MILITARY [CON] VOL NO 2

5237

Fort S. George — August 1801

Public Consultation
MILITARY
VOL NO 287

Diary

26th Received the following letter

To Josiah Webbe Esqr

Chief Secretary to the Government at

Fort S. George

Sir,

I am directed by His Excellency the Most noble the Governor General in Council to transmit to you the inclosed Copies of Instructions which have been given to the Editors and Printers of News papers at this Presidency and to desire you will express to the Right Honorable the Governor in Council the recommendation of His Excellency in Council that similar Instructions may be given to the Editors and Printers of News papers at Fort S. George.

From the Secretary at Bengal Enclosed copies of orders which had been issued to the Editors and Printers of News papers at Calcutta for restraining the publication of the orders of the Government and states the desire of the Governor General in Council that similar orders may be issued by the Government of Fort S. George.

Fort William
the 6th August 1801

I have the honor &c &c
(Signed) L. Hook
Secretary to the Government M. D.

To the Editor of the Calcutta Gazette

You are hereby prohibited from publishing any

of

செப்பனிடுவதற்காக எடுத்துக் கொள்ளப்பட்ட
மாதம் 1989 வருடம்
செப்பனிட்டு முடித்த
மாதம் 1989 வருடம்

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of the Military Orders of this Establishment issued either by the Governor General in Council or by the Commander in Chief excepting such as may be sent for publication under the signature of one of the Secretaries of Government.

You are also prohibited from printing and publishing in any Army List Book or Pamphlet or in any shape whatever an account of the numbers or strength of the several Corps of the Army or of the disposition or situation of Corps unless you shall have obtained the particular permission of Government for so doing.

You are desired to acknowledge the receipt of this letter.

To the Editors and Printers of the other News papers.

You are hereby prohibited from printing and publishing any of the Military Orders of this Establishment which shall be issued by His Excellency the most noble the Governor General in Council or

by

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26a

2

by the commander in Chief excepting such as shall have appeared in the Calcutta Gazette

You are also prohibited from — Printing and publishing in any Army List Book or Pamphlet, or in any shape whatever an account of the numbers or strength of the several Corps of the Army or of the disposition or situation of Corps unless you shall have obtained the particular permission of Government for so doing

You are desired to acknowledge the receipt of this letter.

By Order &c

True Copies Signed L. Hook

Secretary to the Government M.D.

Sent the following letter.

To Captain P. Bruce

Deputy Military Auditor General

Sir,

I enclose a form of Obligations to be taken from the Officers, who had engaged their passage on the

To the Deputy Military Auditor General enclosing form of an obligation to be taken from the Officers who had engaged their passage on

26th

on the Ship Malabar and desiring that on their execution of that Instrument in Duplicate the usual passage money may be advanced to them respectively

the Ship Malabar, and am directed to desire that on their execution of that instrument in a formal manner and in duplicate for transmission to the Honorable Court of Directors the amount of the usual passage money may be advanced to them respectively.

I am &c &c

(Signed) J Webbe
Chief Secretary to Government

Fort S. George
26th August 1801

Having been Ordered to proceed to Europe on the Recruiting Service for His Majesty's 84th Regiment, and having taken and paid for my passage in the Ship Malabar which was unfortunately burnt in Madras Roads a few days previous to her intended departure for England, The Right Honorable the Governor in Council has in consideration of the Loss I sustained by that event been pleased to grant me the sum of Eighty Pounds Sterling as an Indulgence on my engaging to refund the same in the event of its not being approved of by the Honorable Court of Directors which I do hereby

accordingly

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Accordingly engage to do

Fort George

Signed J Hamilton
Lieutenant H. M. 84a Regiment

25 August 1801

Received and sent the following letters entered in MB. No. 71. 72. 73. 74. 75. 76. 77. 78

From the Military Board

From the Military Board

Recommend an advance of Pagodas 3000 to the Agent for Cavalry supplies to His Majesty's 19th Regiment Light Dragoons and of Pagodas 2000 to the Agent for Cavalry supplies to the 2d Regiment Native Cavalry

From the Officer commanding the Subsidiary force at Hydrabad

From Colonel Vigors states that he has dispatched Eleven Artillery men whose period of service had expired under an Havildars Guard to the Presidency Requests the attention of Government to the very weak state of the 2 Companies of Artillery serving with the Subsidiary force

From the Commandant Chandernaghery

From Lieutenant Colonel Campbell states that Captain Stewart commanding 5 Companies of the 1st Battalion 17th Native Regiment

lately

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lately arrived at Chandernagherry had at his recommendation discharged the public followers Bullocks &c on the 15th Instant Explains the reasons which induced him to recommend this measure

From the commandant at Ramnad

From Colonel Martinez — Reports that he has detached a party commanded by Lieutenant Miller towards Comery for the purpose of relieving that fort and of expelling the Rebels from the province of Ramnad.

From Ditto Ditto Encloses copies of 3 letters from Lieutenant Miller detailing the proceedings of the Detachment under his command

From Do. Do.

From Colonel L. Pape commanding Brigade Travancore Tropical Calicut

From Colonel L. Pape states his intention of resigning the situation he holds in the service of the Rajah of Travancore and of proceeding to Europe by land if no objection should exist on the part of the British Government

From the Military Paymaster General

From Mr. Roebuck Forwards additional Estimate of Cash required to answer demands on his

Office

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26th

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Office in the current month.

To Captain Bruce — Referring for examination an additional Estimate of Cash required for the current month.

To the Deputy Military Auditor General

27th Received the following letter —

To the Right Honorable Lord Clive

Governor in Council

Fort St George

My Lord

Having received Instructions from His Excellency the Most Noble the Governor General in Council to send round for the purpose of being landed at Tranquebar the 6 Companies of his Majestys 74th Regiment now at this Presidency, we have the honor to acquaint your Lordship that they will accordingly depart hence with all practicable expedition together with the Artificers Gun and Tent Lascars followers &c now here under charge of Conductor Dennison of the Madras Establishment — as per enclosed Return.

From Bombay Reports that the 6 Companies of His Majestys 74th Regiment will be embarked with all practicable expedition for Tranquebar in conformity to instructions they had received from His Excellency the Governor General in Council at the same time it is their intention to return the Artificers Gun and Tent Lascars under charge of Conductor Dennison as per an enclosed Return —

2d We have been induced to send these latter

back

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back, since it is the opinion of Colonel Champagne — which is also in concurrence with our own, that no utility could now result from their being sent to the Red Sea, whilst by remaining here they incur a very heavy expence to the Company

We have the honor to be

Bombay Castle
14th August 1801

Yrs &c

(Signed) Jonn Duncan

" J. Carnac

" William Page

Return

5 Pkts

Return of Artificers Gun and Lascars Followers &c belonging to the Commissary of Stores Department from the Madras Government under charge of Mr. R. Dennison Conductor of Stores. Bombay 16th August 1801.

	Gun Lascars	Tent Lascars	Matches	Artificers
Total	15	1	2	35

	Sergts	Tindals	Lascars	Sergts	Tindals	Lascars	Armorers	Blacksmiths	Carpenters	Carpenters	Smiths	Bricklayers	Sawyers	Tinmen	Painters	Coopers	Coppersmiths	Armourers
Total	3	1	1	6	10	2	1	1	2	3	4	1	1	1	1	1	1	1

N.B. One Mastry and twelve Bamboo Coolies absent on Short leave from the 10th Instant not included in Return given in to the Adjutant General.

[Signed] R. Dennison
Conductor in Charge

A true Copy
[Signed] Jas. Grant
Sub Secretary to Government

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27th

Received and sent the following letters — entered in Mtg. Nos. 79. 80. 81. 82.

From the acting Secretary at Columbo

From Mr. Boyd states the request of His Excellency the Governor of Ceylon to be furnished with an account Valuation of all ordnance and other Military Stores which remained on Ceylon at the period of the Governments being separated.

From the Military Auditor General

From Mr. Roebuck Encloses an additional estimate of cash required to answer demands on his Office —

From Dr. Dr.

From Dette Dette Encloses statement of the expences of the Madras Army for September 1801 —

From Messrs. Abbott and Maitland

From Messrs. Abbott and Maitland

Encloses and request payment of a Bill for six months freight due for the ship Albion —

Sent the following letter

28th

To Captain P. Bruce

Deputy Military Auditor General

Sir

The Right Honorable the Governor in Council

To the Deputy Military Auditor General [illegible]

5847 Fort St George August 1801

28th 6

...aster at Masulipatam for leave of absence the Military Paymaster ...ment has been authorized to write off the sums at present debited to the late Paymasters at Malacca and Columbo on account of family payments to the Head of Profit and Loss Expedition against the Dutch Settlements Directing him to prepare a draft of the improved regulations which he deems it practicable to introduce for more efficient check and control over that Branch of expenditure

Council has received your letters of the 24th Instant.

The Governor in Council does not consider it to be necessary to comply with the application of the Muster master at Masulipatam for leave of Absence from his station.

The Governor in Council is well satisfied with the care bestowed by you on the examination of the outstanding balances which have accumulated in the Books of the Military Paymaster General on account of payment made to the families of Sepoys proceeding on distant Service to Ceylon Malacca and the Molucca Islands.

The distance of those places from the seat of Government and the difficulty of communication have rendered it impracticable in the judgement of the Governor in Council for the Paymasters on the Coast to discontinue the payment of money to the families of Sepoys at the exact period of time when those bounties should have ceased it is probable therefore that a considerable

portion

5848 Fort George August 1801

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portion of the balance now outstanding should be included in the gratuitous donation granted by the Governor in Council to the families of those native Soldiers who might die, or be killed on those distant expeditions, and as you have no doubt that the stoppages made on this account have been actually brought to the credit of the Company by the Paymaster of the foreign stations. His Lordship has in conformity to your recommendation authorized the Military Paymaster General to write off the sum of Pagodas 37,494-11-[illegible] which is debited at present to the late Paymaster of Malacca and the sum of Pagodas 60,188-3-17 debited to the late Paymaster at Columbo to the Head of Profit and Loss expedition against the Dutch settlement.

The Governor in Council consider it to be expedient that such regulations as may be established for auditing the charges incurred in the support of the families of the native Sho[illegible]

shou[illegible]

5849 Fort St George August 1801

28th

should be enforced with the same regularity as is observed in the other branches of Military disbursement, and His Lordship directs you to prepare a draft of the improved regulations which you deem it practicable to introduce for that purpose — In preparing these regulations however it will be necessary to presume with great caution the [illegible] which the [illegible] founded, for if the executive Officers should be compelled under heavy penalties to obstruct the Course of the payments to the families, the regulating must of course prevent the effects intended to be produced by the Governor in Council

Fort St George
28th August 1801

I am &c &c
(Signed) J Webbe
Chief Secretary to Government.

Received and sent the following letters entered in MB Nos 83. 84. 85.

From Captain Maclean States the suggestion of the Military Board to employ the

From the Secretary to Military Board

Lord

28th

Lord Thurlow Indiaman for the conveyance of the Guns and military Stores intended for Masulipatam and Hydrabad

From Captain Bruce Transmits copy of the annual Statement and analysis

From the Deputy Military Auditor General

To Mr Roebuck authorizing and directing him to write the sum standing to the debit of the late Lieutenant Colonel Dalrymple on account of pay disbursed to the Garrison of Chittledroog to the head of Last War with Tippoo Sultaun

To the Military Paymaster General

29th Received and sent the following letters entered in M.B. No. 86. 87

From Messrs Chase Chinnery and Macdowall Forward Duplicate of their letter of the 16th July requesting authority for drawing the customary allowances for the commanders of His Majesty's Ships Mungoose and St Thome apply also for the allowance due to the commander of His Majesty's Ship Amboyna

To Messrs Chase Chinnery and Macdowall

To

5851 Fort St George — August 1801

29th 8

To the military Paymaster General

To Mr Roebuck Enclosing extract from the Orders of Government to the Department of Audit on the subject of the balances outstanding — against the late Paymasters at Malacca and Columbo on account of payments made to the families of the Sepoy's employed on foreign Service — and — authorizing him to write off the same to the head of profit and loss expedition against the Dutch Settlements.

Received the following letter.

30th

To Josiah Webbe Esqr.

Chief Secretary to the Government

of Fort St George

Sir,

I am directed by the Honorable the Governor in Council to request that you will be pleased to lay before the Right Honorable the Governor in Council the inclosed copy of a letter from Colonel Champagne of His Majesty's 80th Regiment under yesterday's date and at the same time to acquaint

his

From the Sub Secy. at Bombay inclosed copy of a letter from Colonel Champagne His Majesty's 80th Regiment and states that for the reasons therein assigned the embarkation of the natives mentioned in the letter of the 11th Instant has been countermanded.

5 & 50 Fort St George - August 1801

28th

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To the Military Paymaster General

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5851 Fort S. George — August 1801

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Chief Secretary to the Government of Fort S. George

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5852 Fort St. George August 1801

30a

His Lordship that for the reasons assigned by that Officer the embarkation of the Natives therein mentioned for the Coast of Coromandel has been Countermanded since the dispatch of the Board's letter of the 14th Instant

Bombay Castle I have the honor &c &c

19th August 1801 (Signed) J. A. Grant

Sub Secretary to Government

To Robert Rickards Esqr

Secretary to Government

Sir

I have to request you will represent to the Honorable the Governor that the Serang Tindal and Sixteen Tent Lascars that were put under the charge of Mr. Conductor Dennison and who are directed to proceed with him to Madras belong to the Government of Ceylon and were particularly Ordered from Columbo to Point de Galle where they joined and were by Orders of

Colonel

5853 Fort St. George — August 1801

30th 9

Colonel Wellesley attached to His Majestys 8th Regiment.

2 If the Honorable the Governor has no objection I wish those Lascars to remain for the present as in the event of the Regiment being employed in the Field I conceive their service may be much wanted.

I have the honor &c &c

Colabah

August 18th 1801

(Signed) S. Champagne Colonel.

A true Copy. Signed J. A. Grant.
Sub Secretary to Govt.

31st Sent the following letter.

To Lieutenant General Stuart
President &c members of the
Military Board

Gentlemen,

Para 1 We have received your letters of the 11th and 18th ultimo with their enclosures.

2 We approve and confirm the orders issued by you for the purpose of providing Doolies for the use of the Artillery serving with the Subsidiary force through the channel of the Officers commanding the Companies.

3 We think it expedient to postpone incurring any

To the Military Board approve the orders issued by them for the purpose of providing doolies for the use of the Artillery serving with the subsidiary force thro' the channel of the Officers commanding the companies. In expedient to incur any expense for repairing the fortress of Ganjam for the present. Payment of the several Bills and advances recommended by them has been ordered and a copy of a Register of

5852

Fort St. George — August 1801

30a

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Bombay Castle — I have the honor &c &c

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5853 Fort St. George — August 1801

30th

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August 18th 1801

(Signed) S. Champagne Colonel.

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President &c members of the

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3 We think it expedient to postpone incurring any

To the Military Board approve the orders issued by them for the purpose of providing Doolies for the use of the Artillery serving with the Subsidiary force thro' the channel of the Officers commanding the Companies. In expedient to incur any expense in repairing the Bridge of Ganjam for the present. Payment of the several Bills and advances recommended by them has been ordered and a Register of

5854 Fort St George — August 1801

31st

(Elephants received from Jaffnapatam and desire them to consider whether any of them may be fit for supplying the deficiencies in the Establishment on this Coast —

any expense for the purpose of repairing the fortress of Ganjam for the present

4 We have ordered payment to be made of the several Bills and advances recommended by you

5. We enclose Copy of a Register of Elephants received from the Collector of Jaffnapatam and desire you to consider whether any of them may be fit for supplying the deficiencies in the Establishment

Fort St George
1st August 1801.

We are &c &c
(Signed) Clive &c Council.

Sent the following letters entered in Mts Nos 88. 89. —

To the Deputy Military Auditor General —

To Captain Bruce. To authorize payment of the Bills and advances of money recommended in enclosed Extracts from letters from the Military Board also payment of two contingent Bills for furniture in the Office of the Deputy Adjutant General to the Kings troops if correct and regular. —

To Do. Do.

To Ditto. Ditto Referring for examination the General Estimate for the ensuing month. —

Al

5855 Fort S. George 1st September 1805

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At a Consultation

Present

The Right Honorable Lord Clive

Governor and President

Lieutenant General James Stuart

Commander in Chief

Tuesday 1st September 1801

William Petrie and Ernst William Fallofield Esqrs.

Minutes of last Consultation read and approved

Read the following letters from the Military Board

To the Right Honorable Lord Clive

Governor in Council &c &c &c

My Lord,

1st We have the honour to report that the necessary orders have been given in consequence of our receipt of the instructions contained in the letter of the Chief Secretary to Government dated the 15th Instant

2nd On the arrival of the Ship Mary

From the Military Board Report that the necessary orders have been given in consequence of letter to them of the 15th Instant forward copy of letter from the Commander of the Ship Mary with Bill of Exchange provisions supplied by him to the recruits on their voyage from Bengal which they recommend may be passed recommend for [illegible] Bill

5856 Fort S. George 1st September 1801

with the Recruits raised in Bengal for the Gun & Lascars Establishment on the Coast the usual application was made to her Commander for an Account of the expenditure of the Provisions put on Board at Calcutta for the use of the Recruits during the Voyage — Captain Parramore has in consequence forwarded to us the accompanying letter and Bill for extra Provisions served out to the Recruits amounting to Arcot Rupees 173. 6 a. In recommending this claim to the consideration of your Lordship in Council it appears only necessary to remark that the Recruits were on Board the Mary twenty nine Days longer than the Period for which they were victualled in Bengal

3d

We beg leave to recommend payment of the following Bills —

No 1 Bill of the Garrison Storekeeper in Canara for hire of labourers employed in storing Grain and Firewood in the upper Fort of Pemau-

labad

5857 Fort St. George 8th September 1808.

labad amounting to Pagodas 231. 29. 10.

No. 2. Bill of the Garrison Storekeeper in Canara for Articles of Provision Store laid up in the Garrison of Jemaulabad amounting to Pagodas 312. 40. 48.

No. 3. Bill of the Bunder master at Mangalore for Boats supplied to the Garrison Storekeeper acting as Commissary of supplies for landing military Stores received from Bombay amounting to Rupees 140.

No. 4. Bill of the Bunder master at Mangalore for Boats supplied to the Garrison Storekeeper acting as Commissary of supplies for landing Military Stores received from Bombay amounting to Rupees 18. 12.

No. 5. Bill of the Bunder master for Boats furnished to the Garrison Storekeeper at Mangalore for landing Arrack received by Botellas from Bombay amounting to Rupees 70.

No. 6. Bill of the Garrison Storekeeper

5858 Fort St George 1st September 1801

for Cooley hire for the transportation from the Beach to the Storehouse at Mangalore of 80 Leagers of Arrack amounting to Rupees 80:-

No 7 — Bill of the Commissary of Supplies in Mysore for 10 Arrack Carts provided by Hyder amounting to Pagodas 2.65.10:-

No 8 — Bill of the Civil Engineer for the construction of a new standing Bridge at the Walajah Gate amounting to Pagodas 188. 17:- 17:-

No 9 — Bill of the Civil Engineer for erecting a new standing Bridge between the Walajah Ravelin and the Barrier amounting to Pagodas 756. 42. 59

No 10 — Bill of the Civil Engineer for constructing a new standing Bridge at the Walajah Ravelin amounting to Pagodas 511:- 4 to 8:-

No 11 — Bill of the Civil Engineer for Repairs executed to the North East Bastion on the Sea face amounting to Pagodas 196. 29. 47

Bill:-

5859 Fort St George 1st September 1801

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No 12 Bill of the Civil Engineer for additions and alterations made to the Sepoy Banach at Chendalapettah — amounting to Pagodas 118 " 8 " 49

No 13 Bill of the Civil Engineer for repairs executed to the fortifications of Fort St George for the month of may amounting to Pagodas 195 " 34 " 4

No 14 Bill of the Civil Engineer for repairs executed to the fortification of Fort St George for the month of June amounting to Pagodas 213 " 32 " 79

No 15 Bill of the Civil Engineer for repairs and alterations made to the Conjee House at Pondamalee amounting to Pagodas 66 " 15 " 64

We have the honor &c &c

Fort St George
21st August 1801

(Signed) J Stuart
" J Richardson
" Elisha Trapaud

James Brodie Esqr
Garrison Storekeeper &c &c &c

Sir,

I have to acknowledge the receipt

of

5860 Fort George 1st September 1801

of your letter desiring me to land the unexpended Provision Stores remaining on Board the Mary the Gun Lascars &c Brought down were only victualed for forty days and they were on Board from the 21st May to the 29th July the latter part of which time I victualled them out of the Ships Stores and enclose you a Bill for the amount you have received a part of the Water Casks and the rest will be delivered when sent for as well as the Fire places &c which please to do as soon as convenient

Sam &c &c

August 1801

(Signed) W. Parramore

Commander of the Ship Mary

Attest Copy

(Signed) John Macleane

Secretary Military Board

Resolved and Ordered that the payment and advances of money recommended above be authorized

To the Right Honorable Lord Clive

Governor in Council &c &c &c

My Lord

1st

We have to acknowledge the receipt

5861 Fort St George 1st. September 1808

12

Collector at Tanjore for Muskets that have lately been the Garrison Storekeeper to call on the Commander of the Wellesley Transport to account for the deficiency in the Provision Stores landed from that vessel Fort and the copy of a letter from the Superintendant of the Stud Establishment charges & Estimate the present circumstances of that Institution appears to render necessary

of Letter from the Secretary to Government in the Revenue Department dated the 15th August and Letter from the Chief Secretary to Government dated the 19th Instant.

1st In reply to the former we have the honour to report that Major General Bridges was authorized by us to comply with Mr. Collector Harris's Indent on the 21st July last.

3d We have directed the Garrison Store keeper to call upon the Commander of the Wellesley Transport to account for the deficiency in the Articles of Provision Stores landed from that Vessel.

4th We have the honour to forward a Letter from the Superintendent of the Stud & the Paupers Dustrict and beg leave to recommend to the favourable consideration of your Lordship in Council Captain Evans's representation of the increased expenses of the Stud Establishment

5. We are well convinced of the

advantages

5862 Fort George 1st September 1808

advantages which would result from the appointment of an assistant to the superintendent and are therefore induced to give that part of Captain Evans's application our strongest support.

6th We also beg leave to recommend that Mahomed Beg may be removed by General orders from the 3d Regiment of Cavalry and appointed Head Farrier of the Stud upon the full pay of Head Farrier without any deduction of stoppages for cloathing. The abilities of this man are well known and are such as to render his appointment to the Stud a matter of importance.

7 We readily subscribe to Captain Evans's statement of the necessity of a few Troopers being attached to the stud for the purpose of training the Colts at an early age but we cannot recommend their being appointed from the Regiments of Cavalry in the manner he has proposed. We are aware that the non effectives of that Corps have

always

5863 Fort George 1st September 1801

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always preferred accepting the reduced pay allowed to Pensioners to being transferred to the Invalid list because their being placed on the Pension List exempts them from the performance of Infantry duties to which they are in many instances incompetent from wounds or the peculiar nature of the diseases by which they have been rendered non effective But we are of opinion that by some modification of the 32d Paragraph of the G.d O. under date the 11th July 1801 and by an assurance of their being exclusively employed in the easy Cavalry duties for which Captain Evans requires them the whole of the Cavalry non effectives might be induced to volunteer their services with the stud

We have the honor &c &c

Fort George
25th August 1801

(Signed) J Stuart
" John Richardson
" Elisha Trapaud

To

5864 Fort St George 1st September 1801

To Lieutenant General Stuart
President and Members of the
Military Board
Fort St George

Gentlemen,

I beg leave with great deference
to call your attention to a subject which has under
the present circumstances of the Stud increased its
importance considerably and has been attended with
serious loss to myself for the greater part of the last
two years vizt subsisting the Honorable Company's Stud
on the allowances fixed by Government

At the time the arrangement of
these allowances took place I was satisfied that ten
Rupees per month was sufficient for the support
of a mare found in all respects in the best manner
possible. Grain was then cultivated in large quan-
tities in the District of Tanjore and sold at
about 90 Bags for a Rupee and there was hope
that the increased demand on account of the Stud
would

5865 Fort S. George 1st September 1801

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would have induced the Inhabitants to enter more largely into the cultivation of that Grain for which they saw a ready market the extensive Tracts of cultivated lands they have in this District — peculiarly calculated for such Corps led me to believe that such industry would have followed from the prospect they had of advantages in providing for the stud —

In this expectation I have been disappointed, no Grain of any consequence has been cultivated in the District for the last two years; this disappointment however I do not attribute to any permanent cause but to the temporary effects of the commotions which have prevailed in that part of the Country for a length of time past — The consequences of these disturbances — cannot therefore be supposed to affect the principles of the original calculation and I trust that when the tranquility of the Province shall have been restored the interests of the Inhabitants will again

furnish

Fort S. George 1st September 1801

furnish supplies of Grain for the purposes of the
stud at rates not exceeding those of the calculation —
In the mean while the result has been attended
with the extraordinary expence incidental to the
importation of Grain from Distant places the whole
of what I required for the support of the establishment
having been imported from the most distant parts
of the Vizagapatam District and from Bengal
at so high rates as to have put me to an additional
expence for feeding the stud of two hundred and
fifteen Pagodas a month taking the average since
the 1st January 1800 over and above what is allowed
by Government — this I have supported from my
own salary in expectation of the Country getting
into a better state whereby I should have been still
enabled to feed the stud on the original fixed rates
and this loss I should have put up with, in prefer-
-rence to making any representation to Govern-
-ment in the above expectation did not the
increase of the stud at this moment put it totally

out

out of my power to do justice to this great and valuable institution without the further support of Government in this repect.

A reluctance to alter those fixed rates by which I had hoped to have been enabled to limit the expences of the establishment induced me to go into an expence supported by my own salary rather than state the circumstances to the Board I am however now led to consider the interest of the institution involved in this case and with great deference beg leave to submit it to your consideration.

The stud establishment must now be increasing to immense numbers and consequently the expence on this head from the difficulty of obtaining supplies must become more considerable, this is a circumstance which I could not have foreseen and I hope the Board will be assured that every exertions on my part has been made to obviate those difficulties as far as

[illegible]

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Fort St George 1st September 1801

It was possible I am however now in justice to the trust committed to my charge, induced to lay this subject before your Board, and with great deference beg you may be pleased to submit it to the consideration of the Right Honorable the Governor in Council.

The Stud has now been brought to a pitch which independent of the valuable property it consists of, must be considered of the highest national importance and although I am perfectly able to undergo all the fatigue and carry on the most difficult duties connected to my station I am yet led for the good of the service to recommend the appointment of an assistant to the superintendent of the Stud as necessary measure to ensure in the event of casualty at least one officer with the establishment who should perfectly understand its management are early knowledge of Horses and a turn to such pursuits would be necessary

Qualifications

5869 Fort George 1st September 1801.

17

qualifications in the person to be appointed as most likely to ensure his attention to the Subject.

