1354

Proceedings of the Madras Government, Revenue Department,
21st October 1874.

No. 267. Read the following petition from C. V. RUNGASAWMY NAIDOO, late Town Police Ameen of Trichinopoly, dated 24th August 1874.

ABSTRACT.—Submits for transmission a memorial to the Secretary of State for India, praying for orders to restore him to his former post, or re-employ him in a similar post.

ENCLOSURE No. 1.

To the Most Noble the MARQUIS OF SALISBURY,
Her Majesty's Secretary of State for India, London.

The humble Memorial of C. V. RUNGASAWMY NAIDOO,
late Town Police Ameen of Trichinopoly.

MOST HUMBLY SHEWETH,

That memorialist, while holding the above post, was sentenced by the Acting Head Assistant Magistrate on a false charge of assault alleged to have been committed on the 22nd March 1857, which was reversed on appeal to the High Court in their Extract, dated 20th July 1857 (copy of which is submitted), in which it is observed that the charge was not made out and that the evidence for the prosecution was false and exaggerated.

2. That memorialist thereupon moved the High Court to direct his restoration which they declined, as they had no authority to do, it resting with the Revenue Board alone to deal with his case (*vide* their Extract, dated 24th September 1857, enclosed).

3. That memorialist, preparatory to petitioning that authority, applied to the Collector for restitution on the 29th September 1857, but was told to wait. Having done so for some time without avail, he applied to the Revenue Board on the 14th February 1858, who referred him to the Collector whose province it was to deal with his case.

4. That memorialist was afterwards appointed by the Session Judge as Acting Deputy-Jailer on the 29th August 1858, and on the 9th October following appealed to the Government, but received no reply.

5. That memorialist a second time appealed to the Government who, in their orders, Nos. 2,111 and 3,096, dated 5th November 1860, declined to cancel his dismissal on the ground of its having been more than three years ago, and "now for the first time appealed against."

6. That this remark is quite at variance with real facts, as your Lordship will perceive from the above facts; for, from the time his sentence was reversed by the High Court to the date of the above order, memorialist presented petitions to the High Court, Collector, Revenue Board, and to the Government the last, on the 9th October 1858, not quite two years prior to their order abovementioned of the 5th November 1860. He has ever since on a vacancy in the post from which he was removed, and in others in the magistracy, presented applications for re-employment.

7. That memorialist was appointed to his late post, at a time when Trichinopoly was in a very disturbed state from constant grain ryots and faction fights between Hindus and Mahomedans. Two Police Ameens were removed from incompetency. At this crisis, memorialist was selected for the perilous post, and it is on record that by untiring energy he reduced the Town to perfect order, and while other officials whose services to the State cannot be compared with those rendered by him were restored, and he alone is made an exception.

8. That a late Police Ameen who had been removed for giving a pass to a Cabulee during the rebellion, meeting with no redress, memorialised the Secretary of State for India, and was by his despatch of the 14th August 1862, No. 9, reinstated.

9. That memorialist begs to mention that his late father was a Subadar in the 27th Regiment, N. I., was present at the siege and capture of Seringapatam, at the battle of Mehedpore, and other actions in Southern India, and won the approbation of his commanding officers.

2/1854

Proceedings of the Madras Government, Revenue Department,
21st October 1874.

10. That memorialist, trusting in the justice and benevolence the popular voice attributes to your Lordship, and being a man suffering great extremities for the want of a livelihood to support his family, prays your Lordship will, on a perusal of this memorial, despatch an order to the local Government for restoration to his post or re-employment in a position equal to the same.

Copies of testimonials are submitted for your Lordship's perusal.

And memorialist, as in duty bound, will ever pray.

TRICHINOPOLY, 24*th August* 1874.

No. 268. ORDER THEREON, 21st October 1874, No. 1,354.

Miscellaneous.

PETITIONER is informed that his memorial has been received and will be forwarded to the Secretary of State.

(True Extract.)

(Signed) C. G. MASTER,
Acting Secretary to Government.

To the Petition Department.

Exd. F. R. Bantleman.

