1078

Foujdaree

Proceedings

for

1811

325

214

32X

Copy to Collector 1831

135

Friday

January 7th. 1831. Present

Hon'ble Henry Casamajor Esq. Chief Judge
Andrew Scott Esq.
John Read, Esq.
Edward Croft Greenway, Esq. } Puisne Judges

The Court direct that a copy of the draft of regulations for providing a quarterly jail delivery in the Zillas of Masulipatam, Chittoor, Nellimopoly and South Malabar be sent to each of the Judges, to whom it will fall to hold the first Sessions in the current year, in order that the usual notice may be issued to the Magistrate, and that other arrangements may be made, preparatory to the commencement of the jail delivery at each station as soon as the printed regulations shall have been received from the Judicial department to the Government.

Sent following letter

To the Third Judges of the Northern & Southern Divisions
Second Judges of the Center and Western Division

Enclosed (A)

Read letter, dated the 6th instant, from the Secretary to the Government in the Judicial department — returning the signed precepts to the Third Judge

1st January 1811.

Northern Circuit — which Circuit set out up to Government under date the 21. preceding.

From the Judicial Secretary to Government returns the original returned precepts from the 3d Judge Northern division respecting the transmission of the records in case No 2 of Rajahmundry.

(Perusal No. 4.)

The record of case No 2 of the Zilla of Rajahmundry, 1. Sepr. 1810, having been transmitted to the Secretary Gahagan on the 3d. Inst. the issue of a third precept to the third judge, as desired in the above letter, is not necessary.

Read letter, dated the 1st Instant, from the magistrate of the Zilla of Vizagapatam — transmitting a list of convicts in his jail under sentence of banishment to another district, and a list of convicts for transportation.

From Magistrate of Vizagapatam with reports of convicts for transportation or banishment.

(Perusal No. 6.)

Ordered that the magistrate of Vizagapatam be by precept commanded to send the convict Kaputchy of Yalour, stated to have usually resided in Chetty pollam Talook, to Bellary — with a calendar and other necessary documents of his crime and sentence and the magistrate in the Zilla of Bellary will be by precept commanded to enforce the sentence passed on the said convict, and

11 January 1811.

his return to the precept will be made within three days from and after the arrival of the prisoner at

Sent following precepts

To the Magistrate of the Zillas of Vizagapatam.
To the Magistrate of the Zillas of Bellary.

(Perusal No. 7.)

Read letter, dated the 1st Instant, from the acting magistrate in the Zilla of Verdachalum — forwarding a blank register of persons proclaimed in his Zilla during the last month.

From the Acting Magistrate of Verdachalum with Registers of persons proclaimed in his Zilla for December.

(Perusal No. 10.)

Read letter, dated the 5th Instant, from the acting magistrate in the Zilla of Verdachalum — requesting authority to proclaim a notorious robber, named Adlucken, and to offer a reward of Two Hundred Pagodas for his apprehension.

From the Acting Magistrate of Verdachalum requesting permission to proclaim Adlucken a notorious robber, and authority to offer Two Pagodas Reward for Slip of Apprehension.

(Perusal No. 11.)

It appearing to the Court, on a review of the circumstances reported in the above letter, that it is expedient to have recourse to the measures prescribed in regulation XIII of 1806, for the apprehension of the robber Adlucken, and for his punishment in case he shall not appear, or be apprehended within the period of two months from the date of the

11th January 1811. proclamation. —

Resolved that the acting magistrate be by precept authorized and directed to issue a proclamation, according to the form recited in section III, regulation XIII of 1806, to be affixed and published in the manner therein specified — offering a reward of two hundred rupees for the apprehension of the said Adumchen; and that the magistrate's further proceedings against the party proclaimed be guided by sections V. VI and VII of the regulation referred to.

Sent following precept
To the Acting Magistrate of Verdachellum (Perecentu D).

Ordered that notice be given to the Civil Auditor that the Court have this day authorized the acting magistrate in the zillah of Tuddapa to offer a reward of Rd. 200 for the apprehension of the robber Adumchen.

Sent following letter
To the Civil Auditor (Perecentu E)

Read a letter from the 3d judge in the Northern division to the Court's precept of 9th instant calling for the records of trial No 2 of Rayachoty and dirty 1810. (Perecentu F)

From the 3d Judge in the Northern division returning the precept calling for the records of the proceedings in

F 4

At a Court of the Provincial Adalut

Tuesday.
22d January 1811. Present

James Henry Casamajor, Esq. Chief Judge
Andrew Scott Esq
John Reid Esq } Puisne Judges
Edward Croft Greenway, Esq

Read letter, dated the 8th instant, from the magistrate in the zillah of Nellore — requesting permission to offer, either a reward, or a pardon for the purpose of discovering the perpetrators of an atrocious assault with intent to murder, stated to have been committed during the night of the 5th instant, on a Mogul merchant in the village of Vainaramadoopa.