I have found great difficulty in getting good Farriers for the Stud. I have made enquiry in Bengal and every part of the Coast where I thought such people were to be met with. I have however not been so fortunate as to meet any skilful man of this description. The head Farrier of the 3d Regiment Native Cavalry Mahomed Beg has been mentioned to me as a man extremely well calculated to fill that station with the Stud and is considered the most skilful of that Class, he has for the last two or three years been desirous of retiring from a situation where he is subject to the fatigue of Field Service. I made enquiry of Major Rumley who commanded that Regiment respecting this man and understood from him that he was particularly well calculated for the duties of the Stud and that in the Regiment they had a proper

5870

Fort S. George 1st September 1801

person to recommend (when Mahomed Beg was provided for) to succeed him as Head Farrier to the Regiment the present system of Pensioning the Native Cavalry who become unfit for service would make it difficult to get this man to the Stud - should he be brought before a Committee I would therefore beg leave to recommend his being transferred in General Orders from the 3d Regiment Native Cavalry to the Stud with some addition to his present pay which would reconcile him to the change and attach him to his new situation

The bolts bred in the Stud are extremely high spirited and I conceive it necessary for the good of the service that they should have a lunge established and should be broke gently in hand at an early age to effect which I beg leave to recommend the appointment of a few select men from the Native Cavalry not exceeding the proportion of one from each Troop on the Service - such men transferred for this duty may still appear

on

5871

Fort St George 1st September 1801

18

On the Returns of the Regiment on command with the Stud

Madras

23d August 1801

I have the honor &c &c

Signed H. Evans Captain

Supert of the Stud

A true Copy

Signed John Macleane

Secretary Military Board

Under the circumstances stated by the Superintendants of the Stud the Board do consider that the expence of furnishing grain for the use of the Stud must have been enhanced by the importation of that Article from distant places by sea, and as the rate of feeding the Stud must consequently have been calculated by Captain Evans according to the prevalent price of Grain in the District of Ganjam it is Resolved to authorize and direct that the difference between the fixed rates of grain established by the Governor in Council and the actual expences incurred by Captain Evans shall be charged in the Accounts of the Superintendant of the Stud.

Resolution thereon

5872 Fort St George 1st September 1801

The Board concurs in the opinion of the military Board and on that of the Superintendant relative to the expediency & appointing an Assistant and the Commander in chief is accordingly requested to detail an Officer of the Army qualified to discharge the duties of that station

Resolved to Order and direct that two men from each troop of Native Cavalry shall be transferred to the Services of the Stud that such men shall be borne as supernumeraries on each Regiment and that other men shall be recruited to fill their places in the Troops

Resolved that the proposals and advance of money recommended by the Military Board be authorized

The Board proceed to read and Sign on the following proceedings of the medical Board

By Resolution of the Governor in Council 1st September 1801. Medical Board August 31st 1801

For the Secretary to the Board

5873

Fort St George 1st September 1801

19

Medical Board and
to the arrears of Salary
from the period of Mr
Raines quitting that
station

forwarding a letter with copy of
a certificate from the Secre-
tary at the India House
addressed by Doctor Terence
Gahagan to the Right Hono-
rable the Governor in Council

Ordered that Mr Gahagan
be directed to resume his
seat at the Medical Board
next below Dr Anderson
and that the Medical
Board be directed to submit
to the Governor in Council
the arrangements which
may be rendered necessary
in the Medical Department
in consequence of Mr Rain's
return to the Rank and
duties of Head Surgeon

The singularity of
this case its not being of
a professional nature will
we hope excuse us from
giving any opinion in
forwarding those papers
as has hitherto been the
practice of this Board
especially as the Office of
Second Member has
been already filled up
since Mr Rain's departure
by Government Orders

[illegible]

5874

Fort S. George 1st September 1801.

(Signed) Jas. Anderson
Physician General

" Nicol Mein
2nd member medical Board

By Order of the Right Honorable the Governor in Council

(Signed) J. Webbe
Chief Secretary to Government

To the Right Honorable Lord Clive
Governor and President in Council
&c &c &c

My Lord, Fort S. George

In the General Order by Government under date the 4th Instant my name was inserted as one of the Officers permitted by the Honorable Court of Directors to return to India and whom your Lordship directed to resume their respective Ranks on the Establishment of this Presidency.

I have hitherto refrained from addressing your Lordship in Council on the subject of my particular situation under an impression

that

875 Fort St. George 1st September 1801.

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that the pressure of public affairs had prevented the further communication I hoped to receive in conse-quence of the inclosed intimation delivered to me at the India House by the Secretary, which informed me that I was to return to the medical Board — and to take Rank next to Doctor James Anderson I was also given to understand that in consideration of heavy losses I had sustained and the favorable mention made of my former services. The — Honorable Court had been pleased to resolve and direct that I should be allowed arrears of salary as second member of the medical Board from the period of Mr. Raines quitting that station

The peculiarity of my situation will I trust excuse my taking the liberty of request-ing your Lordships attention to my claims, and of intreating that your Lordship in Council will be pleased to favor me with your early orders upon them

I have the honor &c. &c.

Madras

24th August 1801

(Signed) T. Gahagan

M.D.

These

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Fort St George 1st September 1801

These are to Certify that the Court of Directors of the united Company of Merchants of England trading to the East Indies have permitted Doctor Terence Gahagan to return to his duty at the Presidency of Fort St George in the East Indies and to rank as Second member of the Hospital Board next to Doctor James Anderson In witness whereof I have hereunto set my hand at the East India House in London this fourteenth day of February in the year of our Lord One thousand eight hundred and one.

[Signed] Wm. Ramsay

A true Copy

Secretary

[Signed] T. Gahagan

The Commander in Chief lays before the Board the following memorandum

Memorandum

The Commander in Chief informs the Board that in consequence of having received a representation from Captain Deas acting on behalf of Captain Monro Agent for Cavalry Stores that certain Horses

5877

Fort St George 1st September 1801

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two remount lots lately provided for the service were examined by Committees under circumstances peculiarly unfavorable to the appearance of those Horses arising from a tedious sea passage long sickness and consequent lowness of condition which occasioned a rejection by the Committees of those Horses as unfit for Cavalry Service but that during the time which has since elapsed the rejected Horses had so far recovered their strength, flesh, and appearance, as to leave no doubt in his mind that upon re-examination they would be found fully equal to the purposes of the Service he was induced to order a Committee to assemble at Arcot to inspect those Horses and that by the Report of such Committee it appears that out of seventy One Horses examined forty two are fit for the Service and twenty nine unfit — the former of which the commander in Chief recommends may be received on the part of Government from the Agent and the latter left on his hands.

2d

The commander in Chief lays before

[illegible] Pendertleath [illegible] a Cadet of Infantry [illegible] the Establishment [illegible] recommends that Captain [illegible] Dudden be permitted to [illegible] resign the command of [illegible] Mopella Sibbendy [illegible] and that Captain [illegible] Loche be appointed [illegible] succeed him recommends the appointment of a [illegible] Conductor of Stores [illegible] Montanah with [illegible] addition to the established pay of 1 Pagoda [illegible] month for Stationary [illegible] before the Board [illegible] of the commander [illegible] the Ship Sophia that [illegible] Lieutenant Chitty died [illegible] Board his ship [illegible] recommends the [illegible] promotion [illegible] consequence

5879 Fort S. George 1st September 1801

5. The commander in Chief lays before the Board the Certificate of Captain Robertson Commanding the Ship Sophia that Lieutenant Samuel Chitty of the 3d Regiment native Cavalry died on Board that Ship on the 18th of July last recommends that the subjoined promotion be ordered in that Corps in consequence.

3d Regiment native Cavalry

Eldest Cornet Robert Kennedy to be Lieutenant Vice Chitty deceased date of Commission 19th July 1801

28th August 1801 (Signed) J. Stuart

Fort S. George in the East Indies } Mansfield Plenderleath maketh Oath and saith, that he this Deponent was nominated by the Honorable Court of Directors a Cadet of Infantry on the Madras Establishment in the Honorable East India Companys Service as will appear by the General Letter from the said Court of Directors dated the

fifth

5878 Fort S. George 1st September 1801

before the Board an affidavit of Mr. Mansfield Plenderleath that he was nominated by the Honorable Court of Directors a Cadet of Infantry on the Madras Establishment and recommends that he be admitted as a Cadet accordingly

3d. The commander in Chief submits to the Board an application from Captain Budden to the Right Honorable the Governor in Council to be permitted to resign the command of the Mopilla Sibendy Corps which the commander in Chief is of opinion should be acceded to and recommends that Captain Jeremy Locke of the Bombay Establishment serving under this Presidency be appointed to succeed Captain Budden in the command of that Corps

4th. The commander in Chief represents to the Board the necessity of allowing an appointment of Sub Conductor of Stores at Montanah and its dependencies and recommends that in addition to the established pay of that appointment One Pagoda per month be allowed for stationary

52.79 Fort St George 1st September 1801

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5. The Commander in Chief lays before the Board the Certificate of Captain Robertson Commanding the Ship Sophia that Lieutenant Samuel Chitty of the 3d Regiment Native Cavalry died on Board that Ship on the 18th of July last recommends that the subjoined promotions be ordered in that Corps in consequence.

3d Regiment Native Cavalry

Eldest Cornet Robert Kennedy to be Lieutenant vice Chitty deceased date of Commission 19th July 1801

28th August 1801 (Signed) J Stuart

Fort St George

in the East Indies } Mansfield Slenderleath maketh Oath and saith that he the Deponent was nominated by the Honorable Court of Directors a Cadet of Infantry on the Madras Establishment in the Honorable East India Company Service as will appear by the General Letter from the said Court of Directors dated the 5th

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fifth march one thousand Eight hundred and one —

Sworn before me this twenty fifth day of August 1801

(Signed) M. Plenderleath

(Signed) W. Grant
Justice of Peace

To Lieutenant General James Stuart
Commander in Chief &c &c &c

Sir,

Being desirous of Joining the Corps to which I am Regimentally attached I request to be permitted to resign the Commanding of the Trebundy Mopilla Corps, and have the honor to forward an address to the Right Honorable the Governor in Council to that effect.

Pyche
17th August 1801

(Signed) Richd Budden
Captain Commanding the MS Corps

To the Right Honorable Lord Clive
Governor in Council &c &c &c

My Lord, Fort S. George

Being desirous to Join the Corps to which

5881 Fort S. George 1st September 1801

23

which I am Regimentally Posted I beg leave —

Respectfully to solicit your Lordships permission to resign the command of the Mopilla Corps —

I have the honor &c &c

Pyche

17th August 1801 —

(Signed) Richd. Budden
Captain Commanding the
M. S. Corps.

This is to certify that the Late Lieutenant Chitty Government Service Died on Board the Ship Sophia under my command on the 18th July at night — Madras August 26th 1801

(Signed) W Robertson

Resolution thereon

Resolved that the number of remount horses judged fit for the public service be received on the establishment and the commander in Chief is requested to issue orders for the distribution of them —

Resolved and Ordered that the several promotions and appointments recommended in the foregoing minute be ordered to take place

Memorandum

5882

Fort St George 7th September 1801

Memorandum

1st

The Commander in Chief lays before the Board an affidavit of Mr. Fletcher Norton Balamin that he has been appointed by the Honorable Court of Directors a Cadet of Infantry for the present Season upon this Establishment; and recommends that Mr. Balmain be admitted a Cadet accordingly.

2nd

The Commander in Chief informs the Board that he has received from Lieutenant Colonel Ure commanding the forces in the Province of Masulipatam a report of Lieutenant Turner of the 15th Regiment having in consequence of extreme ill health proceeded to Sea from Coringa upon a Certificate of the absolute necessity for his doing so by Mr. Assistant Surgeon Montoni which is submitted to the Board.

The Commander in Chief however disapproving of the occurrence has directed a communication to that effect to be made to

Lieutenant

Memorandum from the Commander in Chief Lays before the Board an affidavit of Mr. F. N. Balmain that he has been appointed by the Honble Court of Directors a Cadet of Infantry and recommends his admission accordingly informs the Board that he has received a report from the Officer Commanding Masulipatam district of Lieutenant Turner having proceeded to sea from Coringa on such certificate states for the consideration of the Board the advance in the price of Cloth required for half mounting to the Native Troops in order that it may be determined whether a proportionate increase should be made in the stoppage to be made from the troops recommends promotion on the 6th Regiment N.C. in consequence of the decease of Major Grant The Barracks for a troop of European Cavalry at Vellour being completed recommends that the troop of H. M. 19 Dragoons encamped near Vellour be ordered to relieve the troop of N.C. on duty there

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24

Lieutenant Colonel Ure with a caution against his permitting a similar irregularity to take place again in the Division of Troops serving under his immediate Orders.

3rd The commander in Chief states to the Board that under a Government General Order dated the 15th March 1797 which directs that the superfine Broad Cloth required for the half mounting of the native Troops shall be issued from the Company's Import Warehouse at the rate 1 Pa 40 Fs 25 Cs per yard and the ordinary at 41 fanams 40 Cash per yard an Indent for the quantity of both sorts wanted for the non commissioned Rank and file of the 1st Battalion 1st Regiment was presented at the warehouse when it appeared that the former kind of Cloth has been raised to 2 Pagodas and the latter to 1 Pagoda and 50 Cash per yard.

The Commander in Chief therefore recommends that Orders be given for

continuing

5884

Fort S. George 1st September 1801

Continuing the sale of the Cloth to the Native Soldier at the price already established by the authority of the Government or if necessary that the alteration in the price be notified in General Orders to the Army so that commanding Officers of Corps being apprized of such alteration may be enabled to put their men under stoppages accordingly.

4th In consequence of the decease on the 28th Instant of Major Alexander Grant of the 6th Regiment Native Cavalry the Commander in Chief recommends that the subjoined promotion be ordered in that Corps.

6th Regiment Native Cavalry.

Eldest Captain Alexander Strachan to be Major vice Grant deceased date of Commission 29th August 1801.

Captain Lieutenant Thomas Walcott to be Captain of a Troop vice Strachan date of Commission 29th August 1801.

Eldest

5885 Fort George 1st September 1801

95

Eldest Lieutenant Henry Munt to be Captain Lieutenant Vice Watcott date of Commission 29th August 1801

Eldest Cornet Henry Stephen Barbutt to be Lieutenant Vice Munt date of Commission 29th August 1801

5th The Officer Commanding at Vellore having reported the Barracks for the Officers and men of a Troop of European Dragoons to be completed and ready for the accomodation of such Detail the Commander in Chief recommends that the Troop of His Majesty's 19th Regiment at present encamped near Vellore be ordered into that place to relieve the Troop of Native Cavalry on duty there and that the latter be permitted to join its Corps

1st September 1801 (Signed) J. Stuart

Fort George in the East Indies } Fletcher Norton Balmain

maketh Oath and saith that he this Deponent was in the year 1801 nominated by the Honorable Court

of

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Fort S. George 1st September 1801

of Directors a Cadet of Infantry on the Madras Establishment in the Honorable East India Company's Service as will appear by a letter from the Court of Directors to the Government of Fort S. George under date the 5th of march 1801.

Sworn this thirty first Day of August 1801

(Signed) F. H. Balmain

before me

(Signed) W. Grant

Justice of Peace

I hereby certify that it is absolutely necessary for Lieutenant John Turner of the 1st Battalion 15th Regiment Native Infantry to proceed to sea without delay for the recovery of his health

Rajahmundry

August 15th 1801

(Signed) Patrick Maxtone

Assistant Surgeon

Resolution thereon

Resolved that the foregoing promotions be ordered to take place

Resolved that the cloth required for the half mounting of the native Troops shall continue to be issued from the stores at the price

regulated

5887

Fort St George 1st September 1801

26/

Regulated by the General Order of march 1797 and
that Orders be issued for that purpose to the Board
of Trade.

Memorandum.

The commander in Chief judges
it necessary in Consequence of the Rebellion at
present existing in the Mysore Country to reinforce
the Southern Division of the Army with as little
delay as possible.

He therefore proposes that the
Sixth Brigade shall relieve the Regiment Dermuron
now forming a part of the Garrison of Fort St George.

The Regiment Dermuron to march to Seringa-
patam and to be joined in passing Vellore by the
Detail of that Corps now stationed at Arnee and
likewise by Captain Myres's Company now forming
a part of the Garrison of Vellore.

On the arrival of the Dermuron
Regiment at Seringapatam the 5 Companies of
the 33rd now at that place to proceed to Vellore and
the

Memorandum from Dr Dr proposed arrangements for augmenting the forces in the Southern Division of the Army

5886. Fort St. George 1st September 1801

the 5 Companies of the 12th Regiment forming part of that Garrison to march and join their Corps at Tuckumpoly - when the Flank Companies of the Seringapatam Regiments who are with the Southern Division of the Army will march and join the Head Quarters of their Corps at Seringapatam.

A Detail equal to two Corps of the 1st Regiment Native Cavalry dismounted to relieve the 1st Battalion of the 1st Regiment Stationed in the Fort of Arcot and that Battalion to march and join the 1st Battalion of the 5th Native Infantry in the Baramahaul Valley and to be stationed as follows

	Companies
Sunkerry Droog Head Quarters	1
Ryacottah	2
Kistnagherry	1
Total	10

The 1st Battalion of the 5th Regiment being thus relieved to call in all their Detachments and assemble at Sunkerry droog and proceed from thence to Tuckumpoly

5889 Fort S. George 1st September 1801.

27

The 5 Companies of the 1st Battalion of the 17th Regiment now at this Presidency to proceed to Vellore the 3 Companies of that Corps stationed at Chandernagherry and the 2 at Chittoor likewise to proceed to Vellore leaving at the last mentioned station a Detail of a Jemidar and 20 Sepoys on the 1st Battalion of the 17th arriving at Vellore the 2d Battalion of the 10th Regiment to march to Trichinopoly

1st September 1801. (Signed) J Stuart

The 2 Flank Companies of the 1st of the 5th N.I. are at present on the Ceded Districts with M General Campbell these propose shall join their Corps to the Southward should Lord Clive have no objection

The Board entirely approves the arrangements recommended by the Commander in Chief and His Excellency is requested to give the necessary orders for Carrying them into effect.

Memorandum

The Commander in Chief takes occasion

to

Memorandum from Lord Clive recommends that Captain Crewe may be permitted to draw the difference between half and full Batta during the

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Fort St George 1st September 1801

This permits his not
employed on the recruiting
service Lays before the
Board an application
from the Officer commanding
at Negapatam for
permission to proceed
to the Presidency

to Mate to the Board that Captain Greive has been employed on the recruiting service from the 26 September last to the 31st August inclusive under the General authority committed to the Officer commanding the Army as Chief by a letter from the Secretary to Government dated the 3d April 1800

The successful exertions of Captain Greive in the performance of that Duty having entitled him to approbation it was the wish of Government that his exertions should be rewarded by being permitted to draw the difference between half and full batta during the period that he was employed, and the Commander in Chief recommends that the sanction of Government may be given for that disbursement

Captain Greive is directed to discontinue recruiting after the 31st August

The Commander in Chief lays before the Board an application from Lieutenant Tobin Commanding at Negapatam for permission

5891 Fort St George 5th September 1801.

28

to proceed to the Presidency on his private business.

1st September 1801. (Signed) J. Stewart

Extract of a letter from the Secretary to Government to Major General Braithwaite dated 2d April 1800.

Para 8. I am also directed to express His Lordships satisfaction at the measures you have taken for obtaining recruits from His Dominions of His Highness the Nizam and to desire that Lieutenant Macdonald may be employed in the manner you propose and that you will make such other arrangements as you may judge calculated to promote the recruiting Service.

To the Right Honorable

Governor in Council

My Lord,

In consequence of letters I have received by the Ships from England which will regard my presence at the Presidency are to request the Honorable Board permission for my departing three weeks months to settle my Private Affairs.

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Fort St George 1st September 1801

Negapatam

August 2d 1801

I have the honor &c &c

(Signed) T. Sober

Lieutenant Commander

Resolved that orders be issued to the Office of Audit for the payment of Captain Krews Bills for full Batta under the signature of the commander in Chief

Read the following letters from the Secretary to the Government at Bombay

To Josiah Webbe Esqr

Chief Secretary to the Government

Fort St George

Sir,

1

From the Secretary at Bombay Transmitting extract of a letter from the Honorable Court of Directors with copies of the papers therein alluded to relative to the affairs of Malabar and Canara.

I am directed by the Governor in Council to request you will be pleased to lay before the Right Honorable the Governor in Council the inclosed Extract being the 13th 22d 26th 64th 65th and 95 Paragraphs of a letter from the Court of Directors in this Department dated the 5th of march last.

2d

Of the papers alluded to in the 22d Paragraph

Copies

5793 Fort St. George 1st. September 1801

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Copies are in pursuance of the Honorable Courts Orders also transmitted for the information of His Lordship in Council.

Bombay Castle 29th. July 1801.

I have the honor &c &c
/Signed/ R. Richards.
Secretary to Government.

Extract of a letter from the Court of Directors in the Military Department dated the 5th. march 1801.

Para 13.

113 / Staff appointments to the Detachment at Goa.

We approve of the Staff appointments to the Detachment serving at the Portuguese Settlement of Goa referred to in this, and in your subsequent despatch of the 21st. January 1800. We observe by your Consultation of the 13th. December preceding that an application from the Commanding Officer for the appointment of an Adjutant to the Detachment of Artillery serving there and for an increase to the allowance of the Deputy Commissary of Stores was at the recommendation of the late Commander in

Chief

5894 Fort S. George 1st September 1801

Chief rejected on the ground of inexpediency, a determination which has received our approbation; and we direct that no additional staff appointments at Goa to those already made to take place without our previous approbation We likewise direct that a separate account be kept and from time to time transmitted to us of the actual Charges of this Detachment including the pay of the Troops and every contingency to facilitate the adjustment thereof with the Court of Portugal should it be hereafter determined that the amount either in whole or in part is to be reimbursed by that Government

27 arrangement of the Troops stationed in Malabar and Canara

22 We conclude that the papers Referred to in this Paragraph have in consequence of the late arrangement for transferring the Controul of the Provinces of Malabar, and Canara, to the Madras Government been transmitted to that Presidency as containing the opinion of a very able Officer/Lieutenant General

5895 Fort George 1st September 1801

30

General Stuart / on the proper distribution of the forces for the defence of those provinces and upon other important points — This is the more necessary to be done as it appears that in consequence of an application from the Madras Government alluded to in the 22nd Paragraph of the letter to which we are now replying for a Regiment of European and a Battalion of Native Infantry from the Bombay Establishment for service in Mysore General Stuart, gave it as his opinion that the force required could not be spared from your side of India without exposing objects of the greatest magnitude and weaking to a dangerous degree the defence of the Coasts of Malabar, and Canara. —

29 Fencible Corps disbanded

26 The measure of disbanding the Fencible Corps at your Presidency — accords with the sentiments expressed in the 44 Paragraph of our public Dispatch of the

5896

Fort St. George 1 September 1801

28th of August last and has therefore received your approbation.

64 For the reasons assigned in General Stuart's minute of the 6th December 1799 and on the Condition therein mentioned we approve of the allowance to the Judge Advocate in Malabar.

The allowance to the Judge Advocate in Malabar

65 Agreeing with you in opinion that the Muster Master is an Office of Check we approve of you having directed the continuance of the Office.

The Muster Master in Malabar continued notwithstanding the opinion of the Military Board of its inutility these Offices not to be held by military men but on vacancies to be transferred entirely to the Civil Line

95 We direct that such parts of this dispatch as relate to matters which under the regulations recently adopted respecting the Provinces for Malabar and Canara are now cognizable by the Madras Government be forthwith communicated to them with such Official Documents as may be deemed necessary for affording the requisite information upon the Paragraphs so to be transmitted.

True Extract

(Signed) J. Hallett
Assistant to the Sy

5897 Fort St. George 5th September 1801

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Minute

1st. I have to submit to the Board a letter dated the 6th. ultimo from the Secretary to the Government of Fort St. George to my address as also Copies of correspondence on the same subject between the Honorable Colonel Wellesley and Colonel Hart together with a letter from this last Officer enclosing the above mentioned documents.

2. It is my opinion that the force required by the Madras Government cannot be spared from this side of India without exposing objects of the greatest magnitude and weakening to a dangerous degree the defence of the Coasts of Malabar and Canara, neither is it in my power to comply with the present Orders of that Government or to detach any part of the forces serving under this Presidency without your express authority and instruction.

3d. It would appear that the Government of Madras have destributed into Cantonments their Troops lately in the field and withdrawn

5898 Fort St George 1st September 1801

a part of the [illegible] the supposed for the security of the Carnatic —

An arrangement of a similar kind has also taken place on Malabar, and Canara, by which however all the Troops have been suffered to continue on the Provinces that were assembled there on the commencement of hostilities — Thus that proportion has not been returned to the Presidency which was taken from it before the war, and the safety of the Garrison of Bombay at this moment for want of a sufficient number of native Troops hardly provided for by a voluntary subscription of the Inhabitants

It was intended by the Right Honorable the Governor General that three Battalions of Sepoys should have been embarked from the Provinces for the seat of Government which would have given two Regiments of native Infantry for the Garrison of Bombay and Tannah with their immediate dependences and one for Surat — on my arrival on Canara I found it impossible to carry this measure into

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into effect from the want of Vessels on the first instance to transport Troops and in the next because two Battalions in my opinion could not be spared immediately from the Service on which they were employed since one Battalion was detached above the Ghauts and two were destined for Goa—I had the honor of enclosing to the Right Honorable the Governor General from Trincalore a return of the disposition of the Troops on the two Provinces and approved his Lordships of the measure I was under of detaining the three Battalions which were intended for the defence of the Presidency and possessions to the northward observing at the same time that no inconvenience could arise from this measure of his Lordship disapproved of it as there was no opportunity at that time of transporting the Troops in question to Bombay

The security of this settlement Dam however of opinion was not sufficiently provided for and will cause such a large portion of the Troops

Stands

5902 Fort S. George 1st September 1801.

or Kanara, in ten or twelve days — my Instructions to the Commanding Officers in Malabar and Kanara are before the Board by which on the principle of mutual interest they are directed to co-operate on all occasions with the Commanding Officer in Mysore and to extend assistance whenever he may require it. These Instructions however were framed on the supposition that the Madras Troops would occupy all the countries above the Ghauts, and those of this Presidency the possessions below, but that either Army in case of Invasion, or any event that demanded the interposition of a greater body of Troops, would be ready to march to the relief of the other. —

7th As the subject of this minute appeared to me of sufficient importance to be laid immediately before Government I have drawn up these remarks hastily and submit them without loss of time for consideration.

Head Quarters
Bombay 1st December
1799

(Signed) J. Stuart

true copy

5903 Fort St George 1st September 1801

34

To Lieutenant General Stuart

Or Officer Commanding the Forces

on Malabar and Canara

Sir

The Right Honorable the Governor in
Council having Resolved to distribute into Cantonments
the Several Corps Lately employed on the field, finds it
indispensably necessary to employ a part of the two ops
serving under the Presidency of Bombay on protecting a
part of the territories subjected to the Company and to
the Rajah of Mysore above the ghauts —

I am accordingly directed to desire
that you will order one of His Majesty's Regiments —
complete to march with all practicable expedition for the
purpose of garrisoning the fortress of Chittledroog.

In addition to the Battalion of Bombay
Troops now stationed in the province of Soonda the
Governor in Council desires that a Native Battalion
may be detached for the purpose of garrisoning the Forts
of protecting the district of Badamee —

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Fort S. George 1st September 1801

As the distribution of the whole of the troops under this Presidency has been made with reference to this assistance from the Coast of Canara, and Malabar, the Governor in Council is particularly anxious that no delay should arise in the execution of this Order, and I am accordingly directed to desire that the Officers commanding these several Corps, may be instructed to put themselves under the orders of the Officers commanding in Mysore.