Govt. of 1874 Collection.

REVENUE.

To

THE PETITION DEPARTMENT.

Dated October 21st.

Read.

Encl.

G. O., 21st October 1874, No. 1,554.

OCTOBER.
Nos. 267-268.

Rungasawmy Naidoo, late Town Police Ameen of Trichinopoly.—Informing petitioner—that his memorial has been received and will be forwarded to the Secretary of State.

1554

TESTIMONIALS.

A

1. I have much pleasure in bearing testimony to the zeal and activity of Rungasawmy Naidoo Police Ameen of Trichinopoly. He is an Excellent Police Officer and has done a great deal towards repressing crime in this town.

Trichinopoly
28th February 1855.

(Signed.) H. E. SULLIVAN C. S.
Head Assitt. Collector & Magistrate.

2. Rungaswamy Naik, Police Ameen of Trichinopoly is a very active and useful officer as a detective he is a very good, and probably the best man for the place that could be found. He was at one time careless in the methodical arrangement of Evidence in Committable cases, but I have no doubt that with Experience he will be as efficient in this branch of his duty as he is in every other, I wish him every Success.

Mang. alore,
9th September 1855.

(Signed.) J. R. KINDERSLEY
Head Asstt. Collector.

3. Having been employed in Trichinopoly but for the Short period of from Seven to Eight Months it was not my intention to have greanted Certificates of Character and conduct to any of the Public Servant. I cannot however refrain from making an exception in favor of Rungasawmy Naik, the Goondoo Salay Police Ameen His Public duties are of a nature so onerous and Such as require the exercise of so much zeal, energy and tact as well as (what is so rarly met with as native of his class) phicical courage and activity that it would hardly be an act of justice on my part were I to leave the District without recording my Sense of the excellent and praisedworthly manner in which he has performed them, during the time he has Served under me.

With a view to its being of future benefit to him as long as he continues to occupy his ordinary situation, I will here, add that I am well aware that, both in the execution of his ordinary duties he has raised against himself a number of enemies (chiefly amongst the miscreants, and former class including Public servants as well as Private individuals,) who will leave no stone unturned in their efforts to ruin his Public characters and bring disgrace upon him, and who are utterly unscrupulors as to the means made use of to effect the end they have in view.

Should their malicious misrepresentations, of which, as they already have been they will doubtless continue to be, unsparing, even be so for Successful as to oblige him to defend his may be allowed to carry some weight with it,

3. Extract from the Proceedings of the Foujdaree Udalut under date the 6th February 1856.

Read the Letter dated 29th January 1856 from the Session Judge of Trichinopoly Submitting for the final judgement of the Foujdaree Udalut the record of Case No. 39 of 1855 of the Calendar of the Session Court.

* * * * * * * * * *

The Court of Foujdaree Udalut notice with Satisfaction the good conduct of the Jailor Sergeant Reardon and the Police Ameen in Securing Evidence in this case in assisting to bring the Criminals to justice.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Trichinopoly for his information.

(TRUE EXTRACT)
(Signed) George Ellis.
Register.

(True Copy.)
(Signed.) T. I. P. HARRIS,
Session Judge.

To the Magistrate of Trichinopoly for his information & for Communication of para 5 to the Police Ameen.

(True Copy)
(Signed.) J. BIRD,
Magistrate.

welfare and prosperity as I consider him worthy of advancement, he being active, able and intelligent.

Mangalore
21st March 1853. } (Signed.) G. G. McDonell Capt,
27th Regiment N. I.

4. This is to Certify that Rungasawmy Naidoo has served as Vakeel to the 27th Regt. N. I. for four years and though he has not been in my Department I have much pleasure in testifying to his merits and consider myself borne out in Saying that he is esteemed by all ranks in the Corps.

(Signed.) C. H. Drury Lieut,
Adjutant 27th Regiment N. I.

5. The Bearer here of Rungasawmy Naidoo has been Vakeel of the 27th Regiment N. I. for the last four years during which time he has found himself to be worthy in every respect for the duties of his Office, which he now leaves at his own pleasure, having obtained a more lucrative Employment.

