who escorted the Inspector's son clearly swear to all the above facts in full. They also identify the jewels to be 49 those of the Inspector's son as they often used

words 216 errors two only M

3rd sheet

[illegible] 854 [illegible] 27·3·98

[illegible]

[illegible]

[illegible]

FOR COPIES ONLY

INDIA

TWO ANNAS

~~In the Court of the~~ (1) to see them worn by him.

4th witness is the cow-herd, who also testifies to accused's throwing the bundle into the pit which when opened contained the jewels in question.

5th witness a Police constable who also swears to the above facts that he saw the accused throw away the bundle into the pit and when accused was attempting to press it into the mud he held his waist and prevented him, and cried out for the Station House Officer and others.

4. The accused further taxes the Police Inspector with having tortured a certain prisoner some 5 or 6 months ago while he (accused) was on guard ~~the~~ duty, he says that he interceeded in the matter and said to the Inspector that as the prisoner was ill, if any danger to his life were to happen, they all would have to go to jail. The Inspector then expressing his dissatisfaction towards him changed him from guard ~~the~~ duty. He argues this to be the chief among other causes for the Inspector to bear ill-will towards him.

5. The accused also examined 4 witnesses. The 1st 2nd and 3rd witnesses are the Police Constables. The 1st and 2nd directly swear to the alleged torture

4th sheet words 210 errors one

[illegible] 27. 7. 78
[illegible]
[illegible]
[illegible]

FOR COPIES ONLY

TWO ANNAS

by the Police Inspector and support the accused's ~
allegations, and the 3rd says that in the recent
inspection of the Station by the Assistant Superintendent
of police, the Inspector represented certain things to
him in English which he could not know, but
that officer was pleased to examine the accused's
tongue and chest, and granted him a passport
to go to the District Surgeon, and he was thereon
pronounced unfit for further service and that on
his return the accused bitterly cried to him (1) [illegible] saying [illegible] that
the Inspector took revenge of the old grudge and
that he was afraid of any more serious injury
he might have been contemplating to do him.
4th witness is the person who was alleged to have
been tortured by the police Inspector. He ignores
any torture by the Inspector, but accuses the
p. w no 5 and certain other constables with ~
having tortured him.
The defence evidence has no direct bearing ~
whatever on ~~the~~ [illegible] (2) accused's guilt or innocence.
6. The material points for determination are 1. Whether
the accused has really committed the offence in
the manner described and whether the evidence for
the prosecution is true and reliable. and 2. Whether

words [illegible] 203 errors [illegible]

5C [illegible]

[illegible] 29. 3. 98

[illegible]

[illegible]

FOR COPIES ONLY

INDIA TWO ANNAS

TWO ANNAS

the case was nothing but a sheer concoction owing to the Police Inspectors ill will towards the accused.

As to the 1st point I do not hesitate to believe the strong evidence adduced for the prosecution though subject to certain descrepancies which are not very material.

As to the 2nd point even supposing the Inspector entertained a grudge against the accused the accused was already sent to medical examination found unfit & turned out of Service. I am not inclined to believe that the Inspector would be so hard as to concoct a false charge of the nature against his own subordinate as contended by accused. I am of opinion that both the points are proved against the accused. I find the accused guilty under section 379 I.P.C and sentence him as above.

The gold ornaments produced before the court are ordered to be restored to complainant (Police Inspector) at the expiry of the

[illegible]

FOR COPIES ONLY

TWO ANNAS

appeal time.

(Sd) V.V. Subba Row
2nd Class Magistrate
21/12/97

(True copy)

By order
K. Bhogaraju
of Head clerk.

Words 11
Errors none
Total Errors 8.
Compared by
V.R. Ragunatha Rao
Head clerk

[illegible] 29. 3. 98
[illegible]
[illegible]
[illegible]

Application no 29 for Copy received .. { on 23-3-98
Stamp papers called for 23-3-98
Stamp papers produced 29-3-98
Copy ready. - - - 29-3-98
Copy deliver or sent by post - { 30-3-98

By order
K. [illegible]
g Head clerk

No. O-49.

DEPARTMENT.

No. 1740.

CHIEF OFFICE OF THE INSPECTOR-GENERAL OF POLICE,
MADRAS, 9th May 1898.

FROM
H. A. Stuart ~~M. HAMMICK, I.C.S.~~, ESQ., I.C.S.
Ag INSPECTOR-GENERAL OF POLICE,
Madras,

TO
THE Under Secretary
to Government, Pension Dept.
Ootacamund

SIR,

ENCLOSURES.

With reference to your official Memorandum No. 10, dated 26th January 1898, I have the honour to state that the Constable R. Ramaswami died in jail on the 24th January 1898 before his appeal was heard. The Superintendent reports that the appeal was heard after this date and the sentence of the Lower Court confirmed. The Judgment of the Sub Magistrate convicting the Constable and copy of the appeal petition are enclosed.

I have the honour to be,
Sir
Your most obedt. Servt,
A Douglas Robertson
for Ag Inspector General of Police

15

REV. DEPT.
11 MA 94

When given for copying ______
When copied ______
When examined ______
When signed ______
} 189 .

READ AGAIN G.O., No. , DATED 189 .							
CURRENT No.							
ENCLOSURES TO C. No.							
ORDER OF GOVERNMENT	A	A	A	A	A	A	A
LETTER OF GOVERNMENT.							
STATEMENT WITH DITTO.							
PAPERS NOT FILED OF, BEING MEANT FOR DESPATCH IN ORIGINAL.							

N.B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.