Fort S. George

6th November 1801

I have the honor &c &c

(Signed) J. Webbe

Chief Secretary to Government

A true copy (Signed) J. Hallett

Assistant to the Secretary

Letter from the Honorable Colonel Arthur Wellesley to Colonel Hart dated Camp at Oscotah November 16th 1799

Sir,

I have received from the Governor of Fort S. George a copy of the letter to you of the 6th instant in which he desires you to send up the Grants one

Regiment

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Regiment of European Infantry, and a Battalion of Natives - I shall be glad to hear from you on this subject - as Major Disney's Battalion is still at Nuggur it would perhaps be more convenient if you were to send the Battalion of Native Infantry from the northern part of Kanara into the Province of Soonda -

I have received Orders to disperse the Army under my command and to send a large proportion of it below the Ghauts to the Coast of Coro=mandel they will begin their march tomorrow and I am going to Seringapatam

I have the honor &c &c

Copy (Signed) Arthur Wellesley

(Signed) George V. Hart

Copy Letter from the Honorable Colonel Wellesley to Colonel Hart dated Camp at Grain November 19th 1799

Sir,

I have this day received a letter from Lieutenant General Stuart in which he desires if I

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can spare its services I should send to Mangalore the Battalion of Bombay Sipoys which has been hitherto stationed at Badamee — By the letter from the Secretary of Government dated the 1st Instant you will observe that the Government of Fort St George expects not only that Battalion of Sipoys should remain above the Ghauts but have called upon you to furnish another Battalion of Sipoys and a Regiment of European all the Troops in Garrison and Cantonments under the notion that you will have had it in your power to furnish the Troops for the service of this Country which have been required

I have within these few days received Orders to send to the Coast of Coromandel a large proportion of the troops which I have hitherto had under my command so that it has become impossible to relieve Major Dickens Battalion and if it is sent to Mangalore, and another Corps not brought into Nuggur, the whole province of Bednore will

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will be unprotected — this I should not think it proper to risk unless in a case of evident necessity

General Stuart has done me the honor to communicate to me his instructions to the Commanding Officers in Kanara and Malabar and I take this opportunity of assuring you that you will ever find me ready to afford you every assistance in my power whenever the public Interest shall appear to require it

I have the honor &c &c

(Signed) Arthur Wellesley

(Signed) George W. Hart

(true copies)

(Signed) J. Hallett.
Assistant to the Secretary.

To the Honorable Colonel Wellesley
&c

Sir,

Your letter of the 16th Instant I had the honor of receiving yesterday. I have not received any letter or orders from the Governor of Fort S. George nor could a requisition for one entire European Regiment

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Fort St George 1 September 1801

be at present complied with as a large part of the 75th the only Corps of that description in this province is detained at Goa.

The Commander in Chief of Bombay departed from hence for that Presidency on the 13th Instant having left me orders in the execution of which I now am to erect Cantonments for that whole Corps as well as for two Native Battalions, who are also here Lieutenant Conn[illegible] Marshalls Battalion of Sepoys is now on its march to, or at Goa where Major Desneys also has been expected should the latter not go, and another be again required by the Envoy I am ordered to send there with the reservation only of very small Garrisons for the forts on the Sea Coast the only other Battalion that now remains to the northward of this Province.

I have the honor &c &c

(Signed) G. V. Harb &c

(Copy)
(Signed) G. V. H.

True Copy (Signed) J. Hallett
Asst to the Secretary

A Copy sent also to Mr Uhthoff at Goa
Mangalore
22nd November 1799.

To

5909 Fort S. George 1st September 1801

To Lieutenant General James Stuart

Commander in Chief &c &c &c

Bombay

Sir,

The accompanying letter received by me this day through the hands of Colonel Sartorius who opened it at Nelliseram) from the Government of Madras I conceive requires your orders to have the necessary arrangements made in consequence of it.

For your information I take the liberty of enclosing the copy of a letter I have had the day before yesterday from the Honorable Colonel Wellesley and of my answer to it. also the copy of another from him received by me this day to which I have not replied, copies of the two former I have sent to Mr. Whithoff at Goa.

Mangalore
23d November 1799

I have the honor &c &c

(Signed) George V. Hart
Colonel Commanding in Canara

true copy
(Signed) J. Hallett.
assistant to the Secretary.

Resolved

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Fort S. George 1st September 1801

Resolved to inform the Governor in Council at Bombay that the Board will be guided by the Orders of the Court of Directors communicated with the above dispatch as far as they apply to the existing state of affairs in the province of Malabar and at Goa

To Josiah Webbe Esqr.

Chief Secretary to the Government

at Fort S. George

Sir,

I am directed by the Governor in Council to request you will be pleased to lay before the Right Honorable the Governor in Council the enclosed copy of a letter from Mr. A. Mackenochie dated the 9th Instant and to intimate that as Mr. Drysdale stands appointed to the medical duties of the 8th Regiment serving in the Province of Malabar during the absence of Mr. Mackenochie this Gentleman has been permitted to draw at this Presidency the nett pay of a Surgeon on this Establishment.

[illegible] from Mr. [illegible] and states [illegible] has been permitted [illegible] at Bombay the [illegible] pay of Surgeon on [illegible] Establishment [illegible] his request

I have

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Bombay Castle
29th July 1801.

I have the honor &c. &c.
(Signed) R. Rickards
Secretary to Government.

To the Honorable Jonathan Duncan Esqr.
President and Governor in Council.

Honorable Sir,

Lest any doubt should arise in the mind of the Military Paymaster or Auditor General respecting the head of account under which my Pay and allowances as Surgeon should be charged in consequence of the transfer of the Revenue and Military Department of Malabar to the Presidency of Fort S. George in which Province I am permitted to reside in prosecution of the Plan I have brought forward. I beg leave to submit to the wisdom of your Honorable Board that as the Plan itself in which I am engaged is under the management of your Honorable Board and as the permission under which I do prosecute this plan, rests also under the sanction of the Court

of

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Fort S. George 1st September 1801

of Directors with your Honorable Board it would appear to be natural that I should altogether be considered as belonging to the Presidency of Bombay — in which opinion should your Honorable Board please to coincide I beg you will have the goodness to direct the amount of my Pay and allowances to be paid to Messrs Bruce Fawcett & Co monthly as the same may come due — and subject to the Regulations applicable to Officers on leave or on furlough

I have the honor &c &c

(Signed) A. Mackonachie
Surgeon

Madras
7th July 1801

True copy

(Signed) C. Messurier
Secretary to Government.

Ordered that a Copy of the above letter be transmitted to the Deputy Military Auditor General for his information and guidance

To Josiah Webbe Esqr
Chief Secretary to the Government
at Fort S. George

Sir

I am directed by the Governor in Council

to

[illegible] Transmits [illegible] of a letter from the [illegible] Board of Directors [illegible] the [illegible] referred to from Mr Surgeon [illegible] requesting to be employed under the orders of

5913 Fort S. George 1st September 1801.

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[illegible] Fort S. George

to request you will be pleased to lay before the Right Honorable the Governor in Council the enclosed Extract being the 6th and 7th Paragraphs of a letter from the Honorable the Court of Directors in this Department dated the 11th of February last with a copy of the memorial it refers to and to intimate that the tenor of this representation is well founded —

2d It will therefore remain with his Lordship to decide on the question of accepting — Mr Ogilvies Services as to which the Governor in Council requests to be favored with an early answer.

Bombay Castle
29th July 1801

I have the honor &c &c
(Signed) R. Rickards
Secretary to Government

Extract from the Honorable Company's Commands in their Military Department dated the 11th February 1801 —

Para 6 We have received a memorial from Mr Thomas Ogilvy of your medical Establishment requesting leave to return to his duty and that he

may

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Fort S. George 1st September 1801

may be transferred to the Madras Presidency with his Rank where the knowledge he has acquired of the Malabar Language may enable him to render service to the Company.—

7. We have permitted Mr. Ogilvy to return to his station at Bombay and transmit a copy of his memorial a number in the Packet.—

True Extract Signed J. Hallett

Assistant to the Secretary

To the Honorable the Court of Directors of the united East India Company &c &c &c

Honorable Sirs

Desirous to return to my duty in India and noticing the new arrangements in your Governments of Madras and Bombay I am induced to state to you, that during a Residence of above four years in the Province of Malabar I applied myself assiduously to the study of the Malabar language and am happy to inform you that so successful have been my Indeavors that I have acquired a

very

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very considerable knowledge in reading, writing, and speaking it, and have written a Dictionary or Vocabulary of this Language.

I beg also to mention that I was Employed while Resident in Malabar in translating a Puran from the same Language Entitled

(Kayralolpally or History of Hayrolum)

one of the many names given to that tract of Country Extending from the Cavae River as far as Cape Comorin North, and South, bounded on the East by the Ghauts and the Sea on the Western Side (a Work which though in many respects fabulous yet nevertheless contains much useful information with regard to their Customs Religion and Prejudices.

Part of the translation above alluded to I sent into the Bombay Government two or three days previous to my departure for this Country a considerable part more of the translation remains in my hands which I had not time to transcribe

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fair and which I very much regard, I have in all translated, about two thirds of it, with which that Government have been made acquainted.

I hope these acquirements will in your opinions give me some claim to your favorable Indulgence.

Trusting in that, and your wishes to Extend your support and favor to all those who apply themselves successfully to the study of the native Languages, I beg to request I may be transferred to the Madras Establishment with my rank where my knowledge of the Malabar Language in consequence of the Malabar and Canara provinces being placed under that Presidency might be employed to the advantage of the Honorable Company and my own benefit.

I have the honor &c &c

(Signed) J. Ogilvy

Bombay medical Service

Nº 5 Cecil Street
Strand
16th December 1800

True copy

(Signed) P. Messurier

Sub Secretary to Government

Resolved

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A1

Resolved to inform the Governor in Council at Bombay that it should be his pleasure to attach Mr. Ogilvy to any part of the troops of the Bombay establishment serving under the Orders of this Presidency the Board will be happy to avail itself of that Gentlemans professional Skill, but that it is not practicable for the Board to employ Mr. Ogilvy on any other Terms his Medical Capacity

Read the following letter from the Secretary at Bengal

To Josiah Webbe Esqr.

Chief Secretary to the Government at Fort St. George

Sir,-

I His Excellency the most Noble the Governor General being desirous of having his body Guard completed with troops from the Regiments of Madras Cavalry of the Madras Establishment His Excellency in consideration desires you will express to the Right Honorable the Governor in Council his wish that

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one hundred Troopers men of good Characters and appearance may be sent to Bengal by the earliest opportunity.

2 His Excellency in Council has directed me to add that it is desirable that the men shall not be under five feet six Inches high and not above twenty five years of age. His Excellency is aware that the men of the native Cavalry on the Coast will willingly proceed on service to any part of the Country to which they may be ordered but His Excellency has reason to hope from the well known Zeal and spirit of the Native Cavalry at Madras that a sufficient number of Volunteers will turn out on the present Occasion.

Fort William.
the 6th August 1801.

I have the honor &c &c
(Signed) L. Hook
Secretary to the Government
&c &c

The commander in Chief is accordingly requested to take the necessary measures for procuring the number of Volunteers from the Native Cavalry on

this

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this Establishment required for the Body Guard of His Excellency the most noble the Governor General

Read the following letter from the Resident in Mysore

To the Right Honorable Lord Clive

&c &c &c

My Lord,

I feel it to be my duty to bring under the notice of your Lordship copy of a letter which yesterday received from the Honorable Colonel Wellesley together with the Proceedings of two General Court Martial and other documents relating to a complaint preferred to me against Mr Shuttleworth Assistant Surgeon by the principal Inhabitants of the Village of Chutta near Seringapatam and which complaint appeared to me to be of so serious a nature and so well founded that I judged it proper to refer the Complainants to the Honorable Colonel Wellesley with the view that their sufferings might be adequately redressed

From the Resident in Mysore Transmits copy of a letter from the Honorable Colonel Wellesley together with the proceedings of two General Court Martial and other documents relating to a complaint preferred to him against Mr Assistant Surgeon Shuttleworth by the principal Inhabitants of the Village of Chutta

I have

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Fort S. George 1st September 1801.

Fort S. George
July 1801

I have the honor &c &c
(Signed) By Close.
Resident in Mysore

Lieutenant Colonel Close
&c.

Sir,

In consequence of the complaints which you communicated to me of the conduct of Mr. Assistant Surgeon Shuttleworth on his journey from Tera to Seringapatam, I ordered a Court Martial to assemble for his trial on charges founded on the complaints preferred by the Inhabitants of the nearest Village Chutta. Inclosed I send you a Copy of the proceedings of this Court Martial, and of a correspondence which I have had with the commander in Chief upon this subject from which you will perceive that I am by no means satisfied with the sentence which has been pronounced against Mr. Shuttleworth.

As it appeared that a Dubash by name Venket Subah belonging to Mr. Boxley

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a Sutler had been in many cases the Instrument of the oppression complained of by the Inhabitants on the road between Sera and Seringapatam and as he had been particularly Active in the Village of Chuttar, I thought it proper to order that he might be brought before a native General Court Martial for his conduct in that Village I inclose a copy of the proceedings of that Court Martial on the trial of this person and one of a letter from the Resident to me I likewise inclose the copy of an Order which I have issued this day to the troops under my command.

I have the honor &c &c

(Signed) A Wellesley

Seringapatam

July 22d 1801

true copy (Signed) B. Close

Resident in Mysore

List of papers inclosed.

1 Copy of the Proceedings of a General Court Martial on the trial of Mr Assistant Surgeon Shuttleworth

2 Copy of a letter from Colonel Wellesley to the Commander in Chief dated June 12th

Copy

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Fort S. George 1st September 1801.

3 Copy of a letter from the commander in Chief to Colonel Wellesley dated July 3d

4 Copy of a letter from the a Judge Advocate General to the commander in Chief

5 Copy of a letter from Colonel Wellesley to the commander in Chief dated July 7th inclosing the draft of an order.

6 Copy of a letter from the commander in Chief to Colonel Wellesley dated July 13th

7 Copy of the Proceedings of a Native General Court Martial upon the trial of Verhata Sabah Dabash and of a letter from the President to Colonel Wellesley.

8 Copy of a General Order by Colonel Wellesley on the 22d July

At a General Court Martial held on Tuesday at Ram this Wednesday the 27th Day of May 1801 by virtue of a warrant from Colonel the Honorable Arthur Wellesley Commanding in Mysore

Present

Lieutenant Colonel George Maxon President

Lieutenant Colonel Colin Sh[illegible] Major [illegible] Woodall

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Major Thomas Riddell ..... Captain Andrew Dunn

Captain James Crawford ..... Captain James Todde

Captain Alexander Eastlee ..... Lieutenant William Morris

Lieutenant Lawrence O'Hara ..... Lieutenant B. Foster

Lieutenant G. T. Pepper ..... Lieutenant Henry Davie

Lieutenant David Castaris ..... Ensign Richard Fulton

Captain Samuel William Ogg Judge Advocate

The Prisoner Mr. Shuttleworth being produced in Court and the names of the members having been called over he declares that he has no exception to any one. The warrant to the President and Judge Advocate being produced and read the President, members, and Judge Advocate, are duly sworn.

Charges against the Prisoner Mr. Assistant Surgeon Shuttleworth put in Arrest by Order of the Honorable Colonel Wellesley Commanding in Mysore.

Charge First. For behaving in a scandalous, infamous manner such as is unbecoming

the

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Fort George 1st September 1801.

the character of an Officer and a Gentleman

1st In having forced open and having taken possession of a house in the village of Chatter belonging to the Inhabitants on or about monday the 18th Instant although a house and two small Choultries were Offered to him for his accomodation

2nd In having taken Provisions and other articles from the Inhabitants of the said Village without paying for them

3rd In having caused to be tied and having flogged Chumbuswa Chatty an Inhabitant of the said Village

4th In having taken Coolies from the said Village to carry his baggage to Seringapatam and omitted to pay them more than three pice each

Charge the second For disobedience of the Orders of the Commander in Chief in the Instances above mentioned

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mentioned —

(Signed) R. Barclay
Deputy Adjutant General
in Mysore

Seringapatam
23d May 1801 —

The Charges having been read to the Prisoner —

Question by the J. A. Are you Guilty of the Crimes laid to your Charge or not

Answer Not Guilty —

Captain Barclay informs the Court that he was ordered by the Honorable Colonel Wellesley Commanding in Mysore to put Mr. Shuttleworth in Arrest upon the Charges which have been read in consequence of a Complaint made by the Dewan of Mysore to the Resident who had called upon Colonel Wellesley to interpose his authority to protect the Inhabitants of the Country from such oppressions as those stated in the Charges

tos

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Port St. George 1st September 1801.

To substantiate which he begs leave to ca

Evidences —

Captain Ogg and Rung Row Bramin are both sworn to interpret for the Court —

Prosecution Chambuswa Chitty being duly sworn — informs the Court that a Dubash came to Chitter the monday before last and enquired of the Talliary where the head man of the Village was who replied that he was not present in the Village but gone to Tunnoor upon which the Dubash struck him four times upon the Breast and Face upon hearing of those circumstances this Evidence and Kalay Gowra came to the spot where the Dubash told them that they must get him two houses, Sheep, Fowls, and other things he wanted, upon which Kalay Gowra who is the Patail of the Village and this Evidence went and shewed to the Dubash two empty houses for his accommodation

after

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After which Mr. Shuttleworth the Prisoner arrived, that the Prisoner and the Dubash spoke some time apart after which the latter said, that the doors were to small to admit his Masters Cot and that he would order it to the Pagoda that the Prisoner, the Dubash, this Evidence, and Kalay Gowra then went together to the Pagoda, and directed the Church Bramen to open the Gate for the Admission of the Cot which he refused to do, saying that it was unusual, and at the same time fastening the Gate upon which this Evidence, and Kalay Gowra, said to the Dubash, that as the Bramin would not open the Gate of the Pagoda - that as they had Offered two houses, which had been refused, and also two Choultries close to the Village, which had likewise been refused what could they do more. That the Dubash then told his master that two houses and

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two Choultries were Offered and asked him if they would answer, that he the Evidence, did not understand what the Prisoner said, but the Dubash told them that his master would not accept of them, and insisted upon having a house in the Village that they all four now went into the Village where the Dubash pointed out a house which he said would answer as the Door would admit the Cot that this house was inhabited and that this Evidence and Kalay Gowra entreated the Possessors to give it up for the use of the Prisoner, as their lives were at stake that the owner of the house was taking out his Effects, when the Dubash came and said that another Gentleman was arrived and another house must be got immediately that he struck Kalay Gowra three times and this Evidence five times with a whip and this Evidence then went to the next Door and

tried

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tried to Break the lock of the Door but without effect he then sent for the Tallary of the Village and ordered him to Break it open which he did and another Gentleman then came and occupied it, that the Dubash then desired this Evidence to bring Eggs Grass, wood, and milk, upon which he brought and delivered to the Dubash five bundles of Wood for his Master the Prisoner, and one for the Dubash eight Eggs, nine Bundles of Grass and five Seer of Milk, that it was now evening and the Dubash took him away to his Master the Prisoner, who said that he had no Grass, that he the Evidence then desired to be permitted to go and that he would take Grass from the Inhabitants and bring it to him, that the Prisoner replied that he would not suffer him to go called him a thief, and gave him One stroke with a Bandy Whip that

at

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at this time three Bundles of Grass arrived and that the Prisoner said that he must have seven more Bundles until the receipt of which he would not suffer him to depart and ordered his hands to be tied by his Pariar Horse keeper which was accordingly done upon this the Prisoner went into the House and the horsekeeper said that if he would bring four more Bundles of Grass he would be released he accordingly procured four more bundles of Grass and the Horsekeeper untied his hands, that the Dubash now came and told the Evidence that if he did not procure twenty six booties by the Crowing of the Cock the following morning he should be flogged that this Evidence accordingly brought twenty six booties the next morning that the Prisoner demanded one man more which the Evidence also brought

that

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— that the Prisoner now got into his Bandy and this Evidence and Kalay Gowra — addressed him saying that they had furnished him with Grass and other Articles and requested payment for the same — that the Prisoner desired them to get One fanam from the Dubash and drove off — that they then applied to the Dubash who said he would change a fanam and pay them but that he also went away without paying any thing —

That they had also supplied the Dubash with three seer of Gram half a seer of Rice a Quarter of a seer of Doll and a quarter of a seer of Ghee that an Inhabitant had supplied the Prisoner with fifteen seer of Gram for which he gave two double — silver fanams and took back eight Cash

That he also supplied the Prisoner with one seer of Oil for all of which he received

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ns payment

Question by the S.A. to the Witness } Was Mr. Shuttleworth present when the Dubash flogged Kulay Gowra and the witness with the Horsewhip

Answer He was present sitting in his Bandy

Question Do. Was it in consequence of that flogging that you caused the Door of the House to be broken open

Answer Yes in consequence of that flogging

Question Do. Did the Prisoner give you no more than One stroke with a whip with his own hand

Answer Only One stroke

Question Do. When they went to the Pagoda who ordered the Gate to be opened

Answer The Dubash

Question by the S.A. Was the Prisoner present

Answer He was

Question Do. You say that you first delivered five Bundles of wood for the Prisoner eight Eggs mine

Bundles

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Bundles of grass and five seer of milk also one Bundle of Wood for the Dubash did you receive any payment for the above Articles or Not.

Answer Not one Cash

Question Do. Did the Prisoner pay the Coolies you furnished him with for the conveyance of his Baggage

Answer One of the Coolies returned and informed me that they had only received three pice each

Question Do. What is the established pay for each Cooley from Chutter to Seringapatam.

Answer Six pice each man

The Court is adjourned untill 10 O'Clocke tomorrow morning.

Thursday 28th Day of May 1801

At a General Court Martial held pursuant to Adjournment

Present

Lieutenant Colonel George Sexton President

Major

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Major Stoddard

Captain Bradford

Captain Taylor

Lieutenant Morrison

Lieutenant Hooton

Lieutenant Demun

Ensign Worrell

Capt Lowry Surveyed Military Dist Judge reduced

Lieutenant Worrell absent being refused

Ensign Worrell

Ensign Worrell

Ensign Worrell

Fort St George 1st September 1801.

that they would supply him with whatever he might want, the Dubash then demanded a house - and they pointed out two empty houses to him, at this time the Prisoner arrived in a Bandy and they all three viz the Dubash Chumbuswa Chitty and this Evidence went to him and the Dubash and the Prisoner spoke together they all four than went to the Pagoda and upon seeing their approach the people in the Pagoda shut the Gate which the Dubash desired the Bramins within to open to which the Bramin replied that he would not open the Gate to save his head.

the Bramin then said that he would go to the Cutcherry and the Dubash abused him that the Prisoner then got into his Bandy and went towards the Pettah the other people accompanying him - that on their arrival at the Pettah the Prisoner stopped at a house with a large Door and the Dubash

told

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told this Evidence and Chumbaswa Chitty
that if they did not give this house he would
take their lives - that they then told the Dubash
Dubash there was a Choultry which they
would give that the Dubash would not
listen to this but told them, that he must
have this house and struck this evidence
three times with his hand after receiving
these Blows, he the Evidence went into
this house and told the Inhabitants to
give it up, otherwise it would endanger his
life that the Evidence was employed in
getting the Effects out of the house when
the Dubash took away Chumbaswa Chitty
to another house which he said he must
have likewise and desired Chumbaswa
Chitty to break the locks of the Door
that he tried to break the locks, but could
not upon which the Dubash struck him
four times as this has Chumbaswa Chitty

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then directed the Hoolwary to break open the Door which he did with a stone — that another Gentleman went into this house and the Prisoner into the first — that the Dubash then desired them to provide Wood Grass and different Articles and took them away with him, that they gave him nine Bundles of Grass five Bundles of Wood eight eggs five seer of milk — One seer of Oil — the Dubash then demanded half a seer of Rice a quarter of a seer of Doll a quarter of a seer of Ghee one Bundle of Wood and three seer of Gram all which they gave, that he then counted over twenty six Coolies to them which he directed them to relieve by a similar number — and the Dubash then took Chimbaswa Chitty away to the prisoner who told him that he wanted sixteen Bundles of Grass of which he had only

received

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received nine that he wanted seven more which he must give and desiring him to make haste and get the Grass he gave him a cut with his whip that three more bundles of Grass arrived — The Prisoner then said that he was a thief and until he brought four more bundles of Grass he should not be released and having ordered his hands to be tied he went into the house, the Horse-keeper then tied his hands — that this Evidence then brought four Bundles of Grass and the Horsekeeper loosened Chambuswa Chitty's hands that the Dubash then came and took the witness and Chambaswa Chitty with him to the Pettah and told them that they must produce twenty six men in the morning — that in consequence they brought twenty six men in the morning that then another man was demanded who was also furnished — that the Dubash had

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taken fifteen seers of Gram for the Prisoner from an Inhabitant and given two double Silver fanams out of which he took back eight bash. Afterwards the witness and Chamboosewa Chitty demanded of the Prisoner the price of the articles they had furnished him that the Prisoner — Ordered the Dubash to give them something and went away — that the Dubash promised to give them one fanam but that he went away without performing his promise.

Question by the Jt. When the Dubash struck Chambusewa — Chitty five times and the Door of the house was broke open was the Prisoner present or not. —

Answer He was setting in front in his Bandy. —

Question Do. Did the Prisoner reprove the Dubash or did he appear to approve of what he had done.

Answer He looked on without interference.

Question Do. Did the Coolies the Prisoner took from the Village complain to him on their return

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of not being paid their Hire

Answer I saw only One man who said that he had only received three pice at Seringapatam

Question by the J.A. What is the hire of a Cooley from Chutter to Seringapatam.

Answer Six pice each man.

Question Do. Does this Evidence understand moors

Answer No

Question Do. How did you understand that the Prisoner called Chambuswa Chetty a thief

Answer The Horsekeeper interpreted

Question Do. When the Prisoner desired his Dubash to pay for the Articles he received did he specify any particular sum.

Answer The Prisoner and Dubash spoke together but I did not understand what they said. The Dubash told me that the Prisoner had directed him to give a fanam which however he neglected to do.

Witness Koontah Pauar being sworn declares that he

does not know the Prisoner

That a Dubash came to Chutter the day that Kalay Gowra was seized he does not know the day and seizing him desired him to shew the Prettail of the place striking him at the same time twice on the right Cheek and twice on the left with his fist that Chambuswa Chitty and Kalay Gowra arrived from Tunnoor that he pointed them out to the Dubash and went away

Court Cleared

Court opened

Witness Pettum Chitty being duly sworn declares that he knows the Prisoner the crime having been explained to him he declares that he knows nothing of the matter.

Question by the Jt. was you at Chutter the monday before last

Answer I was

Question Do. Did you see the Prisoner beat Chumbuswa Chitty

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Answer Ideed

Question by the J.A. Did you see the House broken open by the Hoolwary

Answer No.

Question Do. In what manner did the Prisoner beat Chumbuswa Chitty

Answer He struck him one stroke with a whip

Question Do. Did you see the Prisoners Dubash strike Chumbuswa Chitty

Answer Yes

Question Do. Was the Prisoner present when the Dubash struck Chumbuswa Chitty

Answer No.

Question Do. Where was it the Dubash struck Chumbuswa Chitty

Answer In front of the house that had been given.

Question Do. You first said that you knew nothing of the matter since which you have related several circumstances that occurred how do you account for this

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Answer I knew of the Beating but nothing else

The Court is Adjourned until 10 Oclock

to morrow morning.

At a General Court Martial

Assembled pursuant to Adjournment this

Friday the 29th Day of may 1801

Present

The same as Yesterday

The Evidences not being arrived the Court

is Adjourned until 10 Oclock to morrow

morning

At a General Court Martial

Assembled pursuant to adjournment this

Saturday the 30th Day of may 1801

Present

Lieutenant Colonel George Isaac President

Major Riddel ---------- Captain Dunn

Captain Crawford ---------- Captain Toda

Captain Eastace ---------- Lieutenant Morris

Lieutenant Mara ---------- Lieutenant Foster

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Lieutenant Pepper ..... Lieutenant Dawe

Lieutenant Castairs ..... Ensign Fanton

Captain Samuel William Ogg Judge Advocate

Major Woodall absent - being reported sick.

Witness Bora being duly sworn declares that about a eight days ago the Rattail of the Village of Chutter ordered him to carry some baggage to Seringapatam which he did and received three pice and a half booley

Question by the J.A. Do you know certainly that this occurred about Eight days ago.

Answer I dont understand accounts.

Question Do From whom did you receive the three pice and half

Answer One Rupee was given between fourteen men which one of the Biggaries received and distributed among the rest - that the Rupee was paid by a Black man and that he does know him

Question Do How was you employed as a Cooley that day

In

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Answer In driving Bandy Bullocks.