Mangalore
21st March 1853. } (Signed.) C. A. Pierce Lieut,
Ag. Adjutant, 27th Regt. N. I.

6. The Bearer Rungasawmy Naidoo has been Vakeel to the Regiment for upwards of last four years and I have much pleasure in testifying to his merits. He is an active, intelligent man and I shall always be glad to hear of his advancement.

Mangalore
21st March 1853. } (Signed.) James Orr. Lieut,
27th Regiment N. I.

7. This is to Certify that I have known the Bearer of this Rungasawmy Naidoo Vakeel of the Regiment upwards of four years and have always found him an active, obliging intelligent and upright man and consequently shall always be glad to hear of his getting on well.

Mangalore
21st March 1853. } (Signed.) F. Brown Lieut,
27th Regiment N. I.

8. I have much pleasure in testifying that I have known the Bearer Rungasawmy Naidoo Vakeel to the 27 Regiment N. I. for the last four years and known him to be a good and deserving man.

Mangalore
21st March 1853. } (Signed.) C. J. Smith Ensign.
27th Regiment N. I.

9. I have known the Bearer of this Vakeel Rungasawmy Naidoo for the last four years and I have much pleasure in testifying to his merits. He is an active, intelligent man and shall always be glad to hear of his advancement.

Mangalore
20th March 1853. } (Signed.) R. Willis Ensign.
27th Regiment N. I.

10. This is to Certify that Rungasawmy Naidoo has acted in the Capacity of Vakeel in the 27th Regiment N. I. for several years, and during that time I believe that he has performed his duties, intelligently, industriously, & Satisfactorily.

Mangalore
22nd March 1853. } (Signed.) W. G. Jalland Asstt. Surgeon,
27th Regiment N. I.

11. This is to Certify that the Bearer Rungasawmy Naidoo, Vekeel of the 27th Regment N. I. is well qualified in his duty; and during the year 1852 which space of time the corps was under my Command he has performed them all with Strict fidelity and punctuality to the highest of my Satisfaction and also a Tamil Moonshee to Lieut and Qr. Mr. F. T. Garrard and other Officers of the said Regiment.

Mangalore
6th January 1853. } (Signed.) R. Thorpe Lieut Colonel,
Commanding 27th Regiment. N. I.

12. The Bearer Rungasawmy Naik, was Employed as a Writer in the Qr. Masters Office of the 27th Regiment N. I. Since the year 1847 till the present time during the period I was Qr. Mr. of the Corps. I had reason to be Satisfied with his attention to business and can recommend him as being a useful person.

Mangalore
5th April 1852. } (Signed.) A. Howlett Captain,
27th Regiment N. I.

D

1. Rungasawmy Naidoo Police Ameen Supplied the 13th Regiment N. I. with all the Bandies required in about 3 days from first requisition and was very active in rendering whatever assistance was necessary.

2nd October 1854. } (Signed.) J. W. G. Kenny Brivet Major,
Ag. Qr. Mr. 13th Regement N. I.
(Signed.) G. C. Hughes Lieut Colonel,
Commanding 13th Regiment N. I.

2. Rungasawmy Naidoo Police Ameen Supplied the Detachment 74th Highlanders with all the Bandies required for their march to Jackatalla, and was active and ready whenever his assistance was required.

(Signed.) H. W. Palmer Captain.
74th Highlanders
Commanding Detachment.
Trichinopoly
28th February.

3. Rungasawmy Naidoo Police Ameen Supplied the Detachment of my Regiment ordered on Command with all the Carriage they required on the short notice of 4 or 5 days; I felt Extremely pleased with his conduct.

Signed F. J. Fischer Major,
Trichinopoly } Commanding 4th Regiment N. I.
18th March 1855.

4. Rungasawmy Naidoo Police Ameen Supplied the Left wing 13th Regiment N. I. with Bandies when about to march for Palamcottah and was very active in the discharges of his duties.

(Signed.) B. F Heysham Lieut,
Ag. Adjutant. L. Wing.
26th January 1856. 13th Regiment N. I.