From the Magistrate of Nellore requesting authority to offer a reward or a pardon, with a view to discover the principals in an outrage recently committed on a Mogul merchant. (Perecentu No 4)

The information communicated in the above letter respecting the circumstances of the case, and the measures taken by the magistrate to discover the offenders, appearing to render it advisable to sanction the proposed offer of pardon, on the prescribed condition: —

Resolved that a copy thereof be transmitted to the Secretary to the Government in the judicial department for the purpose of being laid before the Honorable the Governor in Council, with the recommendation

22d January 1811

of the Court that the magistrate of the zilla of Nellore may be directed to offer a pardon to one of the supposed accomplices on condition of his making a full disclosure of every circumstance within his knowledge, relative to the commission of the crime, and the several persons concerned in it.

Ordered that a extract of the proceedings be sent to Mr. Secretary Gahagan.

Letter following letter

To the Judicial Secretary to Government

(Recueil No. A.)

Read letter, dated the 7th instant, from the magistrate of the zilla of Tinnevelly, enclosing a report of prisoners confined under sentence in his jail.

From the Magistrate of Tinnevelly with report of prisoners confined under sentences.

(Recueil No. 13.)

Read letter, dated the 8th instant, from the 3d Judge in the Western division, with returned warrant of execution in case No. 39 of 1809.

From the 3d Judge Western division with returned warrant of execution in case No. 39 Zilla of Canara. 2 Defendants of 1809.

Canara, 2d Sept. 1809.

(Recueil No. 16.)

Read letter, dated the 9th instant, from the 3d Judge in the Southern division, with returned warrant of execution in case No. 10 of the zilla of Tinnevelly, 1st Sept. 1810.

From the 3d Judge Southern division with returned warrant of executions in case No. 10 of the zilla of Tinnevelly. 1st Sept. 1810.

(Recueil No. 17.)

Read

22d January 1811

Read return from the first judge in the Northern division to the Court's precept of the 10th ultimo, commanding him to instruct the magistrate of Rajahmundry to report from time to time on the state of mind of the prisoner Roopa Doraputi.

From the 1st Judge Northern division returns to precept commanding him to instruct the magistrate of Rajahmundry to report from time to time on the state of mind of the prisoner Roopa Doraputi.

(Recueil No. 19)

Read return from the first judge in the Northern division to the Court's precept of the 24th October, commanding him to instruct the magistrate of the zilla of Ganjam to release the prisoner Jagmungalasing.

From the 1st Judge Northern Division returns to precept directing the release of the prisoner Jagmungalasing.

(Recueil No. 20)

Read letter, dated the 16th instant, from the third judge in the Southern division.

From the third Judge Southern division reports that the Sessions of jail delivery and the zillas of Trichinopoly is completed.

(Recueil No. 27.)

The judge on circuit in the Southern division having, as appears from the above letter, delivered the jail of the zilla of Trichinopoly, the court of quarterly jail delivery established by regulation I of 1811, will not begin to sit before the commencement of the second quarterly sessions of the current year, therein under the rule contained in section IV it will be superintended by the first judge.

Ordered that a extract of

22d January 1811

of the Court that the magistrate of the zilla of Nellore may be directed to offer a pardon to one of his supposed accomplices on condition of his making a full discovery of every circumstance within his knowledge, relative to the commission of the crime, and the several persons concerned in it.

Ordered that a extract of the proceedings be sent to Mr. Secretary Gahagan.

Last following letter

To the Judicial Secretary to Government (Reference A.)

Read letter, dated the 7th Instant, from the magistrate in the zilla of Tinnevelly, enclosing a report of prisoners confined under sentence in his jail.

From the Magistrate of Tinnevelly with report of prisoners confined under sentences. (Reference No. 13.)

Read letter, dated the 8th Instant, from the 3d Judge in the Northern division - with returned warrant of execution in case No 39 of Canara, 2d Sept. 1809.

From the 3d Judge Western division with returned warrant of execution in case No 39 zilla of Canara 2d Sept 1809. (Reference No 15.)

Read letter, dated the 9th Instant, from the 3d Judge in the Southern division. - with returned warrant of execution in case No 10 of the zilla of Tinnevelly, 1st Sept 1810.