Question by the J.A. Who did these Bullocks belong to

Answer To a Black Gentleman

Question Do. Do you know the Prisoner.

Answer No.

Question Do. Were there any European Gentlemen at Cutter that day.

Answer I dont know I saw only the Black Gentleman who rode on the Bullock Bandy.

Question Do. Were any more Coolies employed to come to Seringapatam at the same time with himself and how many.

Answer Thirteen others were employed but they were distinct from the party of fourteen to which I belonged.

Witness Hoonnah being duly sworn declares that he was one of the thirteen Coolies employed from Cutter to this place that he does not exactly know how many days ago that he was employed in bringing a Box of Liquor

for

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for an European he did not see the person he says in explanation that he saw the person in a Palenquin but not so as to know him He further says that there were two Europeans one of which employed thirteen boolies of which he was one, that these came into the Fort the others he believes remained outside that they stopped at a House as [illegible] the Cutwals Choultry

Question by the Pt What has did you receive

Answer Three Sultany fanams between thirteen of us

Question Do Who paid you this

Answer The Dubash

Witness Peddah being duly sworn declares that he was employed in bringing a Bundle from Chutter to this Place but does not know exactly how many days ago and received Cooley three pice and two bash which was delivered to him by one of the Cooles an Inhabitant of Lichmiswer he does not know his name

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— That he brought his Said to a house in a Garden near the River side and near a Dome and Tomb. —

Question by the Ld. To whom did the Baggage belong which you brought to this Place.

Answer I do not know the Gentlemans name.

Question Do. Did the Baggage belong to an European a Black man. —

Answer To an European. —

Question Do. How do you know this. —

Answer Some of the Coolies went and got the pay from an European and brought it to us but does not know particularly from whom the money was got. —

Question Do. Did you see the Prisoner or any other Gentleman that day. —

Answer No and that he does not know the Prisoner

Witness Venketah being duly sworn declares that he was one of fifteen men who brought Baggage from Chittee to a Garden outside of the Fort

or

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on the River side that he does not understand Accounts and does not know how many days ago but that nine days have elapsed since the Pallad and Chitty came here for the purpose of complaining — that the Moon was small at the time and was apparent about the time of lighting the Lamps in the Evening — that he was employed in drawing Brandy — that on their arrival at the Garden one of them number applied for three Cooley but which he — received and distributed among the rest

Question by the Ct What Cooley have did you receive

Answer Three Pew and two Cooly

Question Do — Who paid the money to this one of your number who received it for the rest —

Answer He informed us that an European paid him —

Question Did you see any Gentlemen at Chuttee the day you was employed to bring Baggage

No

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Answer No I heard when I arrived at the place that they had gone off in their carriages

The Court is adjourned to Monday the 1.st of June at 10 O'clock A. M.

At a General Court Martial assembled pursuant to adjournment this 1.st day of June 1801.

Present

President and members the same as Saturday last

Witness Mr. Boxley being duly sworn

Question by the Court Did you travel in Company with Mr. Shuttleworth any part of the Road from Sera to Seringapatam

Answer yes

Question Do. whose Servant is the man Venket Soubah now in Court

Answer My Servant

Question Do. Did he act on that Journey solely under your Commands or did he at any time act

by

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by Mr. Shuttleworths Order

Answer I was so ill that I could not transact any thing and whatever Mr. Shuttleworth asked him to do he did.

Question Do. Did he act by Mr. Shuttleworths Order in the Village of Chutter on monday the 18th of may last.

Answer Yes.

Question Do. Were any Coolies employed by Mr. Shuttleworth or by you in bringing Baggage from Chutter to Seringapatam.

Answer Coolies were employed for both

Question Do. By whose order were they paid.

Answer By my Order my own Coolies were paid.

Question Do. Who gave directions for the payment of Mr. Shuttleworths Coolies.

Answer I do not know.

Question by the J.A. How long has this Debt he lived with you.

Answer About two years.

Question by the Court. Have you ever had any complaints during the

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the time this servant lived with you in conse-
quence of his attempting to defraud any person

Answer Never any

Question by the S.A. Was he the Dubash ordered to pay for the
Provisions and other articles that were got at
Chutter

Answer yes

Question Do who ordered him

Answer I ordered for myself

Question Do Did Mr. Shuttleworth order him to pay for
what he got

Answer I do not know

Question Do Did you see any house broken open in the
Village of Chutter

Answer No

Question Do Did you see the Prisoner strike any of the
Inhabitant of the Village of Chutter.

Answer I did

Question Do How many persons did he strike how many
times and with what weapon

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Answer Only One Person only one time, and with a whip —

Question by the J. A. What do you suppose was the cause of giving that stroke —

Answer In not complying with the Prisoner request to bring him straw, or grass, for his horses after being in the Village eight or nine hours as the Straw produced in the morning was musty and not fit for the battle to eat.

Question Do. Did you see any of the Inhabitants of Chutter struck by your Dubash the day you was there —

Answer No.

Question Do. Did you see any of the Inhabitants tied by order of the Prisoner —

Answer I saw a Rope put round a mans hands by order of the Prisoner but I dont know whether a knot was put to it or not —

Question Do. Did you hear any complaint made to the Prisoner that the Provisions got by him were

not

not paid for —

Answer No.

Question by the P. A. Do you know that the Provisions and other Articles procured at the village of Chutter were paid for or not —

Answer I asked my Deibash when I was getting into my Palinquin whether the Articles procured for me had been paid for or not — and he informed me that he had paid for them. This happened in the presence of Mr. Shuttleworth. I do not know whether the Articles procured for Mr. Shuttleworth were paid for or not —

Witness Chumbuswa Chitty being again sworn.

Venket Saubah being produced to this Evidence

Question by the P. A. Is this the person who beat you as you before declared in Evidence.

Answer yes it is —

Question Do. Was the Prisoner present.

Answer yes he was sitting in his Bandy.

Question Do. Is this the person who was directed and

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promised to pay you for what had been fur-
nished but forgot to do so

Answer This is the man

Witness Kalay Gowra being again sworn

The Dubash Venkel Soubah is shewn to him

Question by the J.A. In your former Evidence you mention a
Dubash Is this the person you then alluded to

Answer This is the person

Witness Koontah Talleary being again sworn
Venkel Soubah is shewn to him

Question Do. In your former Evidence you say that a
Dubash came to the village of Chutter and
struck you. Is this the Person

Answer This is the man

Witness Bato being duly sworn and Venkel Soubah
being shewn to him

Question Do. Do you know that person

Answer He is the person who came with us

Question Do. Who assigned the loads to the Coolies

Answer The Prisoner stood by and assigned the loads to
the

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the Coolies.

Question Do. Who paid the Coolies.

Answer The Prisoner he was setting and ordered a person to give the money into my hands in his presence.

Question Do. How many Coolies were there and what sum was given in payment.

Answer There were fifteen persons and one Rupee was given.

Question Do. Did you ask for any thing more.

Answer No on Receipt of the Rupee we came away.

Question Do. Where was it that you received payment.

Answer In the Garden.

Question Do. Did the Coolies complain that they had not their full here.

Answer No on the receipt of the Rupee they were told by the people present to go away which they all immediately did.

Question Do. Were the Coolies satisfied with the Rupee.

Answer They received the Rupee were told to go about

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their business which they immediately did

Question Do What is the usual pay for a booley from Cutter to this place.

Answer Five or six pice I formerly had six pice given

Question Do As you had not received your full here Why did not you ask for it

Answer We were told to go, and night coming on We went away

Witness Siddah being duly swoon and venkat Soubah shewn to him

Question Do Do you know that person

Answer yes I do

Question Do Whose Baggage did you carry on monday the 18th may who paid you and what pay did you receive

Answer I carried the Dubashes masters Baggage this Dubash paid me and only three Sultany fanams

Question by the J. A. Is the Prisoner the person you mean by the Dubashes master

No.

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Answer No.

Question Dr How many Coolies were there, and were they satisfied with three fanams that were given & did they ask for more.

Answer We were in all fourteen we were Royals and had not been employed as Coolies before I told the Dubash that the money was not sufficient he answered that it was enough and desired us to go which we did. Lieutenant Barclay produces to the Court the following authenticated Copy of the General Orders by the Commander in Chief alluded to in the last charge against the Prisoner.

Head Quarters. Choultry Plain January 5th 1801.

G. O. By Major General Braithwaite.

Officers commanding Detachments destined to enter Mysore are hereby directed to give such timely notice to the Residents of their Route and of their approach as may enable

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enable them to receive his reply by the time they arrive at the Mysore Boundary.

Officers commanding such Detachments will shew themselves attentive to such recommendations, or suggestions, as they may receive from the Resident in Mysore whether with a view to the accommodation of the Troops on the march, the security of the Inhabitants, or the preservation of the cultivate Lands.

Commanding Officers will also be particular in giving timely notice of their approach to the Amildars of the Districts through which they are to pass and in choosing their grounds of encampment make it their care not to pitch on the cultivate lands or otherwise injure the property of the Ryots.

The following Rules to be observed regarding Provisions and Forage.

Sheep or Slaughter battle are not

to

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to be collected by means of Sepoys or by any forcible means whatever all sheep required for the troops are to be procured by application to the Amildars who are to receive payment for them at the rate of three Sheep for a Star Pagoda according to the Company's established price —

Provisions to be paid for at the current Bazar Rates and should any articles appear to be unreasonably dear a representation should be made on the subject to the Officer commanding in Mysore.

Grain to be paid for at the rate of four Bullock loads for the Rupee.

All Cooties furnished by the Amildar to be paid for at the rate of half a Fattany fanam per day and commanding Officers are directed to entrust themselves in seeing that this description of people be regularly paid. —

Adjt Genl

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Although the above order is addressed particularly to Officers marching into, and through the Mysore Country, the spirit of it, is strictly to be attended to by all Officers marching through any of the territories under the Honorable Company's Protection recollecting at all times and in all situations that they themselves and the troops which they have the honor to command are in these countries as the Instruments of British protection and not oppression and that they cannot do greater honor to the Government they serve, and themselves, nor give a stronger proof of their attachment and good discipline than by scrupulously avoiding to the utmost of their power every sort of conduct that may bear hard upon those, on whom the real prosperity of the Country depends namely the Farmers Traders Mechanics and labourers to protect the persons and properties of these valuable

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Classes of society is the peculiar honor which attaches to the character of the Soldier to preserve which he ought at all times to be scrupulously mindful, and it is with concern that the General has been informed that from an ill chosen route a late encampment had been made upon cultivated land. —

Signed W Shaw
Acting Military Secretary

A true Copy.

Signed R Barclay
Deputy Adjutant General in Upper

The Court and Prisoner having no further questions to ask — The Judge Advocate closes the prosecution on the part of the Crown. The Prisoner having applied for three days to prepare his defence The Court is adjourned until the 5th of June at 10 O'Clock in the forenoon.

At a General Court Martial assembled pursuant to Adjournment this Friday the 5th of June 1801.

Present.

Lieutenant Colonel Saxton President.

Major

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Major Riddel ..... Captain Dunn
Captain Crawford ..... Captain Todd
Captain Eustace ..... Lieutenant O'Hara
Lieutenant Foster ..... Lieutenant Pepper
Lieutenant Davie ..... Lieutenant Castairs
Ensign Turton .....

Captain Samuel Wm. Egg Judge Advocate

Lieutenant Morris is absent being reported sick

The Prisoner Mr. Shuttleworth being called into court proceeds on his defence and produces the following paper which is admitted on the proceedings.

Mr. President and Gentlemen

I am charged with the commission of crimes which deeply dishonour me as a Gentleman, and strike a deadly blow at the dearest attribute of the man of honor. A Conscience, void of Guilt, however thank Gods needs but the simple Tale of honest truth. Gentlemen, a stranger to martial Law a novice

in public address as I must be, I trust will meet your consideration and hear the story of a mind ill at ease, unadorned —

The only Comfort left is that when such Impartiality presides the sullied Tale of the merciless and unhallowed native will meet the due consideration unbiassed, which is all my demand but in that there is great consolation —

Gentlemen, neither more or less is advanced against me in the first Charge than House breaking merciful God Gentlemen what am I to say or do? — The Court must easily perceive whether or not this charge is applicable, the contradiction on the part of the Evidence is to me but too apparent.

Viz — Chumbuswa Chitty deposes that the Dubash flogged him five times with a Whip and Kalay Gowra three times Gentlemen I can prove that I never either witnessed

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Major Riddel ..... Captain Dunn
Captain Craigford ..... Captain Todd
Captain Eustace ..... Lieutenant Hara
Lieutenant Foster ..... Lieutenant Pepper
Lieutenant Davie ..... Lieutenant Castairs
Ensign Turton .....

Captain Samuel Wm. Egg Judge Advocate

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Viz — Chumbuswa Chitty deposes that the Dubash flogged him five times with a Whip and Kalay Gowra three times Gentlemen I can prove that I never either witnessed

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or caused flagellation to be inflicted on any one and further that I never knew that my remaining in the House caused the least discontent as the natives were voluntarily sweeping it out for my reception, and further still that the house alluded to was occupied by Boxley the sutler —

But Halay Gowra the 2d Evidence also states that it was not with a whip he or Chambuswa Chitty suffered punishment but with the hand of the Dubash.

Gentlemen — I firmly believe that the said Dubash never flogged either of them, and — although he might have done so — it surely cannot be supposed that I am to be responsible for his so doing, and as Reddum Chitty deposes that although the Dubash did punish Chambuswa Chitty in front of the house that had been given up, that I was not present when the said flogging took

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place although the other two Evidences upon that I was superintending the parchment Cooly, in my Bandy —

After the respective Statements of these Evidences how little the foundation and how foreign the charge but the Innocent suffer and that but too often by the corruption of evil Counsel and this so help me God has been my lot but man is born to trouble —

In the second charge I am a reputed Robber for Articles specified on a list the charge runs that I went away without paying for the said Articles although the said Evidences confess that I ordered them to receive one fanam —

Gentlemen I can prove by my books who estimated the Articles received by me at the amount of four fanams and further that I gave the said book one Rupee in order to overpay the people to which he his ready to swear

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I am so far culpable in not personally witnessing the Expenses deprayed but times are truly hard Gentlemen when an Officers honor is put up to public Outcry for the value of half a brown, Gentlemen, on the third part of the first Charge I am free to confess that after having solicited Fodder for my horses repeatedly by paying for the same, I did detain the said Chumbuswa Chitty imagining by so doing I should succeed but this Gentlemen was nine hours after the time I had entered the Village and by the adoption of which I did succeed

Gentlemen What was I to do? was I to allow my Horses to starve? Establish the principle of retribution to this Extent and every European Traveller is at the mercy of the Natives.

On the fourth part of the first Charge the Evidence Bora declares that one

Rupee

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Rupee was given by an European which one of the Biggaries received and distributed among fourteen men, and when Boba is brought into the Court he declares that the Prisoner was sitting and ordered a person to give the money into his hands, and in the Presence of the Prisoner and then declares that it was devided among fifteen men. Gentlemen In this I have to state that I had only eleven Coolies altogether to carry my Baggage from Chutter to Seringapatam

In the first place I am accused of having only given them three pice although the Coolies themselves avowedly confess that they received three and an half. The calculation requires no profound discernment to prove that the sum given by me viz. One Rupee or thirteen fanams amounted nearly to the stated usual hire for the Eleven Coolies. I have to Observe to the Honble

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Court that the Coolies left me apparently sa-
tisfied and have further to observe that I
have repeatedly travelled the same road and
the Cooley hire has been invariably One
fanam from Village to Village I appeal to
the members of the Court whether it is usual
for a black man deprived of his right in
money matters not to say so instantly

On the second Charge gentlemen
I shall take up but little of your time. I
have briefly to remark that it is foreign
indeed to my nature to disobey, and in
particular the orders of so high authority
as the commander in Chief, but I think the
Court will be convinced that I have not
so far betrayed myself and shall conclude
by saying that if there is blame it is to me
unknown

Witness Chumboosiwa Chitty being called into Court
and again sworn.

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(5)

Question by the Prisoner When I arrived at Chutter did you complain that the Dubash had Beat the Talliary

Answer No —

Question Do Was not the house which I occupied cleaning out when I arrived at the Door in my Bandy

Answer yes I was getting it cleaned out

Question Do Did I order either of the houses to be forced or Broken open

Answer The Dubash did — you did not.

Question Do Did I occupy the house you say was broke open —

Answer No the other Gentleman did —

Question Do Was the Talliary who broke open the Door the person whom the Dubash struck in the morning —

Answer No it was another —

Question Do Did not I tell you after the Raggy Straw was brought in the morning that it was very bad, and that my horses would not

eat

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eat it

Answer No you said that you wanted more Grass that you wanted sixteen Bundles of Grass to that the Dubash was the Interpreter

Question by the Answer Did I not repeatedly ask you in mons for better Grass during that day

Answer you never asked me

Question Do Did you at any time complain to me that the Dubash had taken Bazar Articles and had not paid for them

Answer I complained to you the next morning when you was sitted in your Bandy and going away that you had taken Articles and that your Dubash had taken Articles and that neither had paid for them and asked if you was thus going away without paying

Question Do Did you see me call my Cook and give him money when sitting in the Bandy

Answer you gave one Pieper to the Cook and you desired the Dubash to give me one fanam

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this you spoke in moors

Question by the Prisoner — Was it a Silver or Sultany fanam the Dubash promised to give you upon my going away

Answer — The Dubash did not mention what kind of fanam —

Question Do — How long do you suppose you remained sitting when confined by me

Answer — About One Gurry (which is about equal to twenty four minutes)

Question Do — When the Dubash ordered you to Break open the Door, with what did he Beat you and Kalay Gowra

Answer — With a Horse whip he beat us both

Question by the Court — Do you know for what purpose the Rupee was given to the Cooke

Answer — I do not —

Question Do — When you complained to the Prisoner that neither he nor the Dubash had paid for the Articles they had received in what language did you address him —

In

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Answer In the Canarese language

Question by the Court What Answer did you receive

Answer None

Question Do Do you understand the moorish language

Answer No

Question by the J.A. How did you know that the Prisoner gave directions to the Dubash to pay you one fanam when at the same time you say that the Prisoner spoke in moors

Answer The Dubash informed me so

Question Do Do you know when a Person speaks moors from another language

Answer I do

Question by the Court When the Prisoner gave a Rupee to the Cook why did you not apply to him for payment knowing him to be a servant of the Prisoners

Answer I applied to both Dubash and Cook

Question Do What Reply did the Cook make

Answer He replied you are ordered to receive a fanam which I shall give and then he went

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(5)

away

Question Do Did he give you the fanam

Answer No

This Witness being allowed to retire —

Witness Kalay Gowra being called into Court and again sworn

Question by the Prisoner When I arrived at the Village of Chutterwhy did not you complain to me that the Dubash had beat the Talliary

Answer You had been travelling in the sun and was very angry — therefore I did not complain

Question Do Were the two empty houses you Offered to the Dubash situated in the Bazar Street and when I arrived in my Bandy did you Offer them to me

Answer The Houses were situated in the Bazar Street but I neither understood your language nor you mine — I therefore spoke to the Dubash —

Question Do Why did you not shew them to me after

my

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Fort S. George 1st September 1801.

my Return from the Pagoda

Answer I wanted to shew the houses to you when the Dubash hawled me away and pointed out two houses which he insisted upon having.

Question Do Was not the house which I occupied — cleaning out when I arrived at the Door my Bandy.

Answer After you came there we commenced cleaning the house.

Question Do Did not the Talliary whom the Dubash Beat Break open the Door by order of Chumbo-sewa Chetty

Answer No another Talliary

Question Do a short time after the Raggy straw was brought in the morning did not tell you that it was so bad that my horses would not eat it and desire you to take it away.

Answer You did not tell me, I never heard that.

Question by the Prisoner Did I not repeatedly ask you for better

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Grass during the course of the day in moors to which you always replied in moors that it was coming.

Answer I did not speak to you at all it was through the medium of the Dubash

Question Do. With what did the Dubash beat you and Chumbuswa Chitty, when the latter ordered the House to be Broke open.

Answer He Beat Chumbuswa Chitty with a whip and me with his hand.

Question Do. Did you complain to me that the Dubash or any other person had received Bazar Articles without paying for them.

Answer The Dubash promised to pay for every thing he should get — I therefore did not complain.

Question Do. Did the Dubash inform him the Evidence that I had ordered any money to be paid for the Bazar Articles.

Answer No

Question Do. Was you with Chumbuswa Chitty [illegible]

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came and asked me for payment — while I was setting in my Bandy —

Answer No I was counting the coolies

Question by Mr Kinnear Did you see me give my book a Rupee when I was setting in my Bandy

Answer No I did not

Question Do How long was Chambuswachetty confined by me, and how soon after was the Grass brought

Answer About a fourne and the Grass was quickly brought after it —

Question Do Did I occupy the house that was broke open —

Answer No another Person who was sick —

This Witness being allowed to retire

Witness Bola is again called before the Court and sworn —

Question Do When the Rupee was delivered to you how many coolies were present in the Room

Answer Fifteen Coolies —

This

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York Borough Septembr 1801

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His Evidence is allowed to visit

Witness Boyce is called into Court and again Sworn

Question How many Coales were employed in

bringing my Baggage from Shutlers to this

place

Answer Fifteen

Question Was you present in the Room when Jones

offered to pay the Coalers

Answer No I was not

Question by the Court Did you not see some one of the Prisoners

the Coalers

Answer I was employed putting the Baggage into the

house

Question by the Court How comes it that you now say there were

fifteen Coalers when at your last examina-

tion you said there were only fourteen

Answer I then said fifteen

His Evidence being allowed to retire

Witness Venhelah is called into Court and again

Sworn

Fort St George 1st September 1801.

Question by the Prisoner — Where was you when the Rest of the Coolies came into the Room and received payment from me

Answer — I had been called away to deposit the Baggage

Question Do — What pay did you receive

Answer — Three Pice and two Cash

This Evidence allowed to retire

The Court is Adjourned to tomorrow Saturday the 6th Day of June 1801 at 10 o'Clock in the forenoon

At a General Court Martial assembled pursuant to Adjournment this Saturday the 6th Day of June 1801

Present

President members &c the same as yesterday

The Prisoner being called into Court calls upon Mr Boxley as an Evidence

Witness — Mr Boxley being again sworn

Question by the Prisoner — Did you not when at Seva beg of me if we travelled the Road at the same time

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that I would give you medicine and attendance being so extremely ill you could not remain at Sera

Answer yes

Question Do Did you not come from Sera to Seringapatam expressly for the benefit of my advise there being no medical assistance at Sera

Answer yes

Question Do Did not your Palinquin and my Bandy stop in the Bazar Street at Chutter nearly at the same time

Answer yes

Question Do Did I not immediately come to your Palinquin and enquire after your health

Answer yes

Question Do After your arrival in the Bazar Street did you hear or see any disturbance or did you see your Dubash flog any body

Answer No

Question Do Did you see the Door of the house you occupied

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Fort George 1st September 1801

forced open with a stone by any body

Answer No

Question Do How did it appear to you the Door was opened

Answer A man of the village apparently took a lock off the Door and shoved it open

Question Do After the village man had sat down by my Order did he not get up with an appearance as if he wished to leave me

Answer yes

Question Do Do you believe it was in consequence of that, when I called him back, that I ordered a Rope to be put round his hands

Answer yes

Question Do How long do you think he had been sitting near me before I struck him

Answer About an hour

Question Do During that period did I not repeatedly ask him for straw for my horses

yes

Fort St George 1st September 1801.

answer yes. —

Question by the Prisoner. After he had received the Blow did you not laugh and ask me if that was the way Irish flog them. —

Answer yes.

Question by Do. Do you suppose the Blow was intended as a punishment or to frighten him into a compliance with my repeated Requests for Straw for my Horses. —

Answer. To frighten him into compliance with the Request for Straw. —

Question by Do. At what time did they bring the Grass on the Evening and on its being brought was not the man that was confined Ordered away. —

Answer I think about 7 Oclock and the man was then ordered away.

Question by Do. Had not many of the Coolies gone off when you went to your Palanquin.

Answer yes.

Fort S. George 1st September 1801.

Question Do Did you see me order each booley to take up his load or Burthen

Answer No

Question by the Court Did the Prisoner go to the Pagoda after your arrival at Chutter

Answer No

Question Do Was the House you occupied prepared when you arrived

Answer No

Question Do Was the House you occupied open when you arrived

Answer No

Question Do Do you know how many Coolies were employed in carrying the Prisoners Baggage from Chutter

Answer No I do not

Question by the Court How many Coolies were employed for yourself

Answer Thirteen

Question Do How

3

Fort S. George 1st September 1801

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Answer I dont ~~know~~

Question by the J. S. How many boolies were ordered to be procured by the Head man at Chutter for you and the Prisoner —

Answer I do not know —

Question Do. It appears that all the boolies were procured by order of your Dubash how comes it that you dont know the number.

Answer I had an Order from the Cutwal at Sera through the Commanding Officer Captain Lucas for ten boolies at every stage to carry my Palinquin and any more boolies that I might want I was to apply for to the head men of Villages — I know the number that was ordered for myself — which was — thirteen — and no more

Question by the J. S. Are you certain that only thirteen boolies were employed by you and were the ten employed for your Palinquin included

Answer yes only thirteen and the ten for the Palinquin

are

Fort S. George 1st September 1801.

are included in that number.

Question by the Court — Was the Door of the house you occupied — forced open by you or the Prisoners Order

Answer — Not by my Order and I heard no Order respecting it.

Question by the J. A. — By whose Order were the different Bazar Articles including the Grass and Straw procured and what part of them was on your account.

Answer — One Bundle of Grass and some Grain but this was not by my Order — the rest were ordered by the Prisoner.

Question D. — Do you know whether those articles were paid for or not.

Answer — I dont know, my Dubash was asked by me before I got into my Palinquin if every thing that was paid for to which he answered — yes — in presence of Doctor Shuttleworth

Question by the Court — For what Articles did you hear the Prisoner give Orders — specify them.

Answer — For Straw and Grain

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Question by the J A — you mention nothing but straw and Gram how did you procure provisions for yourselves

Answer — I know of nothing but some milk in the Evening the Prisoner had a Fowl Curree of which I partook but I believe the Fowl was brought with him from sea.

Mr Boxley permitted to retire.

Witness — Veerapah book to the Prisoner being duly sworn Eagah is sworn to interpret in malabars

Question by the Prisoner — What articles had I at the Village of Chutter specify the whole.

Answer — I arrived in the afternoon at 4 o'clock four Bundles of Grass and one and a half seer of Milk were procured after my arrival three Bundles of Wood and Eight Eggs before my arrival four of the Eggs were good and four bad I know of nothing more except One and a half seer of milk the next morning money was given for the Gram

Question Dr — Did I not ask you the next morning

what

Fort George 1st September 1801.

what I was to pay for these articles I had received

Answer yes.

Question by the Prisoner What did you say was sufficient for the Articles I had received

Answer One gold fanam enough

Question Do Did you see the bad Grass the people had brought in the morning

Answer yes very bad Grass horse not eat

Question Do When I was in my Bandy did I not call you and give you one Rupee and desire you to pay the people and afterwards drive away

Answer yes

Question Do How many Coolies had I employed in carrying my Baggage from Chatter to this place

Answer Four carried the Cot One the Mess Trunk One a Box of Liquor One a Box of medicines One a Chair two with the Bullock Bandy

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and a Horse One with Bullocks — these circumstances I learnt after I came to the Garden.

Question by the Prisoner — Had I any thing else to be carried by Coolies

Answer — One Table and some Bottles which were carried by Coolies from Sera

Question Do — Did I not give you a Rupee and order you to give it to one of the Coolies who was to pay the rest

Answer — Yes my master asked me how many Coolies there were — I counted them and told him there were Eleven and by his Order I gave a Rupee into one of the Coolies hands and directed him to pay the rest —

Question by the J.A. — You told your master that one fanam was sufficient for the Articles received did you pay that fanam

Answer — The head man had no change — I afterwards changed the Rupee in the Bazar and gave the Gold fanam to a Tallinny

Had

Fort S. George 1st September 1801.