5. Rungasawmy Naidoo Police Ameen Supplied 75 Bandies required for my Detachment to my Entire Satisfaction.

Trichinopoly (Signed.) F. J. Fischer Lieut Colonel,
20th March 1856. } Commanding 4th Regiment N. I.

6. Extract from a letter received from Capt. W. F. Jones Commanding the 4th Regt. N. I. dated 29th November 1856. Camp at Tooverncoorchy to J. Bird, Esq. Magistrate of Trichinopoly.

* * * * * * *

The Exertion of the Police Ameen in procuring us a large quantity of Carriage at an Earlier date than that originally fixed for the march of the Regiment are deserving of praise some of the families left behind for want of Carriage have already succeeded in overtaking the Regiment.

(True Extract)
(Signed.) J. Bird,
Magistrate.

7. This is to Certify that Police Ameen Rungasawmy Naidoo has shewn much zeal and good will, in furnishing me with Carriage for the Head Quarter wing of 51st Regiment N. N. I. to proceed to Palamcottah.

(Signed.) J. M. Madden Lieut Colonel.
Commanding 51st Regiment N. I.
7th March 1857.

8. Rungasawmy Naidoo Police Ameen Supplied the Detachment of the 25th Regt. N. I. with all the carriage they required in a very Short Space of time.

Trichinopoly (Signed.) W. Graves Captain,
26th February 1857. } 25th Regiment N. I.

E

Extract from the proceedings of the Session Court of Trichinopoly under date the 2nd October 1853.

Present T. I. P. Harris Esq. Session Judge.

Rungasawmy Naik late Police Ameen of Goondoo Salay was appointed Deputy Jailor as a Temporary measure when the late Deputy Jailor was dismissed; and it being necessary now to appoint a permanent incumbent, shaik Hoossain is appointed Deputy Jailor, but Rungasawmy Naik will continue to officiate pending Shaik Hoossain's leave of absence granted until the 20th of October.

Rungasawmy Naik was selected by the Session Judge, he having a high opinion of his good qualities as an active and intelligent Servant and he has given every Satisfaction during the time he has been Deputy Jailor.

(Signed.) T. I. P. Harris,
Session Judge.
(True Extract)
(Signed.) R. G. Clarke,
Ag. Session Judge.

Translation of Takeeds issued by J. Bird Esq. Magistrate of Trichinopoly to Rungasawmy Naik Police Ameen of Goondoo Salay

28th June 1855 } No. 106 } 1. Your report of the 27th Instant reached this office, in which you communicate the recapture and committal to the Court of Vannia Appavoo Chetty a prisoner Sentenced by the Sessions Court to Suffer 7 years imprisonment who escaped and ran away in the morning of the 25th Instant (after being one month in the Jail) from near the Padry's Church (*i. e.* St. Johns Church.)

I am very much Satisfied at your exertions in the recapture of the escaped prisoner so soon.

You are desired to communicate to Parasoorama Moodely Police Paishkar of Worriore and Moottoo Nagen, Carroopanen and Maroothay the Cavilgars of Veroopatchepoorum my Satisfaction at their Conduct in assisting in the recapture of the said Convict.

(Signed.) J. Bird,
Magistrate.

23th January 1855 } No. 9. } 2. The case of Robbery (which took place in the Mid-day of the 6th December in the house of Conad Tahsildar) committed by you to the Criminal Court was Committed to the Session Court in which the 1st prisoner Kistnen (Tahsildar's Servant) who was charged with having stolen two Neck laces one of Gold Mohurs and another of Gold beads valued at Rupees 650, was Sentenced to 7 years imprisonment with hard labor in irons and of the 2nd 3rd 4th & 5th prisoners who were, convicted of having been in possession of the Stolen property consisting of Gold Mohurs and beads valued at Rupees 301-9-0-the first two were Sentenced to 5 years imprisonment with hard labor in Irons the latter 2 to one years imprisonment with hard labor and without Irons.

The Session's Court have taken notice of the diligence and activity displayed by you in discovering Stolen property and observe that you deserve praise Copy of an Extract from the Proceedings of the Session's Court is here-with forwarded for information.

