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# Public (1899) Department.

ORDINARY MS.

G.O., No. 915

Dated 17-8-99

INDEXED.

953  
18/8/99

[Despatch Abstract.]

Requesting the Advocate  
Genl to move the H.C under Sec 2 of  
act XXXIV of 1858 to direct an inquiry  
to make an order under Sec 18 for the  
disposal of the property of Mr. H. J. O'Neill  
a lunatic of Bellare

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19/8/99

## BACK PAPERS.

| G.O. | No. | Department. | Date. | G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|------|-----|-------------|-------|
|      |     |             |       |      |     |             |       |

## FURTHER PAPERS.

| G.O.                           | No. | Department. | Date. | G.O. | No. | Department. | Date. |
|--------------------------------|-----|-------------|-------|------|-----|-------------|-------|
| <i>Case 2340799 (Dm Lrism)</i> |     |             |       |      |     |             |       |

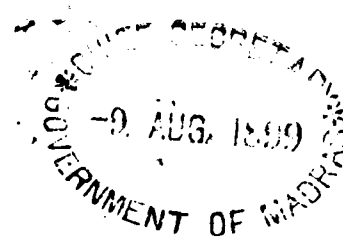
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Public  
100 593  
- 1000  
Judicial (189 9) Department.

CURRENT No. 3208



*From*

The District Magistrate  
Nellore

Order Endorsement.

~~Transferred to the Public Department~~

Ref. No.  $\frac{734}{\text{mag 99}}$

*Dated 4<sup>th</sup> August 1899*

Received 9<sup>th</sup> Aug 1899

Registered 10<sup>th</sup> Aug 1899.

*Enclosures (13) Thirteen*

### *Spare copies*

SUBJECT.

Reporting for orders the case  
of Mr. O'Neill, a lunatic, and  
requesting orders for the dis-  
possession of his property and  
claiming thereto.

# BACK PAPERS.

| G.O. | No.  | Department. | Date.    |
|------|------|-------------|----------|
|      | 376  | Pub.        | 24-3-99. |
|      | 143  | "           | 19-2-99. |
|      | 159  | "           | 8-2-99.  |
|      | 32   | "           | 7-1-99.  |
|      | 1090 | "           | 27-8-98. |
|      | 1005 | "           | 2-8-98.  |

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# FURTHER PAPERS.

| G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|
|      |     |             |       |
|      |     |             |       |
|      |     |             |       |
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CURRENT NO. 2100

District Magistrate  
NELLORE COLLECTOR'S OFFICE,  
DATED 4<sup>th</sup> August 1899.

Ref No. 734.  
Mag 99

Camp Krishnapatnam

From

C. M. Mulla Esquire  
District Magistrate  
Collector of Nellore.

To the Chief Secretary to Government,  
Judicial Department,  
Sir, Madras.

I have the honour to report  
the following case for the orders of  
Government.

2. On the 17<sup>th</sup> June 1899, one Mr. N.T.  
O'hell, a Foreman in the Locomotive  
workshop at Nellore, was found  
wandering at large and produced  
before the Head Assistant Magistrate,  
who, after examining the District  
Medical and Sanitary Officer,  
Nellore, was satisfied that he was  
a lunatic and a fit person to be  
taken care of, and directed that  
he sent to the Lunatic Asylum at  
Madras under Section 4 of Act XXXVI

of

of 1858. The Lunatic left some property in Nellore, which was, under my orders, taken care of and secured by the Town Submagistrate.

3. Thereupon the Local Government Pleader was requested to move the Civil Court under Section 3 of Act XXXV of 1858 for the disposal of the property and all claims thereon. Accordingly application was made in the District Court, and the District Judge at first admitted it, and ordered the issue of a commission for enquiring into the state of Mr. O'Reilly's mind, but subsequently he cancelled his original order, and rejected the application on the ground that as the Lunatic was residing at Madras, he had no jurisdiction to enquire into the petition under Section 2 of Act XXXV of 1858. I have asked the Government Pleader

to apply for a copy of the order and will forward it on receipt.