Question by the J.A. Had your master no cloaths — Trunks enumerate all the articles of your masters Baggage

Answer My masters cloaths Trunks were carried on Bullocks and he had no more baggage than what has been mentioned

Question by the Court Did the cooley who received the Rupee make any remonstrance of its not being sufficient or did he retire satisfied

Answer The cooley took the Rupee, and said he would go away and made no complaint

Question by the J.A. Were there not some coolies employed in carrying Baggage into the house when you counted only Eleven present

Answer I saw no more

The Court is adjourned until monday the 8th of June at 10 O'Clock in the forenoon

At a General Court Martial held pursuant to adjournment this monday

Fort St George 1st September 1801

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The 8 of June 1801.

Present

President Members &c. the same as last day

The Prisoner closes his Defence with the

following address to the Court —

Mr President and Gentlemen.

I now rest close my defence without

expressing the grateful sense I feel for the

patient hearing this Court has given to —

necessarily a very long and tedious defence

and if conscious Innocence has supported

me in the unfortunate situation in which

I am placed so not less have I received

the greatest Consolation from a knowledge

That Gentlemen who are their decision

will be guided by the nature of the Evidence

and the plain dictates of Justice

The Judge Advocate gives in

the following address to the Court

The Evidence upon this Trial

5990

Fort St George 7th September 1801.

has been in general so clear and ample that the Court will have little difficulty informing a complete and correct Judgement of the merit of the Case before them.

Some small variation in the Evidence of the Coolies respecting the exact number employed by, and the sum paid them by the Prisoner has occurred, this the Prisoner has adverted in his written defence and declares that only Eleven Coolies were employed by him.

It is very clear however that the original number was twenty seven out of which Mr Boxley had but thirteen, and the only difference in the Evidence is between fourteen or fifteen men said to be employed by the Prisoner.

The Cooley hire for each man per day agreeably to the Commander in Chiefs Orders is half a Sultany fanam or 8 Pie. The Cooley hire agreeably to the Custom of the Village of Chutter is 6 Pie — now supposing the Prisoner

5991

to have had only Eleven Coolies as his book — Asserts he did not pay them near the sum directed by General Orders nor did he even pay them — what is the custom of the Village for in One — Rupee there are 54 Pice which is only 5 Pice each to ten Coolies and 4 Pice to the Eleventh Cooley, But if you devide 54 Pice between 14 Coolies which is the number the greater part of the Evidences have sworn to, and which other corroborating circumstances tend likewise to prove it makes 3½ Pice to each man and 5 Pice over which — remainder it is more than probable the person who devided the money kept for himself.

If the Prisoner allowed the Dubash to strike the Inhabitants and to force them to Break open a house in his presence it is so clearly the same as his own act — that it can hardly be necessary to mention it to the Court —

I think it unnecessary to say

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Fort S. George 1st September 1801

anything on the other part of the Evidence but when I read the Proceedings over to the Court I shall mark those parts of the testimony of each Evidence on both sides of the question as tend to throw light on the Charges against the Prisoner under the head of each charge and article seperately, by which I shall bring the whole mass of Evidence upon each seperate Article into one point of View and thereby I hope enable the Court to form their opinions with more precision and ease.

The Prisoner assures the Court that he was totally ignorant of the General Orders by the Commander in Chief or he should certainly have strictly adhered to them that he has travelled the same Road four times and was never asked for more than One fanam per booley for each stage.

The Prisoner here closes his defence

The Court is adjourned until tomorrow

Tuesday

1793

Fort George 1st September 1801

Tuesday the 9th of June at 10 oClock in the forenoon

At a general Court Martial held

pursuant to Adjournment this Tuesday the 9th Day of

June 1801.

Present

President members &c the same as yesterday.

Sentence.

The Court having maturely considered

which has been advanced in support of the charges

Against the Prisoner Mr Assistant Surgeon Shuttleworth

as well as what he has produced in his Defence are of

opinion that he is not guilty of the 1st Article of the

First Charge viz For having forced open and taken

possession of a house in the Village of Chuttlee

belonging to the Inhabitant on or about monday

the 18th Instant although a house and two small

Chenalties were offered to him for his accommodation

and he is hereby acquitted of the same.

The Court is also of opinion that the Prisoner

Mr Assistant Surgeon Shuttleworth is not guilty

of

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Fort S. George 1st September 1801.

of the 2nd Article of the first Charge Viz. In having taken Provisions and other article from the Inhabitants of the said Village without paying for them and he is hereby acquitted of the same.

With respect to the 3d Article of the first Charge Viz. In having caused to be tied and having flogged Chund Buswa Chitty an Inhabitant of the said Village. The Court is of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is guilty of having caused the Inhabitant alluded to, to be tied and of having given him One stroke with a whip.

The Court is of opinion that the Prisoner is not guilty of the 4th Article of the first Charge Viz. In having taken Cooleys from the said Village to carry his baggage to Seringapatam and omitted to pay them more than three Pice each and therefore acquit him of the same.

The Court is further of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth

Fort St. George 1st September 1801.

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is not guilty of behaving in a scandalous Infamous manner such as is unbecoming the character of an Officer and a Gentleman as set forth in the first Charge

And he is therefore honorably acquitted of the same.

With respect to the second Charge viz. For disobedience of the Commander in Chiefs Orders in the Instances above mentioned. The Court is of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is Guilty in one Instance only viz. in the 3d. Article of the First Charge.

Mr. Assistant Surgeon Shuttleworth having been found Guilty in the Instances above mentioned which being in breach of the 2nd. Article of the 15th Section and of the 5th. Article of the 2d. Section of the Articles of War.

The Court do therefore sentence him Mr. Assistant Surgeon Shuttleworth to be publicly reprimanded by the Officer Commanding in Mysore at such

Fort S. George 1st September 1801.

time and place and in such manner as he may think proper.

(Signed) G. Saxon
Lieut. Col. and President

(Signed) S. W. Ogg
J. Adv.

At a General Court Martial reassembled by Order of the Honorable Colonel Wellesley this Thursday the 11th day of June 1801

Present

Lieutenant Colonel George Saxon President

Major Riddel ..... Captain Dunn
Captain Crawford ..... Captain Todd
Captain Eustace ..... Lieutenant Ottars
Lieutenant Foster ..... Lieutenant Pepper
Lieutenant Davie ..... Lieutenant Castairs
Eust. Jackson .....

Captain S. W. Ogg Judge Advocate

The Court being Cleared

The President informs the Court that they are now reassembled for revision of their Proceedings and that he shall point out such parts to them

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Fort St. George 1st. September 1801.

as he thinks requisite them reconsideration.

The Judge advocate reads the Proceedings to the Court when after a thorough Revision and reconsideration they proceed to pass the following sentence.—

Sentence.— The Court having maturely considered what has been advanced in support of the charges against the Prisoner Mr. Assistant Surgeon Shuttleworth as well as what he has produced in his defence are of opinion that he is not guilty of the 1st. Article of the 1st. Charge Viz. In having forced open and taken possession of a house in the Village of Shuttlee belonging to the Inhabitants on or about monday the 18th Instant although a house and two small Shouttries were offered to him for his accommodation and he is hereby acquitted of the same.

The Court is also of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is not guilty of the 2nd. Article of the 1st. Charge Viz.

In

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Fort St. George 1st. September 1801.

In having taken Provisions and other articles from the Inhabitants of the said Village without paying for them and he is hereby acquitted of the same

With respect to the 3d. Article of the first Charge Vizt. In having caused to be tied and having flogged Chambusiwa Chitty an Inhabitant of the said Village —

The Court is of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is guilty but in a smaller degree than setforth in the Charge It appearing upon Evidence that although he ordered the Inhabitant to be tied he gave him no more than One stroke with a Whip

The Court is of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is not guilty of the 4th. Article of the First Charge Vizt. In having taken Coolies from the said Village to carry his Baggage to Seringapatam and omitted to pay them more than three pice each and do therefore

5999 Fort St. George [illegible]nber 1801.

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acquit him of the same

The Court is farther of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is not guilty of behaving in a scandalous Infamous manner such as is unbecoming the Character of an Officer and a Gentleman as set forth in the first Charge and he is therefore acquitted of the same

With respect to the Second Charge Vs. Ist. For disobedience of the Commander in Chiefs Orders in the Instances above mentioned, The Court are of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is guilty in one Instance only Vizt. in the 3d. Article of the first Charge.

Mr. Assistant Surgeon Shuttleworth having been found guilty in the Instances above mentioned which being in Beach of the 2d. Article of the 15th. section and of the 5th. Article of the 2d. Second Section of the Articles of War. The Court do therefore

sentence

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For[illegible]e. 1st September 1801.

sentence him Mr. Assistant Surgeon Shuttleworth to be publicly reprimanded by the Officer Commanding in Mysore at such time and place and in such manner as he may think proper —

(Signed) G. Saxon
Lieutenant Colonel and President

(Signed) J. W. Egg
Judge Advocate

Copy

The Commander in Chief Seringapatam June 12th 1801

Sir,

I enclose the proceedings of a Court Martial which has been assembled at Seringapatam for the trial of Mr. Assistant Surgeon Shuttleworth.

This Gentleman was put in arrest by me in consequence of a complaint from the Rajah's Government through the Resident, of his conduct at almost every stage on the Road between Sera, and Seringapatam and the Charges against him were framed upon the complaints from the nearest Village Chutter, in Order that the Inhabitants of the more distant Villages might not be obliged to quit their

occupations

occupations for the purpose of appearing at a Court Martial to prosecute.

After an attentive perusal of the Proceedings of the Court Martial I cannot agree with them in opinion that the Charges Against Mr. Shuttleworth have not been proved; particularly I cannot agree with them that he is not guilty of the 2d. and 4th Articles of the 1st. Charge appears by the Evidence which he produced himself that he never paid more than one gold fanam for all that he received for himself his servants his horses, and Mr. Boxley during nearly 24 Hours that he remained at Chutter and by the Evidence of the people of the Village that he paid nothing.

The Evidence on the 4th Article of the 1st. Charge speaks for itself from which it appears that Mr. Shuttleworth did not pay the price of the Country for the Cooleys he employed.

In regard to the 3d. Article of the 1st.

Fort George 1st September 1801.

charge of which the Court Martial have found Mr Shuttleworth to be guilty but which they are of opinion does not constitute a gentleman like behaviour I must Observe that Mr Shuttleworth himself gives as a reason for Beating and tying up the Inhabitant that he wanted thereby to Oblige him and others, to deliver straw for his Horses, having Already received provision for himself his servants and his horses for which straw and Provisions for himself, his servants, and his Horses, thus forced from the Inhabitants by tying up, and Beating one of them it appears by the Evidence he did not pay.

I never can agree in opinion with the Court Martial that this scandalous Conduct is not unbecoming the Character of a British Officer and a Gentleman, and I never can approve a sentence which describes it in other terms than those of the strongest reprobation.

In regard to the 2nd Charge Vigt.

6003

Fort St. George 1st September 1801.

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or disobedience of your orders of which Mr. Shuckburgh has been found guilty. I do not consider a reprimand from me to be a sufficient punishment for that Crime, particularly after a trial by a Court Martial, and I must observe that I do not require the authority of the Sentence of a Court Martial to enable me to reprimand any Officer for misconduct much less for disobeying your Orders.

The Prosecution against Mr. Shuckburgh was instituted upon the complaints of the Rajahs Government in consequence of the Injury received by, and oppression upon the Inhabitants by him on his journey from Seringapatam.

Having proved before a competent Court the truth of these Charges against him they will surely Expect that he will be punished.

What will be the opinion of British Justice, honor, and Protection, of a Gentleman who has been guilty almost under the

6004

Fort S. George 1st September 1801

Guns of this Fort of such acts of oppression as Mr. Shuttleworth has himself acknowledged is suffered to go unpunished.

I conceive that the Right Honorable the Governor in Council will probably be induced to remark Mr. Shuttleworth's conduct with his disapprobation; and I must Observe that the Proceedings of the Court martial and the sentence which was first passed and which was revised give ample reason to believe that the Trial was not conducted with the steadiness and the verdict was not given with the deliberation which ought always to be the characteristicks of these Courts.

For these reasons I have thought it proper to lay the whole matter before you, and to delay to take any notice of the Court martial or of Mr. Shuttleworth till I should receive your Orders.

(Signed) Arthur Wellesley
Colonel

Abercrombie

6305

Fort St George 1st September 1801

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Copy of a letter from the Commander in Chief to the Honorable Colonel Wellesley dated 3d July 1801.

Sir,

I have received and read with great attention the Proceedings of the General Court Martial on Mr. Assistant Surgeon Shuttleworth and your letter of the 18th Ultimo which accompanied it and I concur in the opinion you have given on the proceedings and judgement of the Court generally speaking and think that you cannot publish it but with strong expressions of your disapprobation.

The sentence of a Court Martial though disapproved, must however be confirmed when pronounced after Revision and the Prisoner can be subjected to no other punishment for any offences for which he has undergone a legal trial but such as the Court adjudges him to undergo a commander may mitigate, or remit, altogether the execution of a sentence of punishment but he cannot alter or change a decision of acquittal however he may differ

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6006

Fort George 1st September 1831.

in opinion with the Court and find it necessary to express his disapprobation. This being my opinion I think it necessary that you should publish the Court Martial in the usual manner but accompanied with such expressions of disapprobation as you think it ought to be marked by. The Prisoner must be discharged from his arrest, and the Court as it cannot be called upon to make a second revision, must be dissolved.

I have no doubt but that Government had the complaint gone to his Lordship in Council and had Mr Shuttleworth not been subjected to trial by a Court Martial would have dealt with him much more severity than the Court has done but as Mr Shuttleworth has been subjected to a Court Martial, Government cannot be called upon to take cognizance of any part of his conduct for which he has undergone a legal trial and has been so fortunate as to obtain a legal acquittal.

6807

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I remember a case formerly when Colonel Wood of this Service was brought to a General Court Martial upon various charges preferred against him by Government and the Court acquitted him of them all, Government was so dissatisfied that it dismissed Colonel Wood the Service thus gave rise to a legal process in England and the decision was — that Government might have dismissed Colonel Wood from the Service without subjecting him to any trial if it had thought proper so to do, as such power is vested in the Governments of India — but as Colonel Wood had been subjected to trial and acquitted the dismissal of him on the grounds of the alledged Offences was illegal, that he must be restored to the Service all his arrears paid up, and a compensation made to him besides all which was done.

I have mentioned this to shew you why I think that Government cannot now be referred to in regard to Mr. Shuttleworth and why I think the Right Honorable the Governor

in

5008

Fort S. George 1st September 1801.

in bouncet cannot new mark the conduct of Mr. Shuttleworth for which he has undergone a trial with disapprobation

I readily admit that it was not necessary for you to have the authority of a Court martial to reprimand Mr. Shuttleworth but I must consider it as more pointedly stigmatizing the conduct of any Officer, when he is reprimanded in consequence of the sentence of a Court martial than when reprimanded merely in consequence of the disapprobation and displeasure of his commanding Officer —

I have thought it necessary for my own satisfaction to submit these proceedings and your letter to the attention of the Judge Advocate General, and as I think it will also afford satisfaction to you to see his opinion I enclose it —

(Signed) John Brathwaite
Major General Commanding in Chief

Copy of a letter from Mr. Anstruther to Major General Brathwaite dated July 1st 1801.

Sir,

I have considered with attention the

6009 Fort George 1st September 1801.

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The proceedings of the Court martial upon Mr. Shuttleworth and the letter of Colonel Wellesley accompanying them upon which you did me the honor to desire my opinion —

It is the complaint of the Inhabitants of Challee a Village near Seringapatam against Mr. Shuttleworth for his conduct while passing through it on his road to that City — The letter of Colonel Wellesley states that similar complaints had come in from all the other Villages through which Mr. Shuttleworth passed, and that circumstance will no doubt have considerable force in forming your private opinion upon the Conduct of the Prisoner but as none other complaints were mentioned in the charge nor in any shape communicated to the Court Martial its sentence could only be proportioned to and can now only be judged by the facts charged and the evidence before it. —

When two Neighbours quarrel it is

Probably

6010

Fort S. George 1st September 1801.

readily understood that the one may for his own pur-
-poses have preferred a malicious and unfounded
complaint against the other, but when you find a
Village in India prefer a complaint against an
Officer whom the Inhabitants know only by his
Conduct while passing through it as a traveller, it
is difficult to conjecture a motive for their complaint
if they did not in truth feel themselves injured. It
is not improbable however that they may be incli-
ned to magnify their wrongs and to include in
their resentment the whole of the party travelling
through, and more particularly the master or
principal person of it, without sufficiently distin-
guishing how far he may have directed or sanc-
tioned the conduct of his servants, and thus in the
contradictions of Evidence it may be difficult to
fix the precise offence although a strong General
presumption of misconduct may be impressed.

It stands uncontradicted that
before the arrival of Mr. Shuttleworth in the Village

6010

Fort S. George 1st September 1801.

readily understood that the one may for his own pur-
-poses have preferred a malicious and unfounded
complaint against the other, but when you find a
Village in India prefer a complaint against an
Officer whom the Inhabitants know only by his
Conduct while passing through it as a traveller, it
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-guishing how far he may have directed or sanc-
-tioned the conduct of his servants, and thus in the
contradictions of Evidence it may be difficult to
fix the precise offence although a strong general
presumption of misconduct may be impressed.

It stands uncontradicted that
before arrival of Mr. Shuttleworth in the Village

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Fort St. George 1st September 1801.

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the Dubash of Mr. Boxley his fellow traveller came to the Village and flogged some of the Inhabitants It would be unjust however to take this into consideration against Mr. Shuttleworth as it is admitted that upon his arrival no complaints were made to him —

Upon Mr. Shuttleworths entering the Village he consulted with the Dubash and immediately the two houses which had been offered by the people were rejected. The Pagoda was tried — but that was shut against them Mr. Shuttleworth and the Dubash then returned to the Street and the Dubash by threats compelled the head man to turn out of Doors, the Inhabitants of one house to make room for Mr. Shuttleworth, of this fact there is no denial or palliation. He does not pretend that he made any agreement or afterwards offered any payment to the Inhabitants for the use of their house —

The threats which obtained it appear

to

6012

Fort S. George 1st September 1801

to have been made by the Dubash in his presence and may be fairly considered as proceeding from his Orders there being no suggestion that the Dubash imposed upon him as to the means he was using to obtain the possession — I must however observe that upon cross examination one of the Witnesses assents to a statement put by way of question purporting that this first house was cleaning out for the prisoner when he arrived in his Pandy which would seem to imply that the Dubash had previously arranged with the people for the house, but considering the incorrectness of the natives and especially in assenting to what is stated together with the incorrectness of interpretation it does not seem probable that the witness in assenting to this question meant to recant and contradict the whole of his own and of the other witnesses statement, upon this part of the case

The next step is the flogging the two principal men of the Village for not immediately

breaking

breaking open another house intended for Mr. Boxley and which was in consequence of that flogging broken open accordingly.

This is sworn to have been done under the Eye of the Prisoner and if the Evidence is believed he his clearly responsible for the outrage it being proved by Mr. Boxley that the Dubash was acting under the orders of the Prisoner as well as his own and Mr. Boxley was not then arrived. It seems quite immaterial who occupied the house after the Violence had been committed.

It is objected in the defence that the two men flogged, vary in their Evidence, the one declaring the blows as given with a horsewhip the other with the hand of the Dubash but this is — cleared up upon their cross examination the one was flogged with a whip the other received blows from the hand, and each spoke of what he himself had felt —

It is also objected that a third witness

Pallum

6014

Fort St. George 1st September 1801

Lutten Chilly denies the Prisoner to have been present when the Dubash Beat one of the Men but this evidence prefaces his testimony with saying he knows nothing about the matter and his contradiction of the others seems rather to be the effect of stupidity than anything else.

Upon the whole therefore I think if I had been a member of this Court martial I should have been inclined to find the Prisoner guilty upon the first Article of Charge of having turned the Inhabitants of one house out of Doors by threats — without offering any recompense and that he compelled the Villagers to break open another house flogging them for their reluctance so to do, and took forcible possession of both — The other part of this Article is also proved that two other houses and two Choultries had before been offered to him. He has asserted but these is no proof that the houses offered were too small to admit the Cotts, — but supposing this true it seems no excuse for

6015

Fort George 1st September 1801.

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the outrage as to the Choultries the Prisoner having as stated by himself travelled that road frequently before may well be supposed to have known of the Choultries, and as they were offered to him it seems highly improbable he should not have known of it the conduct of Mr. Shuttleworth in seizing the houses does not therefore seem to be justified by necessity how far it may be palliated by usage I cannot guess

At the same time I ought to remark that the finding of the Court martial is untitled to great attention as there is some portion of contradictory Evidence as to this Charge and they who heard all the Witnesses can judge better than those who from their opinion from written depositions I observe also that Colonel Wellesley does not object to the acquittal upon this first Article of Charge

Upon the second Article of Charge for taking provisions from the Inhabitants of the Village without paying for them the fact of

6016.

Fort St. George 1st September 1801

Mr. Shuttleworth [illegible] of his [illegible]
and given it to the book for the purpose of paying [illegible]
thing to the Inhabitants is admitted by themselves
he admits he only meant to pay a gold fanam [illegible]
book says he paid it to a Tallian. The Inhabitants
say it never was paid perhaps the [illegible] kept the
money, or perhaps the Tallian kept it but so far as a
gold fanam [illegible] the [illegible]
[illegible] to the book in the sight of
Inhabitants seems to clear Mr. Shuttleworth of
the intention of [illegible] without paying at all
if the fanam [illegible] not paid [illegible]
possible for the [illegible] but as his intention to pay
something [illegible] be [illegible]
criminally for the non payment of it, intention [illegible]
the [illegible] of all [illegible] proceedings
If the gold fanam was too small
a return and that by so much as a [illegible]
Colorable Office of payment it would be no excuse
but rather an aggravation of the Offence

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But it is not a nice difference in liberality or niggardliness which will fix criminality upon Mr. Shuttleworth for that purpose it must appear so glaringly unfair a return for the things delivered to him that neither he himself nor any other person could consider it as an honest payment.

There is considerable contradictions in the Evidence as to the things actually delivered the book diminishing the amount the Village people swelling it, and although the Evidence of the book in some other points is very suspecious, yet it is difficult to ascertain the truth as the amount of things delivered, and upon either statement I am perfectly ignorant whether the gold fanam was a liberal payment or whether it was a mere mockery. If it was the latter as Colonel Wellesley seems to consider it, perhaps the Inference he draws, is not too strong that the Conduct of Mr. Shuttleworth was unbecoming the Character of an Officer and a Gentleman as stated in the first charge.

The

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The third Article of Charge is admitted but in some degree palliated in the defence. The Prisoner says, and Mr. Boxley, and the horse keeper swear, that the Grass first brought was so bad the battle would not eat it, that after waiting 9 hours Mr. Shuttleworth was obliged to tye up one of the principal men, and gave him one but of a horsewhip to frighten him which produced the desired effect and produced better provender.

The Inhabitants deny that there were any complaints of the first, but the circumstances of the case seem to corroborate the defence in this particular as the prisoner had at first ordered the whole provender supposed to be requisite and has afterwards ordering more consciously be ascribed to any other cause than the badness of the first supply.

The man was only tied up one India hour, and there seems no reason to doubt Mr. Boxley's Evidence that the [illegible] whip was

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not very severe and was rather calculated to frighten than to chastize

Under these circumstances I much fear that the too general practice of Europeans and indeed of all men clothed with the appearance of power or superiority in India to use similar measure for obtaining what they want would scarcely warrant a sentence against Lt. Col. Shuldham as having behaved in a manner unbecoming a Gentleman for conduct imputable to so many.

The Court martial by the lenience of their sentence seem to acknowledge the generality of the fault. But if the provender thus taken was not paid for the Offence would assume a more disgraceful appearance as I have already observed relative to the second Article of Charge.

Considering this Article merely as a breach of Orders the Court Martial have affixed to it a sentence which Colonel Wellesley thinks too slight it would be high presumption in me to suggest.

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suggest any thing like an opinion upon a subject which military men are alone competent to discuss and the difference between a reprimand under the sentence of a Court Martial and one merely given by the Commanding Officer has already been noticed by you.

The fourth Article of Charge is for having paid the Cooleys only three pice each. The Charge is inaccurate as to the sum but the spirit and meaning of it and upon which the criminality ought to stand, or fall is the defrauding the Cooley of their due pay.

The Order of the Commander in Chief directs that half a Sultany fanam shall be paid to each Cooley per day, and if this order be applicable to the situation of the Prisoner there can be no doubt of Mr. Shuttleworth having violated it for instead of half a Sultany fanam which is stated to be equivalent to 8 pice Mr. Shuttleworth does not pretend to have paid more than one Rupee among

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Eleven booleys or taking the Rupee at 54 pice scarcely five pice each:

I confess however that if the Charges and the letter of Colonel Wellesley as well as the defence and the finding of the Court Martial on the third article of Charge had not agreed in considering the General Orders set forth in the Proceedings as equally applicable to single Travellers it would not have occurred to me to view those orders as affecting any but Officers commanding Detachments on march

But the meaning to be affixed to such orders must be familiar to military men and I presume that they have been understood in the proper sense.

I cannot therefore understand how the Court Martial putting that construction on the same orders in determining the third Article of Charge could acquit the Prisoner of the fourth as a Breach of those Orders.

But this article of Charge is also

brought

brought forward on the prosecution as an instance of ungentleman like conduct — In this point of view the General Orders must be left out of the question for although no Officer can plead Ignorance of such General Orders as an excuse for disobeying them, yet the negligence of not informing himself of what it was his Duty to know can never be the foundation of a Charge for conduct unbecoming a Gentleman. The Prisoner denies having known of the Orders negligence is therefore imputable to him but not any dishonorable intention — To make out the latter accusation it must appear that the pay given by him to the Cooleys was so evidently inferior to the value of their labor that the Prisoner must be presumed to have known that he was defrauding them of their recompence

The amount paid is agreed — One Rupee but the number of Cooleys among whom it was devided is variously stated and upon this point I feel strongly inclined to give Credit to the Evidence

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of the Villagers. They swear to 14 Cooley's and the account for that number, they say it came from Sera they were counted off and were replaced, and one more was demanded and was given in the morning. Of these 27 it is clear that 13 went with Mr. Booley, and I cannot bring myself to doubt that 14 went with Mr. Shuttleworth — The Evidence of the two principal Villagers is clear as to this, and perfectly consistent — One of the Cooley's at first agrees in this number, another swears to 15 and the first Cooley afterwards comes over to the number stated by his Comrade; but to whatever cause this misrepresentation be attributed it ought not to shake the fair Evidence of the villagers to the real number —

On the other hand the book of the Prisoner says he only saw 11 Cooley's when they came to be paid, but there seems some mental reservation in this for two of the Cooley's swear they were not present at the payment — The book when pressed as to the quantity of Baggage to be carried and the number of Cooley's requisite for it after accounting for 11 and finding that more

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Baggage remained to be accounted for, says that, that was carried by booleys from Sera — A fact thus introduced has much the air of Invention and it seems highly improbable that 23 booleys from Sera should have been replaced at Chatter and only three go on the whole way. Therefore I incline to believe that the Rupee was divided between 14 booleys or something less than a pice to each.