From the 3d Judge Southern division with returns in warrant of executions in case No 10 of the zilla of Tinnevelly 1st Sept 1810 (Reference No 17.) Read

22d January 1811

Read return from the first pidge in the Northern division to the Court's precept of the 10th Ultimo - commanding him to instruct the magistrate of Rajahmundry to report from time to time on the state of mind of the prisoner Roopoo Doraputh.

From the 1st Judge Northern division returns to precept commanding him to instruct the magistrate of Rajahmundry to report from time to time on the state of mind of this prisoner Roopoo Doraputh. (Reference No 19)

Read return from the first pidge in the Northern division to the Court's precept of the 24th October - commanding him to instruct the magistrate of the zilla of Ganjam to release the prisoner Jaypungalaswy.

From the 1st Judge Northern Division returns to precept directing the release of this prisoner Jaypungalaswy. (Reference No. 20)

Read letter, dated the 16th Instant, from the third pidge in the Southern division.

From the Third Judge Southern division reports that the Sessions of jail delivery in the zilla of Tinnevelly is completed. (Reference No. 27.)

The pidge on circuit in the Southern division having, in a report from the above letter, delivered the jail of the zilla of Tinnevelly, the court of gaol delivery established by regulation I of 1811, will not begin to sit before the commencement of the second quarterly sessions of the current year, when, under the rule contained in section IV it will be superintended by the first pidge.

Ordered that extract of

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their proceedings at the last Court of
Court of quarterly jail delivery
in the Southern division.

Sent following letter
(Presente B.)

Read letter, dated 19th Instant, from the magistrate in the Zilla of Chingulpet reporting the suspension, "in conformity to section XVII, regulation VII A.D. 1809", of Vencatachella Pillay, police Delavay of Conjeveram, receiving a monthly allowance of roopees 10/p.

(Presente No. 12.)

The Delavay is charged with a great breach of the magistrate's orders in collecting money, which he was not directed by the magistrate to collect, and with appropriating to his own use the sum of Pard. 15 to 20, out of Pard. 20 to 15 which he is able to say has been collected by him on account of stealing & chopping weights & measures.

The magistrate encloses the declarations of certain persons stated to be stealers & choppers, taken before him on oath, as also the depositions taken by the Police Dingoha.

He states that he has "not called upon the Delavay for an explanation of his conduct, as the Dingoha has acknowledged everything", and he submits the propriety of the dismissing such of the

From the Magistrate of Chingulpet reports the suspension of the Delavay of Conjeveram for corrupt practices, and nominates a successor.

To the Court of quarterly jail delivery for the Southern division.

2 F C

22d January 1811

The Court, finding it difficult to reconcile the magistrate's accusation of a great breach of his orders without, wherein it is stated as conviction, viz, "in collecting money from dingy persons, &c. which he was not directed by the magistrate to collect, cannot consider this part of the charge to be at all established. In collecting the money in question the Delavay may have been culpable, but if no direction on the subject has been given to him, none, it is obvious, to remark, can have been infringed, and his offence cannot be termed a breach of orders.

Neither can the Court admit that the Delavay has "acknowledged everything" in the paper produced at his moochulka, and described as having been sent in by the Dingoha. The paper in question contains a simple acknowledgment of the receipt of all money for stealing weights, &c. in his division from 1st August, 1809, and that he took it in charge, and is answerable for the amount. It contains not a word of any agreement with regard to submitting moonmoth to perform a duty for which he never had been paid, nor anything about appropriating the greatest part of the money collected

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to his own use.

But even admitting that it amounted to a full confession of the whole charge, still the Court, adverting to the channel through which it had come to the magistrate, and uninformed of the means by which it may have been obtained, could not receive it without extreme caution. And in the proposed description of the Delaney, the Court could neither act upon such a document, or give a moment's consideration to the accompanying declarations on oath of persons, who do not appear to have been examined in presence of the accused, and cannot be regarded as disinterested evidence.

The magistrate will call upon Duncan Cheetah Peloti for his defence; and will be careful, on this, as on all occasions, to examine all witnesses, whose depositions are to be availed of in substantiating a charge - viva voce in presence of the accused. — The Court [illegible] concerned to be under the necessity of recalling the attention of the Prize and magistrate of the Isles of Shingapoor to their important & undispensable duty of [illegible] to which they do not appear to have attended in the case before them.

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Ordered that extract of these proceedings be sent to the magistrate in the Isles of Shingapoor.

Sent following letter (Precaution C)

To the Magistrate of Shingapoor.

Read again letter, dated the 8th September, from the first Judge, Malacca Circuit, in the Southern division enclosing copy of a correspondence between the magistrate of the Isles of Salem, and the resident at Rhyow, concerning the case of four persons named Shaick Ibrahim, Shaick Boodeen, Shaick Rajoon and Shaick Alley — who appear to have been apprehended under date the 10th February 1809, on a charge of "maiming and robbing", and are stated in the magistrate's reports for the last month not to have been examined in consequence of the non appearance of the prosecutor.