If you continue your diligence and activity in discovering and Suppressing thefts you will become the object of my approbation.

(Sined.) J. Bird,
Magistrate.

20th February 1855 } No. 27. } 3. Copy of the letter from the Session's Court to the Foujdaree Udalut of the 29th January 1855 in Calender case No. 31 of 1855 as also that of the Extract of the Foujdaree Udalut there on of the 6th February 1855 are forwarded to you for your information.

It is observed in the Extract that the Court of Foujdaree Udalut is satisfied with your conduct & that of the Jailor in procuring the Evidence of the witnesses in assisting towards bringing the offenders to be punished in the said case of Gang Robbery.

You are informed that you will become the object of approbation if you conduct yourself in the same manner in every case.

(Signed.) J. Bird,
Magistrate.

25th March 1855 } No. 43. } 4. The 2 Soldiers who stole some articles and money belonging to a Gentleman putting up in the Travellers Bungalow at Poettoor on the 1st January 1855 & who were committed by you to the Military Court Martial were Sentenced each to receive 50 lashes with a Cat O' nine-tails on their bare backs & further to forfeit all claims to Pension on discharge.

In their Extract the Court express their satisfaction at the care, activity and diligence shewn by you in the apprehension of the Prisoners, Copy of which is sent to you.

I am also satisfied at your conduct in the apprehension of the soldiers and finding out Evidence Sufficient to warrant the punishment.

You can have the Said Copy of Proceedings which is very creditable to you.

(Signed) J. Bird,
Magistrate

(True Copies)

Rungasawmy Naidoo.

Triplicate

To The Most Noble
The Marquis of Salisbury
Secretary of State for India
London

The Humble Memorial of C. V. Rengasawmy late Town Police Ameen of Trichinopoly

Most Humbly Showeth,

That Memorialist while holding the above post was Sentenced by the Acting Head Magistrate to Assistant on a false charge of Assault, which was revoked in Appeal by the Hon'ble High Court (Copy of whose Extract dated 20th July 1857 is Submitted)—

2. That Memorialist thereupon moved the Court to order his Release, which they declined to do, as having no Authority & referred him to the Revenue Board vide Extract dated 24th Sept. 1857 enclosed—

3. That Memorialist preparatory to petitioning the Revenue Board, applied to the Collector for restitution on the 29th September 1857, but was told to wait. Having waited sometime, he applied to the Revenue Board on the 14th February 1858, and was referred to the Collector, as being his province to deal with the Case.

4. That Memorialist was afterwards appointed by the Session Judge Acting Dept. Sales on the 29th August 1858. On the 9th October following he appealed to the Government but received no reply.

5

5. That Memorialist a second time appealed to the Government who in their Order No. 2111 to 2096 dated 5th November 1860, declined to cancel his dismissal as more than 3 years had elapsed, and now for the first time appealed against"

6. That the remarks is quite at variance with the facts, as your Lordships will perceive from the above Statement, as from the time his Sentence was revoked by the High Court to the date of the above Order - he presented Petitions to the High Court. Collector, Revenue Board, and the Government, not quite 2 years prior to the order above referred to. He had ever since on a vacancy occurring made Applications for his post or any other in the Magisterial Department

7. That Memorialist was appointed to his late post, at a time when Pechimuthy was in a very disturbed State. Two Police Sirdars were removed for incapacity, & Memorialist was selected to meet the Crisis. It is on Record that by his energy & strong order - while other Officials whose services cannot be mentioned with this, have been restored, the Colony is made an exception.

8. That the late Police Sirdars who had been removed for giving a Pass to a Catholic during the Rebellion meeting with no redress, was by the Secretary of State for India's Despatch restored.

9. That Memorialist trusting in the justice & benevolence of your Lordships most humbly prays his Case may be taken into due Consideration

and

and a Despatch issued for his re-employment.

And Memorialist as in duty bound
Will Ever pray

Pechimuthy
24th August 1874

(Sgd) V. Rungasawmy Naidoo

From Pro: F. M. d/20th July/57.