4. Under these circumstances the Advocate-General will have to be instructed under Section 2 of Act XXXV of 1858 to put in an application in the High Court for the disposal of the property and the claims preferred.

5. The Superintendent, Lunatic Asylum, Madras, reports that Mrs. Balfour of Park Street, Calcutta, is a sister of the Lunatic, and a telegram has just been received from her that she will be in Madras this month and she will probably make arrangements about the property and for payment of his expenses while in the Asylum.

6. I have written to the Local Superintendent, East Coast Railway, Wallair asking for information as

as to what arrears of pay are due  
to him, and how he would be  
treated during his absence for  
purposes of allowances &c. I have  
not had any reply from him yet.  
A reminder has been issued.

I enclose copies of the following  
papers relating to the case:

- (a) List of property;
- (b) Certificate in form A of Feb 22<sup>nd</sup> 1888;
- (c) deposition of the District Medical  
and Sanitary Officer, Nellore;
- (d) Telegram to the National  
Bank at Madras;
- (e) letter reference N<sup>o</sup> 734 mag of 99 dated  
27<sup>th</sup> June 1899 to the Government Pleader  
Nellore;
- (f) letter reference N<sup>o</sup> 734 mag of 99 dated  
6<sup>th</sup> July 1899 to the Government Pleader  
Nellore;
- (g) Telegram to the National Bank,  
Calcutta;

- (h) letter reference N<sup>o</sup> 734 mag of 99 dated  
24<sup>th</sup> July 1899 to the Government Pleader,  
Nellore;
- (i) reply from the Calcutta Bank;
- (j) letter N<sup>o</sup> 554 of 22<sup>nd</sup> July 1899 from  
the Superintendent, Lunatic Asylum,  
Madras;
- (k) letter from Head Quarter Deputy  
Magistrate N<sup>o</sup> 1395 dated 31<sup>st</sup> July 1899  
and order thereon.

I have the honour to be,  
Sir,

Your most obedient servant

District Magistrate.

5.8.99

$\left[ \frac{G}{24} \right]$   
1,000-21-7-3.

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12/8/95

1/17/82.

- S. S. (fms)

with current & books in my  
to be returned

Am 23. 6. 1933 18 J. 23

Public Account 2208

NOTE FOR THE Chief Secretary  
With reference to  
the Chief Sec's pencil note on  
the draft G.O. below, it  
is submitted that the  
Magistrate ordered the trans-  
mission of the lunatic to the  
Madras Asylum, under Sec.  
4 of Act XXXVI of 1858, &  
that he took steps to secure  
the property of the lunatic.  
He might have taken action  
under Sec. 15 of the same Act  
but in the first instance  
he requested the Local Govt.  
Pleader to move the Civil  
Court to institute an  
inquiring under Sec. 3 of Act  
XXXV of 1858. The Civil  
Court decided that as the  
lunatic had been moved  
to Madras, it had no  
jurisdiction, & the next  
step therefore is for any  
person relative to the lunatic,  
or for the Advocate  
Genl. to move the High Court  
to institute an inquiry in  
Sec 2 of Act T of 1855

15-9-55

I do not see what harm stands  
Mr. Nelson has in the matter  
at all we have any disposition  
whilst the <sup>regard</sup> ~~best~~ <sup>matter</sup> ~~interests~~ of the  
Linnæan Society can be  
accepted. The High Court sh<sup>d</sup>.  
be moved to make an order for  
the closure of the Linnæan  
Society.



189 .

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order no. 915 of 17-8-99.  
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The Advocate General  
will be requested to move  
the High Court under Sec.  
2 of Act XXIV of 1858  
to direct an inquiry,  
and to make an order  
under Sec. 18 for the  
disposal of the U. J.  
O'Neill's property.

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Don  
19/8/57

17182.

10th Sept. Collection } A few, under  
with 13 capsules } in fruit & O.

Dr. Helene 3900.

Desp  
21.6.98

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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 UP, BEING MEANT FOR DISPATCH  
IN ORIGINAL.

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