A Judge of the Inadequacy of the [illegible] to the labor done the common price paid is in the first place to be ascertained the Villagers state it at 6 pice each booley — But one of the booleys Bolu says he has usually received 20 pice that he formerly used to receive 6 pice — This is Evidence of a booley diminishing the price of his own work and I therefore should suppose that 5 pice is the present price of a booley upon this stage, that is only one fifth more than the price actually paid them by the prisoner, and it appears that he consulted his book what would be the proper sum that he was told to give them one Rupee

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and he gave it, that the Cooleys received it without the least objection, or hint of its being insufficient — Mr Shuttleworth in his defence appeals to the court martial whether it is to be believed that a Black man would receive without a murmur a sum decidedly less than his due, and it must occur to every one that their silence would naturally confirm in the mind of the prisoner the information given him by his book that a Rupee was the proper price for the whole Cooleys. — Under those circumstances the court martial in acquitting the Prisoner of ungentleman-like conduct in the payment of the Cooleys do not appear to me to have found contrary to the Evidence before them and the effect of that evidence is strengthened by the judgement of the court before which it was given —

I have thus gone through the several Articles of Charge with reference to each of the Charges and shall be very happy if I can be allowed to hope that the consideration I have given the case

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and I be of any use to you, informing your opinion upon the sentence.

I am &c. &c.

(Signed) Alexr. Anstruther

Copy of a letter from Colonel Wellesley to the commander in Chief dated July 7th 1801.

Sir,

I have had the honor to receive your letter of the 2d Instant I now inclose a draft of the Order which I propose to publish upon the subject of the General Court martial of which Lieutenant Colonel Saxon is President and of Mr. Assistant Surgeon Shuttleworth as soon as I shall have received your approbation of it.

My reason for wishing to have your approbation of this order previous to its publication is that I perceive by the letter of the Judge Advocate General to you which I conclude you transmitted to me in order that it might guide my Judgment in framing an Order upon this subject that that Gentleman is of opinion that the Crime is not uncommon

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in this country and therefore it may be thought that the reprimand should be conveyed in more lenient terms than I have proposed to use in the inclosed draft of an Order —

I rather believe that Mr. Anstruther is mistaken in his notion of the generality of the practice impeted to Mr. Shuttleworth and even supposing it to be correct I am convinced that you would be highly displeased were I to pass over so flagrant an Instance of it without marked disapprobation. however as you have been pleased to transmit me a letter containing the opinion above mentioned I am very desirous to be made acquainted with your sentiments before I publish to the Troops under my command the inclosed Order.

(Signed) Arthur Wellesley

Although the sentence of the General Court Martial is confirmed Colonel Wellesley is concerned that he cannot approve of it.

In his opinion the evidence went to

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Convict Mr Assistant Surgeon Shuttleworth of the articles of the charges brought against him, and that the Court martial having found him guilty of the 3d article of the first Charge Vigt having cause to be tied Chindbeswah Chitty an Inhabitant of Chatter and having flogged him, they ought to have held out that scandalous conduct to the execution of the Army by pronouncing it unbecoming the Character of a British Officer and a Gentleman

This sentence would have been the more proper as Mr Shuttleworth avows that the Inhabitant was tied, and that he beat him with a view to force from the Village forage for his horses, and it appears by the evidence that he had already received forage for his horses and provisions for himself and his servants for which any more than for the forage thus forced from the Inhabitants by tying and beating one of them it also appears by the evidence that they received no payment.

The Court martial however having

pronounced

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pronounced that conduct only a disobedience of the Orders of the Commander in Chief and having delivered a sentence that Mr. Shuttleworth for that crime ought to be reprimanded, it becomes Colonel Wellesley's duty to reprimand him.

Mr. Assistant Surgeon Shuttleworth has been found guilty by a General Court Martial of which Lieutenant Colonel Saxon is President of disobedience of the orders of the Commander in Chief in tying up and beating an Inhabitant of the Village of Chutter as he says himself in order to force from the Village forage for his horse. He ought to have known that he is a part of that body of troops placed in the Country for the protection of Its Inhabitants and not to oppress them. Having however forgot his duty in that respect, having been guilty of a conduct very improper for a British Officer a repetition of which would be highly prejudicial to the British interests of character in this Country he is hereby publicly reprimanded.

Copy

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Copy of a letter from Major General Brathwaite to the Honorable Colonel Wellesley dated 13th July 1801.

Sir,

I have had the honor to receive your letter of the 7th Instant with its enclosures.

I certainly sent to you the opinion of the Judge Advocate General that you might just make as much use of it as you pleased in issuing your orders on the subject of the Court Martial to which it alluded as I should have done, had I thought it proper to publish the Court Martial which I did not do, as it was a case on which I had vested you with authority finally to decide.

I hope and believe that the Judge Advocate General who may be said to be a stranger in this Country is wrong in his idea that such practices may be general. But if he is right I think it the more necessary that the severest disapprobation should stigmatize them whenever they are brought to light on this ground. I do not think the Order can

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be well be severe and am only sorry that existing circumstances do not now admit Mr. Shuttleworth's conduct to be marked with greater severity.

I think, but I am not sure of this that it appeared by the Court martial that the Coolies had not been fairly paid but this is passed over as they made no complaint. If this is so, I think it should be particularly noticed as I think it very bad reasoning that oppressors should go unpunished because the oppressed were patient under their sufferings, or stood too much in awe of their oppressors to complain.

Signed John Braithwaite.

Copy of a letter delivered to Colonel Wellesley by Subidar Bhyman Beg, President of the General Court Martial which tried Venkel Saubah.

Sir,

As it appears to this Court martial that the Prisoner Venkel Saubah acted under the eye and by the orders of Doctor Shuttleworth they beg leave to recommend him to the Officer commanding in mysore for

such

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such degree of mercy as in his opinion from these circumstances he may appear to merit

Signed Subedar Rhyman Begr his mark

Serengapatam Signed S W Egg Judge advocate

12th July 1801 true copy

Signed R Barclay

Deputy Adjutant General in Mysore

At a General Court Martial first held the 29th day of June 1801 By virtue of a warrant from Colonel the Honorable Arthur Wellesley commanding in Mysore continued by adjournment to the 5th July when it was adjourned till further Orders

This Court is now reassembled this 10th July 1801 at Serengapatam by Order of the Honorable Colonel Wellesley commanding in Mysore

Present

Subedar Rhyman Begr President.

Subedar Ambajee Rowe ..... Subedar Burry Khan

Dor Shaikh Mhedeen ..... Syrang Tad Vermant

Syrang Jalia in ..... Jemedar Shaikh Emaum

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1st Tindal Venket Permaut ..... 1st Tindal Mahomed Jocky

Jemidar Shaikh Meeran ..... Jemidar Shaik Homed

Do Mahomed Azum ..... 1st Tindal Bambum

1st Tindal Sam Sing ..... Jemidar Fukherullah Beg

Captain S. W. Ogg Judge Advocate

The Prisoner Venket Saubah servant to Mr. Boxley Sutler, or Shop Keeper being called into Court the names of the President and members are called over to him and the Prisoner declaring that he has no objection to any of them the Court is again duly sworn.

Charge

Venket Saubah servant to Mr. Boxley Sutler, or Shop Keeper, in Seringapatam confined by Order of the Honorable Colonel Wellesley for irregular behaviour in the Village of Chutter on or about monday the 18th of may 1801.

Seringapatam
9th July 1801.

(Signed) R. Barclay
Deputy Adjutant General in Mysore

Are

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Questions to be advocate to the Prisoner } Are you guilty of the crime laid to your charge or not?

Answer Not guilty

The Court is Adjourned untill ten of Clock to morrow morning.

At a General Court Martial is held pursuant to adjournment at Seringapatam the 11th day of July 1801.

Present

Subedar Rhyman Beg President

Subedar Antbajee Rao ... Subedar Bung Khan

Sopang Tad Permaul ... Sopang Tubaur

Jemedar Shaikh Emaum ... 1st Jemdal Venkat Rama

1st Jemdal Mahomed Takeyma ... Jemedar Shaikh Meeran

Jemedar Shaik Hamed ... Jemedar Mahomed Aleem

1st Jemdal Bambum ... 1st Jemdal Sam Sing

Jemedar Fukkerullah Beg

Captain S McCogg Judge Advocate.

The member Shaikh Mohedeen is absent being unable to attend from sickness the Court

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adjourned untill tomorrow morning at 10 O'Clock

The Court is adjourned untill tomor=
=row morning at 10 O'Clock.

At a General Court Martial held pursuant
to Adjournment the 12th day of July 1801 at Seringa=
=patam.

Present

Subidar Rhyman Beg President.

Subidar Ambajee Row ..... Subidar Burry Khan

Ditto Shaik Mhodeen ... Syrang Jad Permaul

Syrang Jubaun ..... Jemidar Shaikh Emaum

1st Jindal Venket Permaul 1st Jindal Mahomed Toky

Jemidar Shaikh Meeran ... Jemidar Shaik Homed

Do. Mahomed Azum ..... 1st Jindal Bambum

1st Jindal Sam Sing ..... Jemidar Fukkerullah Beg

Captain S. McOgg Judge Advocate.

Prosecution

Witness Kalay Gowra being duly sworn informs the Court
that about six weeks or two months ago the Prisoner
Venket Saubah came to the Village of Chutter

about

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about nine o'clock in the morning and enquired of the Koolkarny for the Pattail who informed him that the Pattail was gone to Tannore that upon this Prisoner struck the Koolkarnee four times and desired him to go and shew the Pattail immediately just at this time this evidence and Chund Buswah Chitty returned from Tannore where they had been to wait upon the Sauhadar of the District upon Great Affairs. That seeing the Dubash strike the Koolkarney they immediately ran up to him and desired that he would not strike that man and that they would supply him with whatever he might want. That the Koolkarny was upon this allowed to depart and this evidence and Chund Buswa Chitty attended the Prisoner who demanded two houses, That they shewed the prisoner two empty houses, who would not accept of them. That the Prisoner then ordered them to attend him to the Pagoda that upon their arrival at the

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Pagoda the Braamins within shut the Gate
That from thence they went to the Pettah and
Offered the Prisoner two stone Chowltries which
were likewise rejected by the Prisoner. That at
this time they saw the Gentleman coming and
they all went to meet him. That the Prisoner
spoke to the Gentleman in English and they
all four returned to the Pagoda. The Gentle-
man sat on his Dandy and they three
called to the Braamin to open the Gate who re-
plied that if they even broke his head, he would
not open it, and afterwards said that if he was
forced to do so he would throw down the Key
and fly to the Faubahdars Kutchery for redress
That they all four now returned to the Pettah
and the Dubash stopping in front of one of
the Inhabitants houses desired this Evidence
and Chund Buswachitty to get this house
cleared out for his master, or he would take
their lives. That this Evidence in consequence

to

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told the Inhabitants to evacuate the house and this Evidence Chund Buswa Chitty and the Inhabitants immediately set about clearing the house that while they were thus employed the Prisoner struck this Evidence three times with his fist and afterwards seizing Chund Buswa Chitty took him to the next house which they found locked; That the Prisoner desired Chund Buswa Chitty to open it and struck him three times with a horse whip That he tried to open the lock with his hands by forcing the door but could not, that the Hoolkarry then came and burst it open and an European who arrived in a Pollenquin went into it and the European who came in the Bandy went into the first.

That the Prisoner now took this Evidence away desiring him, to procure for him certain Bazar Articles such as 16 Bundles of Grass 6 Bundles of Firewood 8 Eggs 5 Seers of Milk that

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a horsekeeper gave two double Silver fanams taking back 8 Cash or two pice to a Bazar man this was in payment for 17 Sears of Gram that the Dubash now demanded 3 Sears of Gram half a Sear of Rice a quarter of a Sear of Ghee and a quarter of a Sear of Dhol which this Evidence delivered to him that he also gave 9 Bundles of Raghy straw of this years growth and very good. That the Dubash now delivered over to his charge 27 Cooleys saying that he must procure a similar number by the following morning that he in consequence sent to the neighbouring Villages to collect the Inhabitants for Cooleys. That about four o'Clock the Prisoner came and took Chund Buswah Chitty away with him to his master who demanded seven more Bun=dles of Grass that Chund Buswah Chitty replied that he would endeavour to procure it from the Inhabitants and the European struck him once with a Whip that after this,

this

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this Evidence procured three more Bundles of Grass — which he went and delivered that the European then directed that Chund Buswah Chittys hands should be tied untill he procured four more Bundles of Grass that the Evidence procured four more Bundles of Grass and Chund Buswah Chittys hands were untied that in the morning this Evidence Delivered 27 Coolies to the Dubash and demanded payment for the Articles he had received; That the Dubash spoke in English to his master who drove off in his Bandy and that the Dubash promised to pay for the articles he had received but went away without paying any thing; That the Dubash previous to his going away had demanded an additional Cooley which he got, that the Dubash had been directed by his master to give him one fanam which he neglected to do.

Mr. J. A. Is the Gentleman who arrived in the Bandy the same that was tried some time ago by a Court martial?

Answer The same.

Now

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Qn by J.A. How many of such Bundles of Straw as you furnished to the Prisoner for his master make a Bullock load?

Answer Twelve Bundles make a Bullock load.

Qn by J.A. What is the price of the different Articles received by the Dubash agreeably to the Bazar Neuch of Chutter.

		Pice
Answer	The Price of 8 Eggs is	2
	16 Bundles of Grass	48
	6 Bundles of Wood	18
	5 Seers of Milk	20
	3 Seers of Gram	1 3/4
	1/2 Sear of Rice	1 1/2
	1/4 Sear of Ghee	1 1/2
	1/4 Sear of Dholl	1
	Total	93 3/4 Pice

Madras Fanams 23 .. 6 Pice and 3/4

Witness Chuna Buswah Chitty being duly sworn declares that a month or two ago the Prisoner Venkel Soubah came to the Village of Chutter and Beat

Fort S. George 1st September 1811.

a Kookamee immediately on his arrival he next directed this witness and Haley Go[illegible] to furnish two houses for his Masters accom-dation — That he — the Evidence offered two and two stone Choultries which the Prisoner rejected — That the Prisoner compelled Haley Gowra and himself to force the Inhabitants of one house and to Break open another that the Prisoner flogged the Evidence three times with a Horse Whip to compel him to Break open the Door of the house above mentioned which being unable to effect he called a Kulkarny who broke it open — That many things were furnished to the Dubash for his Master which have not yet been paid for

Dr by J.A. Mention all the Articles furnished to the Dubash and their prices agreeably to the Neruk of the Bazar —

Answer 16 Bundles of Grass @ 3 Pie 48.

6 Bundles of Wood @ [illegible]

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	Pice
8 Eggs	2
5 Sear of milk	20
1 Sear of Oil	3
3 Sear of Gram	2 1/4
1/2 Sear of Rice	1 3/4
1/4 Sear of Ghee	2
1/4 Sear of Dholl	3/4
	Pice 97 3/4

Equal to madras Fanams ... 24 1 3/4 Pice

Besides the above 17 Sear of Gram was procured from the Bazar which the Horsekeeper paid for.

Qn. by J.A. Excepting for the above seventeen sear of Gram was any thing given in payment for any of the above Articles?

Answer Not one cash

Qn. by J.A. Was the Grass you furnished good or was it rotten and stinking?

Answer The Grass was good but it had rained and the outside appeared dark coloured.

Qn. by J.A. How many Bundles of Straw such as were

a Hoolkarnie immediately on his arrival that he next directed this witness and Haley Gowra to furnish two houses for his Masters accommodation — That he — the Evidence offered two houses and two stone Choultries which the Prisoner rejected — That the Prisoner compelled Haley Gowra and himself to force the Inhabitants out of one house, and to Break open another that the Prisoner flogged this Evidence three times with a Horse Whip to compel him to Break open the Door of the house above mentioned which being unable to effect, he called a Hulkarny who broke it open — That many things were furnished to the Dubash for his Master which have not yet been paid for

Dr by P.A. Mention all the Articles furnished to the Dubash and their prices agreeably to the Neruk of the Bazar —

Answer 16 Bundles of Grass @ 3 Pie 48.

6 Bundles of Wood @ D... 18.

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	Pice
8 Eggs	2
5 Sear of milk	20
1 Sear of Oil	3
3 Sear of Gram	2¼
½ Sear of Rice	1¾
¼ Sear of Ghee	2
¼ Sear of Dholl	¾
	Pice 97¾

Equal to madras Fanams ... 24 1¾ Pice

Besides the above 17 Sear of Gram was procured from the Bazar which the Horsekeeper paid for.

Qn. by J.A. Excepting for the above seventeen sear of Gram was any thing given in payment for any of the above Articles?

Answer Not one cash.

Qn. by J.A. Was the Grass you furnished good or was it rotten and stinking?

Answer The Grass was good but it had rained - and the outside appeared dark coloured.

Qn. by J.A. How many Bundles of Straw such as were furnished

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furnished to the Prisoner, Could make a Kubana or Bullock load?

Answer I am a Bazar man and dont know but I think that sea would make a Bullock load

Witness Koolnah being duly sworn informs the Court that immediately on the Prisoners arrival at the Village of Chutter he seized this Evidence who was standing at the entrance of the Village and desired him to shew him the Pettail that he replied the Pettail was gone to Tannoor upon which the Prisoner struck this Evidence two blows on the right side of his head with his closed fist and two blows on the left side of his head that very soon after this Evidence saw the Pettail returning from Tannoor and pointed him out to the Prisoner That the Pettail Kally Gowra and Chuna Buswa Chetty coming up desired the Prisoner not to Beat this Evidence and that they would furnish him with whatever he might want That this Evidence then went

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away.

Dr. by J.A. Did you see the straw that was furnished to the Prisoner

Answer No.

Dr. by J.A. How many Bundles of Straw such as are usually made at Chutter, would make one Bullock load

Answer I think a Bullock would carry six Bundles or may be, eight.

Defence The Prisoner Venket Soubah say's in his defence that he was travelling with his master Mr. Boxley when at the Village of Kully moolly three boss on this side of Sera — Mr. Shuttleworth arrived at Eight o'Clock at night — and it was raining at the time that he desired the Prisoner to return and collect booly's from the Villages to bring on his Baggage which lay scattered on the Road from Sera that he refused to comply without his masters orders — That Mr. Shuttleworth spoke to his master who directed him to obey Mr. Shuttleworth in every thing — That the Prisoner still refused to go — as it rained and was

very

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very dark — That Mr. Shuttleworth in consequence pro-
-cured two men with Masalchies — and went himself
in search of his Baggage, That he returned during
the night with his Bullock Bandy's but that the
rest of his Baggage remained behind with his book
That in the morning by Mr. Shuttleworth's Orders
The Prisoner went back procured Cooly's from the
Villages and brought on his Baggage that Mr.
Shuttleworth had three Bandies Eight Bullocks
and three Horses — and that he had only one person
to take care of the whole — That the Prisoner was
obliged to procure people to bring on these and the rest
of his Baggage — That in all he had fifteen Cooly's from
each Village that sometimes he had a Cooly or two
more and sometimes a Cooly or two less — That Dr.
Shuttleworth ordered him to flog Haley Gowra for not
clearing out the house quickly that he the Prisoner at
first made excuses but upon Mr. Shuttleworth who
was sitting near on his Bandy repeating his orders
and saying that Haley Gowra had been troublesome

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to him the last time he passed that way, he flogged Haleiy Gouna and that it was not his fault that it was also by Mr. Shuttleworths orders that he compelled the people to break open the Door of the other house which was unoccupied but secured by a lock, and that it was not his fault— That he had served many Gentlemen with good character— That he never made disturbance in any place before— and that all he did this time, was by order of Mr. Shuttleworth— That he had no money of Mr. Shuttleworths to pay for any thing that Mr. Shuttleworth at the time of setting out gave a Rupee to his boats with directions to pay one Sultany fanam for Bazar Articles, but whether he paid it or not, he cannot tell. That he had heard Mr. Shuttleworth declare that the milk was Buffalo milk, and the straw bad, and that he would pay for neither, that the prisoner had before advanced money for Mr. Shuttleworth at the different Villages four— fanams of which remained due The Prisoner has no witnesses but trusts to the mercy of the Court.—

Sentence. The Court having maturely considered what

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very dark — That Mr. Shuttleworth in consequence pro-
-cured two men with masalchies — and went himself
in search of his Baggage. That he returned during
the night with his Bullock Bandys but that the
rest of his Baggage remained behind with his book
That in the morning by Mr. Shuttleworth's order
The Prisoner went back procured Coolys from the
Villages and brought on his Baggage that Mr.
Shuttleworth had three Bandies Eight Bullocks
and three Horses — and that he had only one person
to take care of the whole — That the Prisoner was
obliged to procure people to bring on these and the rest
of his Baggage — That in all he had fifteen Coolys from
each Village that sometimes he had a Cooly or two
more and sometimes a Cooly or two less — That Dr.
Shuttleworth ordered him to flog Kalegowra for not
clearing out the house quickly that he the Prisoner at
first made excuses but upon Mr. Shuttleworth who
was sitting near on his Bandy repeating his orders
and saying that Kaley Gowra had been troublesome

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to him the last time he passed that way, he flogged Haleiyaura and that it was not his fault that it was also by Mr. Shuttleworths orders that he compelled the people to break open the Door of the other house which was unoccupied but secured by a lock and that it was not his fault— That he had served many Gentlemen with good character— That he never made disturbance in any place before and that all he did this time, was by order of Mr. Shuttleworth— That he had no money of Mr. Shuttleworth to pay for any thing that Mr. Shuttleworth at the time of setting out given a Rupee to his book with directions to pay one Sultany fanam for Bazar Articles, but whether he paid it or not, he cannot tell. That he had heard Mr. Shuttleworth declare that the milk was Buffalo milk, and the straw bad, and that he would pay for mother, That the prisoner had before advanced money for Mr. Shuttleworth at the different Villages four— fanams of which remained due The Prisoner has no witnesses but trusts to the mercy of the Court.

Sentence. The Court having maturely considered

what has appeared during the course of this trial, are of opinion that the prisoner Venkel Saubah servant to Mr. Boxley Sutter, or Shop keeper, in Seringapatam is guilty of irregular behaviour in the Village of Chutter on or about Monday the 18th may 1801 as set forth in the charge which being in breach of the Article of war they do therefore sentence him, the said Venkel Saubah servant to Mr. Boxley Sutter, or Shop keeper, in Seringapatam, to receive three hundred lashes on the bare back, under the superintendance of the bulwall and in presence of all the native servants at Seringapatam at such time and place, and in such manner as the Honorable Colonel Wellesley shall please to direct.

And the Court do further sentence the said prisoner Venkel Soubah to be banished from the Fort of Seringapatam, and forbid to approach any of the Garrisons occupied by the Company's Troops, or any Body of the Company's Troops, either in the Mysore Country, in Malabar, or in Canara.

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(Signed) Subedar Rhyman Beg President his mark

Signed S. W. Ogg
Judge Advocate

Confirmed

(Signed) Arthur Wellesley
Colonel

True copy

Signed R. Barclay
Deputy Adjutant General in mysore

Seringapatam 22nd July 1801

G. O. By the Honorable Colonel Wellesley

The following parts of the Proceedings of the General Court martial which assembled in Seringapatam on Wednesday the 27th may last whereof Lieutenant Colonel Saxon is President are published for the information of the Troops in mysore

Charges ——— Mr Assistant Surgeon Shuttleworth put in arrest by order of the Honorable Colonel Wellesley commanding in mysore &ca.

First ——— For behaving in a scandalous infamous manner such as is unbecoming the Character of an Officer and a Gentleman

In

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1st —— In having forced open and having taken possession of a House in the village of Chutter belonging to the Inhabitants on or about monday the 18th Instant although a house and two small Choultries were offered to him for his accommodation.

2nd —— In having taken provisions and other articles from the Inhabitants of the said Village without paying for them

3rd —— In having caused to be tied and having flogged Chinbiswah Chitty an Inhabitant of the said Village

4th —— In having taken bodies from the said Village to carry his Baggage to Seringapatam and omitted to pay them more than three pice each

Second —— For disobedience of the Orders of the Commander in Chief in the instances above mentioned

Seringapatam (Signed) R. Barclay

23d May 1801 Deputy Adjutant General in Mysore

Sentence —— The Court having duly considered what has been advanced in support of the Charges

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as well as what he has produced in his defence are of opinion that he is not Guilty of the Article of the First Charge viz.t In having forced open and having taken possession of a house in the Village of Chuttee belonging to the Inhabitants on or about monday the 18th. Instant although a house and two small Choultries were offered to him for his accommodation and he is hereby acquitted of the same.

The Court is also of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is not Guilty of the 2nd. Article of the First Charge viz — in having taken provisions and other articles from the Inhabitants of the said Village without paying for them and he is hereby acquitted of the same.

With respect to the 3d. article of the First Charge viz.t In having caused to be tied and having flogged Chumbiswah Chetty an Inhabitant of the said Village the Court is of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is Guilty, but in a smaller degree than as set forth in the Charge. It

appearing

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Fort St George 1st September 1801.

appearing upon Evidence that although he ordered the Inhabitant to be tied he gave him no more than one stroke with a whip.

The Court is of opinion that the prisoner Mr. Assistant Surgeon Shuttleworth is not Guilty of the 4th Article of the First Charge Vizt. in having taken Coolies from the said Village to carry his Baggage to Seringapatam and omitted to pay them more than three pice each, and do therefore acquit him of the same.

The Court is further of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is not Guilty of behaving in a scandalous, infamous manner such as is unbecoming the Character of an Officer and a Gentleman, as set forth in the First Charge, and he is therefore acquitted of the same.

With respect to the Second Charge Vizt. for disobedience of the commander in Chiefs Orders in the instances above mentioned the Court is of opinion that the Prisoner Mr. Assistant Surgeon Shuttleworth is

Guilty

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guilty in one instance only Viz.t in the 3d. Article of the First Charge

" Assistance Surgeon Shuttleworth having been found Guilty in the instances above mentioned which being in breach of the 2nd. Article of the 15th. Section and of the 5th. Article of the 2nd. Section of the Articles of War, the Court do therefore sentence him Mr. Assistant Surgeon Shuttleworth to be publicly reprimanded by the Officer commanding in Mysore, at such time and place, and in such manner, as he may think proper.

(Signed) G. Saxon
Lieutenant Colonel President

Confirmed " S. W. Ogg
Judge Advocate

Signed Arthur Wellesley Colonel

Although the Sentence of the Court Martial is confirmed, Colonel Wellesley is concerned that he cannot approve of it.

In his opinion the evidence went to convict Mr. Assistant Surgeon Shuttleworth of all

all the articles of the charges brought against him and that the Court Martial having found him guilty of the 3d. Article of the 1st. Charge Vizt. having caused to be tied Chambiswah Chitty an Inhabitant of Chutter and having flogged him they ought to have held out that scandalous conduct, to the execution of the army by pronouncing it unbecoming the character of a British Officer, and a Gentleman

This sentence would have been the more proper as Mr. Assistant Surgeon Shuttleworth avows that the Inhabitant was tied and he Beat him with a view to force from the Village forage for his horses and it appears by the evidence that he had already received forage for his horses and provisions for himself and his servants for which any more than for the Forage thus forced from the Inhabitants by tying and Beating one of them, it also appears by the Evidence that they received no payment

The Court Martial however having pronounced that conduct only a disobedience of

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Fort St George 1st. September 1801.

The orders of the Commander in Chief and having delivered a Sentence that Mr. Shuttleworth for that crime ought to be reprimanded It becomes Colonel Wellesley's duty to reprimand him —

Mr. Assistant Surgeon Shuttleworth has been found guilty by a General Court Martial of which Lieutenant-Colonel Dascoin is President of a disobedience of the Orders of the Commander in Chief in trying up and beating an Inhabitant of the Village of Chittlee as he says himself in order to force from the Village forage for his Horses. He ought to have known that he is a part of that body of Troops placed in this Country for the protection of its Inhabitants and not to oppress them. Having however forgot his duty in that respect, having been guilty of conduct very improper for a British Officer a repetition of which would be highly prejudicial to the British interests and Character in this Country he is hereby publickly reprimanded.

The General Court Martial is dissolved and Mr. Shuttleworth is released from Arrest and ordered to return to his duty.