Read again ill. P. presented on the 2d Inst. for Kenga
same Natte late Town Police Ameen of Tiechinopoly

Read also Petition d/8th June from the Tiechr Petr praying
to Precept d/8th idem calling for the Record of the Case.

1. The Court having carefully perused the same, fails to discover
that such a Case had been made out against Petr as to justify
the Sentence recorded, which is therefore set aside.

2. The evidence for the prosecution is on the opinion of the Court
false & exaggerated. The Court at a loss to understand
why so much delay occurred in holding the original enquiry.
The assault took place on the 22d March & all the persons
were present on the spot, no Depositions appear to have been
taken till the 14th April.

3. It is asserted that Prosecutors house was broken open, yet no steps appear to have been
taken to test the truth of this statement & it is manifest
that such might easily have been done

(Sgd.) C. F. Chamier
Actg Regr

From Pro: of F. M. d/24th Septr 57

Read de. P. presented 19th Inst on behalf of Kenyasamy
Naick.

Prays as the Sentence passed unless has been stated,
the Court will decree his restoration.

2. The Court have no authority to do so - With the Revenue
Board alone rests the power of dealing with Cases such as Petrs

3. The power of reversing a Criminal Sentence does not also give
authority to the Court to direct the Magte to re-institute Proceed-
ings in

in the Office from which he may have been dismissed in consequence of such sentence. In dismissing a Public Servant under such circumstances, the Magistrate does not act in a judicial capacity but it is only with acts done in that capacity that the Hble. Court can interfere.

(Sd.) C. F. Chamier
Actg Regr.

Enclosure No 2 to
Trichinopoly Dis. No 134
dated 24th August 1874

2346
Encl. to Govt
Letter
2/9/1874
To

The Secretary to the
Governor in Council
Fort St. George

Sir

I most humbly request that the enclosed Memorial in Triplicate with enclosures may be submitted to the Secretary of State for India.

I am, Sir,
Your most Obedt Servant

Trichinopoly
24th August 1874

12/1359-1354

Government of Madras.

Revenue DEPARTMENT.

Petition No. 1636 of 1874.

From Rangasamy Naick

Occupation. late Town Police Ameen of

Village. GC 21 October 74

Talook. Nº 1354

District. Trichinopoly

Dated 27th June
Received 29th do } 1874.

Enclosures. 6

111

ABSTRACT.

Referring to the Govt Endorsement dated 8th November

1860 on his former petition, states that while he was Police Ameen he detected crimes, brought offenders to speedy justice and restored the town to order; that a false charge of assault was preferred against him at the instigations of certain Brahmin officials who were ill disposed towards him; that he was sentenced by the Session Court whose decision was reversed by the High Court; that he has applied to the Collector

Endt. dt. 25/11/1860 re petition dt. 2111.

for restoration to his post, that he promised to restore him on the occurrence of a vacancy; that he appealed several times to the Board of Revenue and Govt without effect.

Enclosing his testimonials for perusal prays that he may be restored to his former post of Town Police Sirdar or appointed to the Tahsildarship of Museri.

Endt. dt. 5/11/60 No. 2111 + 2096 Z 60

Rev. D. dt. 12/12/73 – 1410

and A

Returned under para 6 of the revised petitions rules.

10th July 1874

and L.B.C.

No. 3700.
Read 1874 Dept.
Government of Madras.

Revenue DEPARTMENT.

Petition No. 2386 of 1874.

From C. V. Rengasawmy Naidoo

Occupation. late Town Police Ameen of

Village.
Talook. } No. 1352. 21 October 1874

District. Trichinopoly

Dated 24 August 1874

Received 27 August 1874
Read 21 October

Enclosures. 2
and 2 S.C. Rupees.

ABSTRACT.

Submits for transmission a Memorial to the Secretary of State with Order.

Petitioner praying for orders to restore him to his former post or re-employ him in a similar post.

No. 1354.

Petitioner is informed that his Memorial has been received and will be forwarded to the Secretary of State.

21 Oct. 74.

1874 Oct. 21 Dispatch to Sec. of State