The

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Fort George 1st September 1801

The following parts of the Proceedings of the Native General Court Martial which assembled in Seringapatam on the 29th June last whereof Zabidar Ryman Beg is President are published for the information of the Troops in Mysore &c and the Court is dissolved

Charge Venket Soubah Servant to Mr Boxley Tutter, or Shopkeeper in Seringapatam confined by Order of the Honorable Colonel Wellesley for irregular behaviour in the Village of Chutter, on or about monday the 18th of May 1801

Seringapatam
9th July 1801

(Signed) R. Barclay
Deputy Adjutant General in Mysore

Defence — The Prisoner Venket Soubah says in his defence That he was travelling with his master Mr Boxley when at the Village of Heeley Moolly three boss on this side of Sera. Mr Shuttleworth arrived at eight o'clock at night, and it was raining at the time. That he desired the Prisoner to return, and collect Cooleys from the Villages to bring on his Baggage which lay scattered on the Road from Sera, that he refused to comply without

his

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Fort S. George 1st September 1805.

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his masters orders. That Mr. Shuttleworth spoke to his Master who directed him to obey Mr. Shuttleworth in every thing — That the Prisoner still refused to go, as it rained and was very dark that Mr. Shuttleworth in consequence procured two men with Massalches and went himself in search of his — Baggage. That he returned during the night with his — Bullock Bandies and that the rest of his Baggage remained behind with his cook that in the morning by Mr. — Shuttleworths orders the Prisoner Wenbbacke procured — Coolies from the Villages and brought on his Baggage, that Mr. Shuttleworth had three Bandies eight Bullocks and three Horses and only one person to take care of the whole — That the Prisoner was obliged to procure people to bring on these, and the rest of the Baggage — That in all he had fifteen Cooley's from each Village that sometimes he had a Cooley or two more, and sometimes a Cooley or two less — That Doctor Shuttleworth ordered him to flog Haley Coura for not clearing out the house quickly. That the Prisoner at first made excuses but upon Mr. — Shuttleworth who was sitting near on his Bandy —

Repeating

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Fort St George 1st September 1801.

repeating his orders and saying that Haley Pura had been troublesome to him the last time he passed that way he flogged Haley Pura and that it was not his fault. That it was also by Mr. Shuttleworths orders that he compelled the people to break open the Door of the other house which was unoccupied but secured by a lock and that it was not his fault. That he has served many Gentlemen with good character. That he never made delay in any place before, and that he did this time, was by Order of Doctor Shuttleworth. That he had no money of Mr. Shuttleworth to pay for any thing. That Mr. Shuttleworth at the time of setting out had given Rupees to his boat with directions to pay one Sultany fanam for Bazar Articles but whether he paid it, or not, he cannot tell. That he had heard Mr. Shuttleworth declare that the milk was Buffalo milk, and the straw bad, and that he would pay for neither. That the Peons had before advanced money for Mr. Shuttleworth at the different Villages, four fanams of which remained due, the

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prisoner has no witnesses but trusts to the mercy of the Court.

Sentence ——— The Court having maturely considered what has appeared during the Course of this trial are of opinion that the Prisoner Venkeb Soubah Servant to Mr. Boxley, Butler, or Shopkeeper in Seringapatam, is Guilty of irregular behaviour in the Village of Chittur on or about monday the 18th May 1801 as set forth in the charge which being in Breach of the Articles of War they do therefore Sentence Him the said Venkeb Soubah Servant to Mr. Boxley Butler or Shopkeeper in Seringapatam to receive Three hundred lashes on the bare back under the Superintendance of the Cutwall, and in presence of all the Native Servants at Seringapatam at such time and place, and in such manner as the Honorable Colonel Wellesley shall please to direct ——

And the Court do further sentence the said Prisoner Venkeb Soubah to be banished from the Fort of Seringapatam and forbid to approach any of the Garrisons occupied by the Company's Troops or any body of the Company's Troops either in the Mysore Country, in Malabar

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or in Canara.

(Signed) Subedar Ryman Beg & his mark

" S. W. Ogg Judge advocate

Confirmed

(Signed) Arthur Wellesley Colonel

Colonel Wellesley thinks it proper to publish along with the sentence a Copy of a letter delivered to him by the President.

Sir,

Is it appears to this Court Martial that the Prisoner Venket Soubah acted under the eye, and by the orders of Doctor Shuttleworth they beg leave to recommend him to the Officer commanding in Mysore for such degree of mercy as in opinion from these circumstances he may appear to merit.

Seringapatam (Signed) Subedar Ryman Beg & his mark

17th July 1801 (Signed) S. W. Ogg

Judge Advocate

In consideration of what has appeared in Evidence at the Court Martial of what the prisoner

Venket

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Fort S. George 1st September 1801

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Venkat Soubah has offered in his defence and of the recommen-
-dation of the Court martial as given in the letter from the
President to Colonel Wellesley the Colonel is induced to remit
the Corporal punishment but the Prisoner is to be banished
according to the sentence — Orders for which and the publication
in the Country languages of the foregoing parts of the
proceedings of the Court will be given by the Officer com-
-manding in Serengapatam —

True Copy
(Signed) R. Barclay
Deputy Adjt. General in Mysore

Minute and Resolution thereon

On a consideration of the foregoing
proceedings the Board deem it necessary and it is resolved ac-
-cordingly to accompany the expression of its displeasure at
the unbecoming conduct of Mr. Shuttleworth by ordering
him to proceed forthwith to the Presidency and to remain
there without employment or extra allowance of any
description until the pleasure of the Court of Directors shall
be known —

Read the following letters from the

Allied

6062

Fort St. George 1st September 1801.

Officer commanding the Southern Division of the Army from the Commandant at Vellour and from the Commandant at Arcot.

Josiah Webbe Esqr.

Chief Secretary to Government

Sir,

I have the honor to transmit copy of a letter from Mr. Wallace the Collector of those Countries, and to request of you to inform the Right Honorable the Governor in Council that in consequence thereof I directed Major Aaoh to leave a Subsidar, and 50 men in the Fort of Turrure and proceed forthwith to Arialow and Woriour Pollam for the purposes stated in the Collectors letter which I hope will be approved of.

The accompanying Rolls &c. I have to beg of you to lay before his Lordship in council, and to say that there were not any provisions in the Fort of Turrure nor any prisoners, the statement of ordnance Military Stores as found there I have forwarded to the Military Board.

I

6063 Fort St. George 1 September 1801

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Trichinopoly

I have the honor &c &c

21st August 1801 (Signed) Thos. Bridges

To Major General Bridges

Commanding the Southern Division of the

Army &c &c &c

Sir,

I have just received accounts from the Dewan Pishear appointed by me to take charge of Wodiar pollam and Ariatore that there are military stores to a considerable amount in these two places and particularly in the former where there are 9 Guns from 12 to 1½ pounders as the Districts just mentioned are quite unprotected by any regular military Force and as the circumstance of any of these military Stores falling into the hands of the Polygars belonging to Wodiar pollam, and Ariatore might hereafter prove of serious Consequences I have to request that such a Force as you may deem sufficient may be detached as soon as possible to Wodiar pollam. Should the strength of the Force now here not admit of a separate Detachment,

I am

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Fort S.t George 1.st September 1801.

I am of opinion that part of the Detachment now under the Command of Major Cook at Terrore may be sent with that, or any other Officer to Wodiar pollam reinforced by such an addition of Troops from hence as it may be possible to spare.

From all that I can learn I think that if 50 Sepoys are left at Terrore under command of an intelligent native Officer it will be a Force sufficient to preserve tranquility in that quarter at all events it is so contiguous to Tuchinopoly that should it hereafter appear necessary to have the Force strengthened it can at all times be easily effected.

Although I am aware that Wodiar pollam and Arialoor are not strictly speaking considered within your Province, yet as I know not any other quarter to which I can apply for military aid and as the bearing of the military stores at these places is a measure of urgent necessity I am persuaded Sir, that I shall in your favour for the benefit of the service meet that assistance which I have requested.

J.

6065 Fort St. George 1st. September 1801

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I have the honor &c &c

Trichinopoly Signed J. Wallace
Collector Trichinopoly

18th. August 1801.

P.S. The Troops on their way to Wadiarpollam can secure the Stores at Arialore and leave such a Force there as the Officer who Command may deem expedient.

The Guns at Wodiarpollam consist of 2 twelve Pounders 2 Six Pounders 3 four Pounders 2 one and a half pounders. Iron Shot for these Guns 1798. muskets — & 341 and a quantity of other Stores.

At Arialore there are 2 one and a half pounders with Ammunition and other Stores.

At Anditinam one Gun, one and a half pounder with Ammunition and other Stores.

(Signed) J. Wallace Collector

A true Copy Signed Hastings Fraser.
A. D. C.

List of Papers Enclosed in a letter from the Officer Commanding Southern Division — 21st. August 1801.

Return of the Troops of the late Nabob in the Fort and

District

6066 Fort St. George 1st. September 1801.

District of Tennore 20th. August 1801.

Authenticated Accounts of the Rates of Pay &c to the different Ranks at Tennore.

Abstract of Pay for Subidar Mahomed Doweds company from 21st. may to the 11th. August 1801. in the Garrison of Tennore.

Abstract of Pay from 12th. may to the 11th. August 1801 in the Garrison of Tennore.

Abstract of Pay for Subidar Mahomed Hufsmans Company from 12th. may to the 11th. August 1801. in the Garrison of Tennore Muster Roll of the Undermentioned men attached to the Garrison of Tennore 20th August 1801.

Muster Roll of Subidar Mahomed Hufsmans Company in the Garrison of Tennore 20th. August 1801.

Muster Roll of Subidar Mahomed Doweds Company in the Garrison of Tennore 20th August 1801.

Muster Roll of Subidar Govendapah Naigs Company of Sibendy in the Tennore District 20th. August 1801.

Muster Roll of Subidar Baub Naigs Company of Sibendy in the Tennore District 20th. August 1801.

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Fort S.t George 1.st September 1801

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Muster Roll of Jemidar Shark Ebrams Company of Sebendy in the Terriore District 20.th August 1801

To Josiah Webbe Esq.r

Chief Secretary to Government

Fort S.t George

Sir,

In consequence of your letter of the 3.d instant the Fortress of Kylasgur was taken possession of on the 7.th by two Companies of Sepoys from the Garrison and the Troops of the late Nabob relieved from the Duties of the Place.

The Officers and Troops of the late Nabob have been informed that they will be considered to be in the pay of the Company for the present. The accompanying muster Rolls of Officers and men with the rate of Pay Established for the different Ranks by the late Government as well as the Arrears of Pay specified to be due to each individual has been authenticated by actual muster and investigation on the spot.

From the commandant at Vellore Reports that the Fort of Kylasgur has been taken possession and the troops of the late Nabob relieved transmits Rolls of the Troops Public Servants Lascars &c. with their rates of pay and the arrears due to them a Survey has been made of the military Stores ordnance and provision and will be transmitted to the military Board. Forwards list of prisoners found in the Hill fort, also a list of pensioners paid at Vellore mentions a daily Charity defrayed from the collections of the Pettah and requests instructions on the above mentioned points also as to the disarming of the Garrison of Kylasgur

I have

6068 Fort St. George 6th. September 1805.

I have also forwarded lists of public Servants, Lascars, and Artificers, employed by the late Nabob on the Establishment of Kylasgur with authenticated Statements of their rates of Pay and arrears due to the 1st. of this month.

A Committee consisting of the Deputy Commissary from Vellore and Officers from the Detachment have made a minute Survey of the Public Stores, Ordnance, and Provisions in the Fort and its dependencies which shall be transmitted to the Military Board.

To the List of Prisoners found in the Hill fort the period and ostensible cause of their confinement is annexed also for his Lordship's information a short statement of their own stores has been subjoined.

It may be necessary that directions be given respecting pay for the different discriptions of people also that some instructions be sent relative to the Studs of Breed mares and stations found in

6069 Fort S. George 1st September 1801

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the Pettah and provision made for their immediate support whether they are to be considered the company's property or not —

I have also forwarded a list of Pensioners paid at Vellour specifying by whom they were Pensioned and at what rates — There is likewise a daily Charity (called the Lunger Khanah) of 23 Rupees for dressed Victuals for the poor, it is defrayed from the Collections of the Pettah. I have to request instructions with respect to the abovementioned Pensions and Charity also whether the late Garrison of Kylasgur are to be disarmed which was not done when the place was taken possession of, as they were told to consider themselves in the pay of the company for the present.

I have the honor &c &c

(Signed) Thos. Dallas

Lieutenant Colonel Commanding

Vellore

24th August 1801

Vellore

List

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Fort St George 1st September 1801

List of Prisoners the Ostensible cause and length of their confinement in the Fort of Kylasgur

Names Cast		Number: In Fetter	Number: Not Fetter	Number: Total	Length of confinement: Years	Length of confinement: months	Description period and Ostensible cause of their confinement
Mohomed Boorhaun with his Brothers	Moorman	4	"	4	12	"	Was chief commandant and most useful servant about the late Nabob Omeer Ul Omrah during his service he was Guilty of disrespect to the former Nabob Wallaja and took a part with the mutineers at Chapauk therefore he was confined with his family this 12 years or shortly
Mohomed Omer, Mohomed Hoossen, Mohomed Woosmaun and their families			23	23			

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Names Cast		Number: For Fetter	Number: Not Fetter	Number: Total	Length of Confinement: Years	Length of Confinement: Months	Description Period and Ostensible Cause of their Confinement
							after the death of the Ameer
Toffur Ally and his Associators	Moorman	4	"	4	4		They were confined about 4 years ago for drawing their swords in the Nabob presence and wounding his orderly Commandant.
Abdul Hakeen and his Wife	Do	1	1	2	11	"	He is the person who during that mutiny fired at the late Nabob and wounded him in the finger he was detected about a year after and placed in his present Confinement
Mohomed Gows	Do	1	"	1	4	"	Was a Horsebreaker

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Names	Cast	Number: For Other	Number: Not Other	Number: Total	Length of Confinement: Years	Length of Confinement: Month	Description period Ostensible Cause of their Confinement
							who was Guilty of in[illegible] impropriety in the Mahal of the nabo[illegible] mohomed Ally Kh[illegible] therefore was confine[illegible] about 4 years ago
Venketah Deputy of Cheelnaig and his family	Gentoo	1	4	5	7	"	He plundered seven villages was appre[illegible]hended and put in Confinement about [illegible] years ago
Robers	Malabar	2	"	2	1	"	These two thieves Robed several Villa[illegible] were apprehended and brought to con[illegible]finement about One years ago - Th[illegible] former Received [illegible] distan[illegible]

Fort St George 1st September 1801.

Names	Cast	Number: In Fetters	Number: Not Fetters	Number: Total	Length of Confinement: Years	Length of Confinement: Months	Description period and Ostensible cause of their Confinement
							-sistance from the Hilladar the latter from the Aumuldar of the District
Roy Aumund Row	Braminy	"	11	"	1	"	Rented the District of Vellore last year and was confined previous to the nabob's death about a month ago for not fulfilling his engagement

Detail of particulars as stated to me by the above mentioned prisoners Vizt

Mahomed Boorhaun states that his Father Shaike Mahomed had served His Highness the nabob of the Carnatic Wallajah for a period of thirty years and had

6074 Fort S. George 1st September 1801.

had attained to the Rank of Commandant of Infantry
that the Prisoner being a Subedar of Cavalry had served the
Honorable Company for four years in the 2d Regiment
of Cavalry with the Army commanded by Sir Eyre Coote
which circumstances known to Lieutenant Colonel Dalla
and that being applyed for by the Nabobs Second Son
Ameer Ul Omrah was permitted by Sir Eyre Coote and
remained in his service till his death, at which period
he attained to the Rank of Bulsalolar or Head comman-
-dant with a salary of a hundred Pagodas per month
that some days previous to Ameer Ul Omrah death he
had an account taken of all his property which account
was sealed up and on being examined by the Nabob Wallaj
he was pleased to express his approbation and confidence
in the Prisoner on finding no part of the property had been
Embezzled or improperly made away with, and retain
him in his service with his Rank and monthly pay of
Head commandant giving him at the same time a
written Instrument expressive of the Prisoners fidelity
and good conduct during the period of his being in Ameer
Ul

0075

Fort S.t George 1.st September 1801

Ul Omrah's Service but which paper he is prevented from producing, it having he supposes been lost or destroyed when he was made prisoner and all his property seized by order of the late Nabob about twelve years ago since which period he has been confined in fetters with his Brothers who also were in the Honorable Company's Service during the above period Mahomed Omer and Mahomed Hoosen Commandants of Cavalry and a near relation Mohomed Woosmaun Subidar of Cavalry with their different families amounting to thirty One persons eight of whome having died in prison there remains twenty three of them objected to subsist on the very inadequate allowance of six single fanams per day with two fanams each for the four men Mahomed Boorhawn Mahomed Omer Mahomed Hoosen and Mahomed Woosmaun whose property being seized by the Nabob they have been thereby reduced to considerable want and distress in addition to the mortifying hardship of being prevented access to, or having any intercourse with their different families of Wives and Children &c &c they being

[illegible]

hitherto constantly confined in seperate prisons."

Respecting the charges alledged against the above four head men" of being at any time disrespect-full to the Nabob Wallajah or being considered or took part in the mutiny of his troops which took place at Chepauk House" they must solemnly aver" being perfectly Innocent of and that far from being aiding therein mahomed Boorhaun was successfully employed by his Highness the Nabob Wallajah to negotiate with the mutinous troops who were prevailed on by him to receive four months pay in part of fifteen, and to some twenty months pay due them which successfull interference on the part of mahomed Boorhaun, Sir Charles Oakley then Governor was acquainted with and if necessary it can be attested by Nugeer bawn Nowat madras, also by Buddersole Islaun bawn Father in law to His Highness the present Nabob Azum Ul Dowlah Audin testimony of mahomed Boorhaun and the other three mens former good conduct and the estimation they were held in they would beg leave making reference to major General D Campbell Colonel

Colonel Pater and Lieutenant Colonel Dallas by whom they were known served with, and been much respected.

Jaffer Ally states that he was formerly in the Service of the late Nabob Omdut-ul Omrah and that being made prisoner at Seringapatam by Hyder Ally Cawn was confined two years at Seringapatam and being necessitated to take Service with Hyder remained eight years when having made his escape returned and was again taken into the Service of the late Nabob who was pleased to fix his pay at fifty Rupees per month which promised allowance being but very irregularly paid him an arrear of about three and half years became due which occasioned his being extremely distressed and often threatened being put in Jail by his Creditors and having often in vain presented Arzees, or Petitions to the late Nabob praying for relief his distresses became so urgent that on the day he was made prisoner he presented himself before the Nabob to whome he

expressed

expressed, unless he would afford him relief his existence was painfull and would therefore put an end to him-self by immediately cuting his throat at the same time drawing his sword for the purpose which the Nabobs Attendants observing he was seized and wounded in two or three places during the scuffle an orderly of the Nabobs was slightly wounded in the fingers and the prisoner with three others Mohile Ally Ashrief Ally and Mahomed Gows who also had above three years arrears due them and came to demand the same) were put in heavy Irons and sent on the Hill Fort of Kylasghur where they have been con-fined above four years receiving only six fanams per day for subsistance and Cloathing of the above four persons who have not been permitted once to see or hear from any of their families connection or relatives.

Abdel Haheem says "He was a Havildar of Cavalry in the Nabob Wallajah's service and orderly to Budderoole Islaum Cawn when a mutiny of some of the Nabobs Troops took place and the late Nabob Omdit-ul

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Ul Omrah's was wounded in the finger by a musket Ball that when the shot was fired which wounded the Nabob the prisoner was not present being at the time with his master Budderoole Islaum Cawn the present Nabob's Father in law to whom the Prisoner begs leave to refer hoping his testimony on the occasion will be sufficient fully to exculpate him, and tend to his being enlarged from his present confinement in fetters in which state he has suffered for above eleven years on the very inadequate allowance of a quarter rupee per day for the subsistance and cloathing of himself and wife confined with him.

Mahomed Gow's states being in the late Nabob's Service incharge of his stud at madras on twenty pagodas monthly pay and that having a house to dispose of, an old Women told him a person had sent her to look at 1st and said the person wanting to purchase it would come to see the place which the prisoner assenting to about seven days after a Woman came to the house in a dooly and soon after the late Nabob sent for him and enquired of him respecting the Woman to which the prisoner replyed a woman

had

had come to one of his houses but not that which he resided in and avered he had no conversation or any intercourse whatever with her, the Prisoner being confined by Order of the late Nabob was sent a prisoner to the Hill Fort of Kylasghur where he has remained in Irons near four years on an allowance of one and half single fanam per day to subsist on, the above prisoner Mahomed Gow's appears a decent well informed young man and 'till this occasion is said to have borne an unimpeachable good Character.

Letchmanah monther of Cheel naig Poygar says she resided with her family at Tuncomallee that Cheel Naig being on his way to Madras for the purpose of stating some grievances to the Government respecting his Country and to claim protection on the strength of some favourable written documents given him by Marquis Cornwallis that when in the vicinity of Pondicherry Cheel naig was attached and plundered by a Head man of his own named Golumn Huscune who had procured the Nabob's Troops for the occasion that Cheel naig she understands with difficulty escaped

but

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but knows not what has since become of him she being soon after seized at Trincomallee plundered and with her family sent prisoners to Arcot there confined for six years and thence removed to the Hill Fort of Kylas-gur being kept in close confinement with her family for nearly nine years past an helpless old woman above sixty years of age and only allowed eight and half fanams per day for the support of herself the Gomastah or Head man of Cheel Naig and three Woman — Venkatah the Gomastah of Cheel Naig was apprehended at Pondicherry when his master was attacked and plundered as above stated and has remained confined ever since in fetters a very old man, not less than seventy years of age and appears to have suffered considerably in his intellects —

One of the Robbers named Collen-dah says "he was a Cowleygar or peon in charge of a Village near Tyagar where some things were alledged to have been plundered to the amount of two hundred and fifty pagodas which he was required to pay and not being able to comply was sent and confined in fetters above a

year

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year ago on a measure of Rice and two dubs daily for his support. — The other Robber named Paupah was with some others discovered plundering near to Kylasgh and being pursued and fired at by the Village people was wounded taken and confined in Irons about a year ago receiving a seer Rice and one dub daily for his support he has lost his right hand and been otherwise very badly wounded.

Roy Annandah Row Bramin and late renter of Vellore and its dependencies states "that he had entered into a contract for the Vellore Country & for three years certain engaging to pay for the first year sixty thousand Pagodas with an encrease of five thousand more for each of the two following years and on the second year having an addition of Country assigned him valued at five thousand five hundred pag. he was accordingly to pay seventy thousand five hundred pagodas and for the third year seventy five thousand five hundred which contract ending on the 30th June 1800 on a final settlement of his [illegible] was admitted by them

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a surplus of two thousand pagodas had been paid which
surplus by his own accounts amounted to ten thousand
pagodas — The Vellore country with its dependencies being
again profered him for three years certain he entered into
a second Contract on the 1st of July 1800 engaging to pay for
the first year 80,000 for the second 82,000 and for the third
year 84000 pagodas but before the expiration of the first
year of his second contract he was seized by Order of the
late Nabob and confined at this place without any allow-
-ance for his daily support although previous to his
confinement he paid to the full amount agreeable to
the terms of his engagements as he can clearly substan-
-tiate by his accounts which he has ready for and sol-
-licits may be submitted to a minute investigation
being persuaded the result will be his release from the
degradeing situation he has been so unjustly placed in
which he can only attribute to the misrepresentations
of malevolent persons wishing materially to injure
and supplant him, he is however confident of escape-
-ening on the present occasion the accustomed impartial

Justice

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Justice of the Honorable Company's Government.

August 20th 1801. (Signed) J. Ridge Captain
Commanding at Kylasghur

List of Papers Enclosed in a letter from the Commandant at Vellore 24th August 1801.

No 1. Roll of Native Cavalry Infantry and Artillery.

2 Roll of Country Peons.

3 Roll of Lascars Artificers &c &c

4 Roll of public Servants

5 Roll of Horsekeepers.

6 General Abstract.

7. Return of and monthly Expences of Horses, Bullocks & Prisoners &c &c

8 Respecting Prisoner.

No 1 List of Nabob's Pensioned to be paid from the Vellore Customs.

To Josiah Webbe Esqr.

Chief Secretary to Government

Sir,

Accompanying this for the information of

From the Commandant at Arcot. Transmits Statement of Prisoners found in the Fort of Arcot

0885

Fort St. George 1st September 1801.

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of the Right Honorable the Governor in Council I do myself the honor of transmitting you a statement of the Prisoners found in the Fort of Arcot — as no written Register could be obtained regarding the same the above account was deliberately taken by myself in Presence of the Killadar and several other persons who were Judged capable of throwing light upon the subject.

I have the honor &c &c

(Signed) J. Pater

Colonel Commanding the Cavalry Station at Arcot.

Arcot

August 10th 1801.

A. Statement

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A Statement of Prisoners found in

No.	Names	Cast	Occupation or Description	Crimes
1	Seshaia	Bramin	Aumildar of Venkatumpettah	For not paying the whole [illegible]
2	Venkatputty Razo	Razaloo	Goodlore in the Talook of Nellore	For Rebellious behaviour in opposing the Nabobs authorised Civil Servants
3	Coomar Kistnum Razoo	Razaloo	Son to the above	
4	Rambudder Razoo	Razaloo	Servant to the above	
5	Sollapah Moodly	Pellab	Ryott of Shickragepoor	On suspicion of murder
6	Markasi Moodely	Vellab	Ryott of Do	Do
7	Ameapa Moodely	Vellab	Ryott of Do	Do
8	Vencatachellum Moodely	Vellab	Ryott of Do	Do
9	Ninah	Pansawar	Ryott of Do	Do
10	Venkatachellum	Bagawar	Talliary of Do	Do
11	Rungan	Bagawar	Talliary of Do	Do
12	Mottoo	Parriah	Talliary of Do	Do

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the Fort of Arcot as taken 9th August 1801.

By whose Order Confined	Period of Confinement years	mon.	Clear daily Subsistance E	F	Cs	Remarks
Nabob Bandganally	2	1	"	"	"	
	"	10	"	"	"	
Nabob Bandganally	"	10	"	"	"	Many circumstances relative to the assigned Offences of these three men seem to pronounce their case extremely hard.
	"	10	"	"	"	
Nabob Bandganally	1	6	"	"	"	
Do	1	6	"	"	"	
Do	1	6	"	"	"	The Eight men included here appear to be equally implicated but how far just or otherwise I am ignorant. The nature of the Charge against the same is respecting a Woman related to some of them who had by an act of Indiscretion given Offence to her family and Neighbours and who soon after Died it was supposed by Violent means produced by some or the whole of the above
Do	1	6	"	"	"	
Do	1	6	"	"	"	
Do	1	6	"	"	"	
Do	1	6	"	"	"	
Do	1	6	"	"	"	

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Nos	Names	Cast	Occupation or Description	Crimes
27	Conary	Ba Gawar	Talliary of Vellum pakum Talook Arcot	For being Present at a Murder
28	Permaloo Brother to the above	Ba Gawar	Talliary of Vellum pakum Talook Arcot	Confined for being re lated as a Brother to the Above Conary
29	Mootta	Parreah	Talliary of Amnen Mangull Timry Talook	For supposed intentional Murder
30	Hanmuntoo	Beader	Ryott	For Robbery

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By whose Order Confined	Period of Confinement years	mos.	Circar Daily Subsistance P. F. Cz.	Remarks
Asmutjung	5	"	1 "	This man is now insane his having thus committed the said Offence was in Obedience to the commands of the Polaka Bramin whose Control he was immediately under and who died in Confinement where he had been placed as principal appertaining to this affair some time since
Asmutjung	5	"	1 "	Guilty of no crime whatever.
Nabob Bandaganally	2	6	1 "	Calls for Investigation
	5	"	1 "	A hard case if the Prisoner is to be believed

(Signed) J. Pater
Colonel Commanding the Cavalry
Cantonment at Arcot.

To

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Fort St George 1st September 1801

To Josiah Webbe Esqr.

Chief Secretary to Government.

Sir,

From Dr. Dr. Transmits muster Rolls of the Nabobs Troops in the fort of Arcot with Statement of the rate of pay established for the different ranks also the late Killadars account of each intended for the use of the Fort, and delivered over to his charge will forward an account of arrears due to the Troops when ascertained

Speaks favorably of the conduct of the late Killadar —

For the information of the Right Honorable the Governor in Council I have now the ho[illegible] to transmit you the following papers Videlicet a retu[illegible] of the Nabobs Troops in, and belonging to the Fort [illegible] Arcot, muster Rolls, and abstracts of the differen[illegible] description of the above men a statement of the ra[illegible] of pay established for the different Ranks by the late Government and likewise an account appertaining to the Receipt and expenditure of certain Circa[illegible] cast by the late Killadar Ally novas Cawn the balance of which sum (which was intended to be appropriated to the use of the Fort) he having de[illegible] livered over to my charge the same, I have deposi[illegible] in the Fort until the pleasure of Government [illegible] known concerning it —

An account of the arrears of pa[illegible] such as is actually due to His Highness the late

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Fort S. George 1st September 1801

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Nabob's Troops shall be forwarded to you immedi-
-ately the same can be ascertained — I would
have achieved this object at the present period but —
much confusion existing by the unsystematic manner
observed by the Sheristedars in keeping the accounts
and the invariable injudicious mode of Payments
deprives me of that satisfaction — The same shall
nevertheless be done with as little delay as possible.

As a just testimony due to that res-
-pectability of character which the late Killadar Ally
Novas Cawn possess, I cannot restrain myself from
now taking the liberty of saying that during the
serious concerns I have lately had to transact at
this place his conduct has been such as to impress
me with the most favorable opinion of his general
tendency of disposition having uniformly found
him scrupulously correct intelligent and useful.

I have the honor &c &c:

Arcot
August 21st 1801

(Signed) J. Pater
Colonel Commanding the Cavalry
Cantonment at Arcot

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List of Papers enclosed in a letter from the Commandant at Arcot 25th. August 1801

Muster Roll of the Abyssinians on Captain James Irwins Company of His Highness the Nabob's Service serving at the Fort of Arcot for the month of July 1801

Abstract of pay and allowances in Arrears for July 1801 for the Abyssinians on Captain James Irwins Company of His Highness the Nabob's Service serving at the Fort of Arcot

Statement of pay usually received by the native Officers Rank and File &c &c of His Highness the Nabob's Service agreeably to His Highness customary Regulations serving at the fort of Arcot

Muster Roll of the Dismounted Cavalry of His Highness the Nabob's Service serving at the Fort of Arcot for the month of July 1801

Ally. Novas Cawn Killedar in account

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with the enclos.

Abstract of pay and allowances in Arrears for July 1801 for His Highness the Nabobs dismounted Cavalry serving at the Fort of Arcot.

Muster Roll of the Gun Lascars of His Highness the Nabobs Service serving at the Fort of Arcot for the month of July 1801.

Abstract of pay and allowances in Arrears for July 1801 for His Highness the Nabob's Infantry serving at the Fort of Arcot.

Muster Roll of the Infantry of His Highness the Nabob's Service serving at the Fort of Arcot for the months of July 1801.

Abstract of pay and allowances in Arrear for July 1801 for His Highness the Nabob's Fort established serving at the Fort of Arcot.

Abstract of pay and allowances in Arrears for July 1801 for His Highness the Nabob's Gun Lascars serving at the Fort of Arcot.

Muster Roll of the Fort Established of His Highness

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Fort S. George 1st September 1801

the Nabob's Service serving at the Fort of Arcot for the month of July 1801.

Return of the Troops of His Highness the Nabob's Service serving in the Fort of Arcot.

Lord Clive lay's before the Board the following drafts of letters which are approved and Ordered to be despatched.

To Major General Bridges

Commanding the Southern Division

at Trichinopoly

Sir,

Para 1 I have had the honor to receive your letter of the 21st ultimo with its several inclosures.

2 You will receive through the Channel of the Military Board the order of the Governor in Council for the destruction of the Fort of Arcot Turcor and Warrier pollam, and for the disposal of the Guns and military Stores which may be found in them.

3 The Governor in Council directs that

To the Officer Commanding Southern Division acknowledging Receipt of his letter of the 21st ultimo with its enclosures. He will receive thro the Channel of the Military Board orders for destroying the forts of Arcot, Turcor, Hadiar pollam and for the disposal of the Ordnance &c. which may be found in them leaving it to his discretion to retain the late Nabob's troops in the Company's pay to prevent their immediate junction with the Rebels, or to discharge the Non Commissioned and privates as soon as their arrears of pay shall have been liquidated. In the event of his adopting the latter alternative the

Fort St. George 1st. September 1801

The Commissioned Officers will be pensioned on half pay and he would furnish them with Certificates & duplicates of which are to be sent to the Presidency.

That the amount of the arrear of pay due to the Troops of the late nabob may be discharged by the Paymasters.

4. If you should deem it to be of sufficient consequence to retain the Troops on the pay of the Company for the purpose of preventing their immediate junction with the insurgents of the Southern Districts His Lordship in Council authorizes you to do so, if you should not deem this to be an object of importance the Governor in Council desires that the non Commissioned and privates may be discharged as soon as the arrear of their pay shall have been liquidated.

5th. With respect to the Commissioned Officers It is the intention of the Government in Council to grant to them a pension equal to the half of their present pay during the remainder of their lives, and that the pension shall be payable at such stations as they may respectively chuse without requiring from them

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Fort S. George 1st September 1801

any Service

6 In the event therefore of your deem-ing it to be expedient to discharge the Troops from the Company Service it will be necessary for you to furnish the commissioned Officers with certificates specifying the name and description of the persons the amount of the pensions and the place at which they may be payable — The duplicates of such certificates are to be transmitted to the Presidency

7 You will consider these orders to be applicable to such Troops as may be found in the Forts of Arrialoor and Woorriar pollam

Fort S. George
4th September 1801

I have the honor &c &c
(Signed) J. Webbe
Chief Secretary to Government

To Lieutenant Colonel Dallas
Commanding at
Vellour.

Sir
Para 1

I have received your letter of the

24th

To the Commandant at Vellour
Conveying instructions for discharging the non commissioned and private in the service of the late Nabob at Kylasgur and for pensioning the commissioned Officers on half their present pay with the exception of the Vellaber
who

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who is to receive the full amount of his present pay until further orders the Troops to be disarmed. It is intended to destroy the fort of Kylasgur the establishment of Horses and marcs to be sent to the Presidency for the purpose of being delivered to His Highness the present Nabob and a separate account of the expence incurred on this account to be kept in order that it may be charged to His Highness, the prisoners at Kylasgur to be released the pensions settled on the customs of Vellour with the expences of the Sungu Khanna to be continued to be paid from that fund.

24th Ultimo with its enclosures.

2. The Governor in Council directs you to authorize the immediate payment of the Arrears due to the Officers and men in the service of the late Government at Kylasgur and to discharge the non commissioned and privates of every description from the Company's Service.

3. With respect to the Commissioned Officers you will inform them that the Governor in Council has Resolved to grant them a pension equal to the half of their present pay during the remainder of their lives, and that the pensions will be paid at such stations as they may chuse without requiring from them any service.

4th You will accordingly furnish the commissioned Officers with certificates specifying the name and description of the persons with the amount of the pension and the name of the place at which it may be payable.

5. This Order does not extend to the

6100 Fort S. George 1st September 1801

Killadar who will continue to receive the full amount of his present pay untill further Orders

6 The Troops are to be disarmed previously to their being discharged; and it being the intention of the Governor in Council to destroy the fort of Kylasgur you will withdraw as many of the present Garrison as may not be indispensably necessary to the preservation of the stores.

7 You will direct the establishment of Horses, and mares to be sent to the Presidency for the purpose of being delivered to His Highness the present Nabob of the Carnatic; and you will cause a separate account of the expense incurred on this account to be kept in order that it may be charged to His Highness.

8 The Governor in Council directs that the whole of the Prisoners confined at Kylasgur may be released and that a reasonable advance of money may be made to such of them as may require it for the purpose of enabling them

to

Fort St George 1st September 1801

to reach their respective families.

9 The Governor in Council desires that the pensions settled on the customs of Vellour with the exspences of the Lunger Khanna may be continued to be paid from that

I have the honor &c &c

Fort St George / Signed / J Webbe

1st September 1801. Chief Secretary to Government

To Colonel Pater

commanding at

Arcot

Sir,

To forward and acknowledge receipt of his letters of the 10th and 21st ultimo with their enclosures being the intention of His Highness the Nabob to detain the Company of Abyssinians under the command of Captain Dawson may be ordered to march to Chopauk. It being the intention of His Highness the present Nabob of the Carnatic to retain them in his Service.

Pond. I have received your letters of the 10th and 21st ultimo with their inclosures.

2d. The Governor in Council desires that the Company of Abyssinians under the command of Captain Dawson may be ordered to march to Chopauk. It being the intention of His Highness the present Nabob of the Carnatic to retain them in his Service.

Whatever

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Fort St George 1st September 1801

to the commissioned Officers particular attention will be paid to his recommendation of the Killadar of Arcot in the Provision about to be made for the principal Officers of the late Nabob in the meanwhile he is to receive the full amount of his pay and allowances all the prisoners to be released excepting the one insane who is to be subsisted at the Company's expence. The Elephants Camels and Horses to be sent to the Presidency under charge of the Abyssinian Company.

3. Whatever arrear of pay may be due to the Company of Abyssinians you will direct the Paymaster to discharge under such cheeks as you shall judge to be sufficient, to prevent imposition

4 You will also take the proper measures for discharging from the Company's service the non Commissioned Officers and privates in the service of the late Government as soon as the arrears due to them shall have been adjusted and liquidated.

5. With respect to the Commissioned Officers you will inform them (with the exception of these attached to the Abyssinian Company) that the Governor in Council has resolved to grant them a pension equal to half the amount of their present full pay during the remainder of their lives and that the pensions will be paid at the stations at which they may be desirous of receiving them without requiring from them the performance of any duty

You

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6. You will accordingly furnish the Commissioned Officers with Certificates specifying the name and description of the person the amount of the pensions and the place at which it is to be made payable Duplicates of these certificates are to be transmitted to the Presidency.

7. The Governor in Council is well pleased to observe the prudent conduct of the Killadar of Arcot, and will pay particular attention to your Recommendation of him in the provision which it is His Lordships intention to make for the provisional Officers to the late Nabab. In the mean while you will authorize the paymaster to discharge the full amount of the pay and allowances appointed for the Killadar under the late Government

8. The small Balances of money in the hands of the Killadar you will Order to be applied to the payment of the arrears due to the late Nabobs Troops passing a sufficient Receipt to the Killadar for the amount

The

6104 Fort St George 1st September 1801.

9. The Governor in Council directs upon
to release all the prisoners confined in the Fort of
Vizagapatam with the exception of Conary who now appear
to be insane, and to authorize a small advance of
money to be made to them for the purpose of enabling
them to reach their families.

10 Conary is to be published at the expence
of the Company by the Paymaster.

11. The Governor in Council directs that
the Elephants, Camels, and Horses, of the late nabob
may march to the Presidency under charge of the
Abyssinian Company for the purpose of being deli-
-vered to His Highness Azeem ull Doulah Bahadur.

12. A separate account is to be kept
of the money which may be advanced by the Paymas-
-ter for the use of the Abyssinian Company and of the
Elephants Camels and Horses in Order that the
amount may be charged to His Highness the Nabob

Fort St George
4th September 1801.

I have the honor &c &c
(Signed) J. Webbe
Chief Secretary to Govt

Resolved

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Resolved and Ordered that copies of the foregoing Reports with the enclosures together with copies of the letters ordered to be dispatched in consequence be transmitted to Deputy Military Auditor General for his guidance.

Read the following letter from the Resident at Cuddalore.

To the Right Honorable Lord Clive

Governor in Council &c &c &c

Fort St. George

My Lord,

From the Commercial Resident at Cuddalore acknowledges receipt of letter to him of the 19th Inst. and explains the motives which induced him to consign the Persons sent from Pondicherry to private Ships - Forwards sundry papers connected with the subject.

I lose not a moment in replying to Mr. Secretary Webbe's letter of the 19th Instant - and flatter myself from the following Representation that your Lordship will be convinced of the propriety of my Conduct and the evident Intentional Disregard to the Orders of Government on the part of those confined by my authority.

A few days ago the Cowkeepers

at

6106 Fort St George 1st September 1801

at Cuddalore presented me a Petition complaining that a party of Sepoys and Butchers from Pondicherry were carrying off 133 Sheep and forcibly driving them away Immediately ordered a party of Sepoys for the Protection of the property of those people and to bring the Marauders into Garrison. The want of Rain near the Sea Coast induces the Shepherds as is always their Custom to drive their Flocks into the Interior parts of the Country sometimes 15 or 20 Miles for their Support. It was necessary the case with these people and on the Course of their peregrinations met with this party of Butchers when they were brought before me Asked them by whose authority they acted and their passports for traversing the Country They replyed they had no written orders but came from Pondicherry, and as they refused the Established and Legal payment for the Sheep I could not consider them on any other Light than that of Marauders and treated them accordingly I was

Fort St George 1st September 1801

was more particularly convinced in my own mind of
their coming under that description, as there was no —
Officer or Troops in Pondicherry and consequently could
not require such an extensive supply. These people
have been in the constant habit of carrying off the
property of the Inhabitants without paying for them
and as the Familes of these Sheppards are supported
by their own industry and attention to their Flocks
I presume your Lordship will see the necessity of
giving them every legal support by enforcing that
Justice which they are so simply entitled to. I cannot
conclude without observing to your Lordship —
that every publick act since I have had the —
honor of presiding at this place I have endeavored
to mark with the strictest Justice, and impar-
tiality; and its my full Determination never
to lose sight of these two objects so material to my
own honour and so essential to the good Order of
Government I have the honor to inclose your
Lordship, the Petition of the Cowkeepers of Cuddalore

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their account as it now stands and Ballance due as likewise Mr. Simoens account and Ballance due with the addition of a Sheppards Account by the name of Kistnah — who has received no pecuniary satisfaction whatever the whole of which I hope your Lordship as I understand they are men of property and promise on their being Released to clear their accounts will give the necessary Orders for that purpose.

Cuddalore I have the honor &c. &c.

22d August 1801 (Signed) R Kinchant

To the Worshipful Richard Kinchant Esqr.

Resident of Cuddalore

The humble Petition of Cowkeepers of Cuddalore

Humbly Sheweth

That ever since the English Flag was flying in this Garrison your Petitioners living upon keeping Cattle supplying with Sheep, lambs, Cows, Bullocks &c. for the use of the Gentlemen and Ships in the

6109 Fort St. George 1st. September 1801.

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the Road.

Some time ago the Sepoys of different Garrison came into the pasture with a note from their Officer but none at length can drive away your Petitioners Sheep without the Gentleman's Order. In the time of Mr. Hennworthy the Sepoys of Pondicherry drove away your Petitioners Sheep and the said Gentleman was immediately pleased to Order the drivers tied up gave them lashes and restored the Sheep to your Petitioners. and also in the time of Mr. Channery the Sepoys drove away your Petitioners Sheep. He on your Petitioners Complaint sent his Sepoys to beat and seize them, but before their approaching thither they left off the Sheep and ran away. your Petitioners therefore keeping their Cattle without any molestation or trouble whatever.

But now the Sepays of Pondichery in conjunction with Butchers seized 183 Sheep belonging to your Petitioners and forcibly drove them away.

Your

6112

Fort St George the 1st September 1801

behind our backs tied the Pagodas in a Corner of our
Cloth and went away thus tied we do remain to the
present moment this letter we send you by two or three
persons this is all.—

They demanded Batta of us which
we refused upon this they searched us and found 14 fanams
tied on our Cloth which they took out of the Cloth Boat
us one went off notwithstanding we told them that our
master gave us those fanams for Expence We expect your

Order—

Salam

To R. Kinchant Esqr.

Sir,

On Account of bad provisions I was
obliged to buy 150 Sheep that I and my friends might
have some good mutton now and then those Sheep having
grazing on the boundry I gave a Certificate to my
Shephards to the following effect Viz. This is to Certify
that the Bearers have in their Care 150 Sheep belonging
to me therefore I request they may not be hinderd by any

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person But in case Troops or Gentlemen passing by being in want they are very welcome to provide themselves at the rate of three for a Pagoda of the males only But since that I have received a Holla or Cadjan Copy of which is herewith inclosed for your perusal which atrocious Act was committed by the three men you have now in your Custody they not only committed Robbery but broke the repeated Orders of Government on this head on account of being protected by a Guard of Sepoy's I therefore beg you will be so kind to see me done Justice as I sometime ago represented the same case to Mr. Greenway Collector of the Jaghire who gave me no redress.

Jam &c &c

(Signed) F. Simons

Cuddalore

15. August 1801

They have taken away 87 Sheep and forced the people to take 16 Pagodas besides forcibly taking away 28 fanams from the Shephards

(Signed) F. Simons

87

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87 Sheep at 3 per Pagodas 15 ..... Pagodas 29 - - -

Cash Received ..... 16 - - -

Balance due Pagodas ..... 13 - - -

The Shipyard Kistnahs account.

Carried Off by the Sepoys and Butchers

without the smallest Compensation 55 Sheep equal to

Pagodas 15 - 10 - 10

The Board considers the interference

of the Commercial Resident at Cuddalore in the

manner above described as a point not at all cognizable

by the authority vested in him to have been highly

irregular, and is Resolved to direct him to refrain entirely

from the exercise of any such power and to

confine himself to the duties of promoting the interest

ment it being the intention of the Board that the

Duties of the police shall be administered by the

Collector until a Court of Judicature shall be

appointed

Ordered that the Resident be di-

rected to immediately cause to be released the persons

whom

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whom he has thus irregularly and unwarrantably confined

Ordered that the foregoing Orders be communicated to the Commanding Officer at Pondicherry for his information and that it be explained to him that instead of sending armed men for the purpose of procuring Sheep the existing Orders of the Governor in Council for the purpose of procuring these supplies should be carried into execution by Regular application to the Collector

Read the following letter from the Officer commanding in the District of Ganjam

To Josiah Webbe Esqr.

Chief Secretary to Government

Fort S.t George

Sir,

In the Proceedings of the Court Martial on the trial of Gerpah formerly a Sepoy in the Honorable Company's Service transmitted to you with my letter of the 20th ultimo it will be perceived that

From the Officer commanding the Ganjam District's transmits copy of the Proceedings of a Court Martial on the trial of Thannalate a Sepoy in the Company's Service for aiding and abetting the Rebellious Zemindar of Gomsur and [illegible] the decision of

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Government
hereon

that another Prisoner was apprehended at the same time but when that trial was held he was in too bad a state of health to undergo an examination being since recovered he has been brought to trial and I herewith have the honor to transmit a copy of the Proceedings to be laid before the Right Honorable the Governor in Council and I request the favor of you to obtain His Lordship's directions thereon.

Camp near Ganjam August 19th 1801

I have the honor &c &c

(Signed) B. Marley
Lieutenant Colonel commanding the District of Ganjam

Camp Near Ganjam 14th August 1801

District Orders by Lieutenant Colonel Marley.

The Court Martial of which Major Heffernan is President to reassemble at his Quarters tomorrow morning at Ten O'clock for the trial of a Prisoner

In conformity to the above Orders the Court reassembled this morning 15th August 1801 The President and Members the same as before.

Thanna

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Crime. Thanna late a sepoy in the Honorable Company's service confined for aiding and abetting the Rebellious Zemindar of Goomsur in opposition to the authority of the British Government.

Camp near Ganjam 15th August 1801.

By Order of Lieutenant Colr. Marley
(Signed) Maxwell Captain
Adjutant and Dr. Mr. S. Bengal
Regiment

The Prisoner being called into Court, and the Crime read and explained to him Pleads Guilty nevertheless the Court think it necessary to examine the Evidence.

Evidence. Doud Beg Havildar 1st Battalion 10th Regiment Madras Native Infantry informs the Court a messenger came to Lieutenant Taylor to inform him that a Rajah's Havildar was in a certain place in consequence of which Lieutenant Taylor sent the Cutwal of Aska and the man who gave him the information with a party of 2 Havildars 2 Naicks and 30 Sepoys at

two

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Sepoy in the 12th Battalion Madras Native Infantry &c.

Defence. The Prisoner being put upon his defence acknowledges to have deserted the Company's Service to which he was induced by seeing Hawildars of 20 years standing and Sepoys of 16 years deserting by hundreds he has nothing more to say but throws himself on the mercy of the Court.

Sentence The Court having maturely considered the Evidence against the Prisoner and his own confession of his Crime is of opinion that he is guilty of every part of the Crime exhibited against him Viz. Aiding and abetting the Rebellious Zemindar of Goomsur in opposition to the authority of the British Government — The Court do therefore in consequence of the powers delegated by the Right Honorable the Governor in Council of Fort St George to Lieutenant Colonel Marley commanding the District of Ganjam sentence him, and he is hereby sentenced to be hanged by the neck until

he

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he is dead.

(Signed) M. Hiffernan
major and President

A true Copy

(Signed) B. Marley
Lieutenant Colonel Commanding the District of Ganjam.

The Prisoner Thanna having been found guilty of Rebellion Resolved to direct Lieutenant Colonel Marely to carry the sentence of the Court into execution at such time and place as he may appoint.

Read the following letter from the Commander at Chingleput.

To the Right Honorable Lord Clive
Governor in Council &c &c

Fort S. George

My Lord,

It is with concern I find myself again obliged to trouble your Lordship after so much indulgence to my letter of the ninth instant but I still find it impossible to comply with the Commander in Chiefs Orders of the 11th instant wherein I am directed

From the Commandant at Chingleput Represents the insufficiency of the Mess Room to accomodate the whole Cadet Company and requests authority for extending it.

to

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to have the whole company in a General mess.

At present Eighty Cadets dine in the mess Room and the remainder 50 in Tents but the latter will not be able to mess in Tents after the rain sets in and consequently they must be allowed to form small parties in their own Quarters as no appartments in this place will contain them which would entirely destroy the intentions of the Commander in Chief.

With your Lordships approbation the present mess Room could be lengthens and an addition to the Kitchen sufficient to accommodate 140 Gentlemen the expence of which I presume would not extend one hundred and thirty or 140 Pagodas

I have the honor &c &c

Chingleput (Signed) Chas. Armstrong

26th August 1801. Captain Commanding

Resolved to permit Captain Armstrong to make such addition to the mess Room as may be required for the accomodation of the Gentlemen

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Gentlemen Cadets at Chingleput according to his Estimates.

Read the following letters from Mr. Pernon.

To Josiah Webbe Esqr.

Chief Secretary to the Government

Fort S.t George

Sir,

I have to request your pardon for the liberty which I am about to take of addressing myself to you believe me I am conscious of my indiscretion in trespassing upon your time burthened as you are with Business but there are moments where from sentiments of humanity you will be induced to pardon such intrusion and it is under this plea that I entreat your indulgence especially as the miserable situation to which I am reduced is the sole cause of my address.

What still further induces me to this step is that I believe (without however being certain

From Mons. C. Pernon solicits an indulgent consideration of his case under the circumstance of his having been deprived of an allowance which he had enjoyed until the late Reform in the Police Depart. at Pondicherry

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Certain of the fact, that my unfortunate case is not unknown to you and that Colonel Campbell spoke to you on the subject when on a visit to madras in February last.

I am a French Gentleman having emigrated in 1791 to avoid the Evils which menanced my Country - For nearly 2 years I have been totally deaf and to compleat my misfortunes during the - -ling Sickness under which I suffered unfortunate events deprived me of what little property I had left

In this sad situation I had recourse to the gener- -osity of the English Government and after long Sol- -icitation in February last Colonel Campbell had the goodness to nominate me to a small place attached to the police with a monthly Salary of 50 Rupees added to which he informed me that he hoped to procure for me from the English Government a sum of money to discharge the following debts which I had contracted during my misfortunes. I believe even that he caused it to be intimated to me at the same time

that

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The orders of the Commander in Chief and having delivered a Sentence that Mr. Shuttleworth for that crime ought to be reprimanded It becomes Colonel Wellesley's duty to reprimand him —

Mr. Assistant Surgeon Shuttleworth has been found guilty by a General Court Martial of which Lieutenant-Colonel Dascoin is President of a disobedience of the Orders of the Commander in Chief in trying up and beating an Inhabitant of the Village of Chittlee as he says himself in order to force from the Village forage for his Horses. He ought to have known that he is a part of that body of Troops placed in this Country for the protection of its Inhabitants and not to oppress them. Having however forgot his duty in that respect, having been guilty of conduct very improper for a British Officer a repetition of which would be highly prejudicial to the British interests and Character in this Country he is hereby publickly reprimanded.

The General Court Martial is dissolved and Mr. Shuttleworth is released from Arrest and ordered to return to his duty.

The

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Fort George 1st September 1801

The following parts of the Proceedings of the Native General Court Martial which assembled in Seringapatam on the 29th June last whereof Zabidar Ryman Beg is President are published for the information of the Troops in Mysore &c and the Court is dissolved

Charge Venket Soubah Servant to Mr Boxley Tutter, or Shopkeeper in Seringapatam confined by Order of the Honorable Colonel Wellesley for irregular behaviour in the Village of Chutter, on or about monday the 18th of May 1801

Seringapatam
9th July 1801

(Signed) R. Barclay
Deputy Adjutant General in Mysore

Defence — The Prisoner Venket Soubah says in his defence That he was travelling with his master Mr Boxley when at the Village of Heeley Moolly three boss on this side of Sera. Mr Shuttleworth arrived at eight o'clock at night, and it was raining at the time. That he desired the Prisoner to return, and collect Cooleys from the Villages to bring on his Baggage which lay scattered on the Road from Sera, that he refused to comply without

his

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his masters orders. That Mr. Shuttleworth spoke to his Master who directed him to obey Mr. Shuttleworth in every thing — That the Prisoner still refused to go, as it rained and was very dark that Mr. Shuttleworth in consequence procured two men with Massalches and went himself in search of his — Baggage. That he returned during the night with his — Bullock Bandies and that the rest of his Baggage remained behind with his cook that in the morning by Mr. — Shuttleworths orders the Prisoner Wenbbacke procured — Coolies from the Villages and brought on his Baggage, that Mr. Shuttleworth had three Bandies eight Bullocks and three Horses and only one person to take care of the whole — That the Prisoner was obliged to procure people to bring on these, and the rest of the Baggage — That in all he had fifteen Cooley's from each Village that sometimes he had a Cooley or two more, and sometimes a Cooley or two less — That Doctor Shuttleworth ordered him to flog Haley Coura for not clearing out the house quickly. That the Prisoner at first made excuses but upon Mr. — Shuttleworth who was sitting near on his Bandy —

Repeating

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repeating his orders and saying that Haley Pura had been troublesome to him the last time he passed that way he flogged Haley Pura and that it was not his fault. That it was also by Mr. Shuttleworths orders that he compelled the people to break open the Door of the other house which was unoccupied but secured by a lock and that it was not his fault. That he has served many Gentlemen with good character. That he never made delay in any place before, and that he did this time, was by Order of Doctor Shuttleworth. That he had no money of Mr. Shuttleworth to pay for any thing. That Mr. Shuttleworth at the time of setting out had given Rupees to his boat with directions to pay one Sultany fanam for Bazar Articles but whether he paid it, or not, he cannot tell. That he had heard Mr. Shuttleworth declare that the milk was Buffalo milk, and the straw bad, and that he would pay for neither. That the Peons had before advanced money for Mr. Shuttleworth at the different Villages, four fanams of which remained due, the