From the 1st Judge Malacca Circuit Southern Division dated 4th February 1811 with letters and enclosures stating that 4 persons charged with robbery and maiming have been confined for 2 years, the prosecutor not having appeared against them.

(Precaution N. 464)

The Court consider that the detention of the parties cannot be unnecessarily protracted to their distant period from the date of their apprehension, and the Court directed that on inspecting the statement for the express purpose of clearing the point, called before it — as becoming its duty — with a view to their final and

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punishment, or detinuy, as the case might be; all persons convicted, but not yet regularly sentenced by a competent court. — In the present instance the Court observed that the case of which Examination of the Indian, came to their knowledge of the court of circuit, not in consequence of the parties having been brought before it — but on a written representation from the magistrate to the judge on circuit, dated after his arrival at the station.

Ordered that the judge now on circuit in the Southern division be instructed, in case the complainant shall not have appeared to depose to the truth of the charge against the prisoners — forthwith to discharge them, or cause their being brought to his bar at the ensuing sessions in the gilla of Salem.

Ordered that extract of the proceedings be sent to the court of circuit in the Southern division.

Court following letter from the Judge of circuit in the Southern division. (Annexed D)

At a Court of the Foujdaree Adalat

Friday January 25. 1811. Present

James Henry Casamaijor, Esq. Chief Judge
Andrew Scott, Esq
John Read, Esq
Edward Croft Greenway, Esq
} Puisne Judges

Read letter, dated the 21st Instant, from the magistrate in the Gilla of Chittoor — enclosing an urgee received from the Tahseeldar of Tripatty, and one from the Durogha of Chittoor, Police reporting the circumstances of an audacious robbery committed on the preceding day by a gang of about 30 persons in the middle of the town of Tripatty, and soliciting authority to offer a reward and a recommendation for pardon, to be paid on conviction, to any one of the gang, not being a principal, who will give such information in his power respecting his associates and their crimes.

(Annexed No. 39.)

The magistrate also recommended that a reward of Rs. 2000 may be given to any person or persons, not concerned in the robbery, who will discover the perpetrators, or give information by which they may be discovered.

The Court, concurring in the expediency of the proposed offer of pardon, with a view to the discouragement and prevention of the principal crimes of the persons by whom the robbery

inspection were committed, or for the discovery of facts & circumstances, which may assist in their conviction.

Resolved that the albicia letters & enclosures be transmitted to the Secretary to the Government in the political department for the purpose of being laid before the Honorable the Governor in Council, with the recommendation that the magistrate of the Zilla of Chittoor, may be authorized to offer a pardon to one, or more of the supposed accomplices, on condition of their making a full disclosure of every circumstance within their knowledge relative to the commission of the crime and the several persons concerned.

The Court cannot recommend compliance with the magistrate's request to be permitted to offer a reward to one of the accomplices. The reward not being sanctioned by any existing regulation, would, under the Mahommudan law, constitute an insuperable objection to the evidence of such accomplice, and most frustrate the benefit expected to be derived from it.

But as the reward, which the proposes may be given to persons not concerned in the robbery, who will discover the actual perpetrators of, or give information by which they may be apprehended, may have a good effect to encourage the general vigilance of the inhabitants

inhabitants to complain, or give information against robbers of dangerous character, or have revenge they may dread, in the event of their not being convicted, or being released at a future period; and as the detection of this gang seems to be of great importance to the peace of the country, and to the lives and property of the inhabitants, the Court beg leave to submit to the consideration of the Honorable the Governor in Council the expediency of sanctioning the grant of a reward for that purpose within the amount stated by the magistrate.

Ordered that extract of these proceedings be sent to Mr. Secretary Graham again.

Sent following letter

(See A)

Read the following letters with reports of prisoners, for the last month, in the undermentioned zillas, viz[t] Ongapooram, Cuddapa, Canara, Ganjam, Kistnapoly, Salem, Chingulput, Verdachalum, Bellary, Masulipatam, Chittoor, Rajahmundry, Vizagapatam, Tinnevelly, Seringapatam, and North Malabar.

(See reports in Nos. 5, 15, 18, 24, 25, 26, 32, 33, 34, 36, 38, 40, 41, 42, 47, & 48)

Read returned warrants of execution, received from the Fouzdary Judge in the Northern division, in cases Nos. 6 and 7 after the Zillas of Masulipatam

25th January 1811

Masulipatam, 2d. Septr. of 1810.

(Perusta Nos 21 & 22)

Read return from the 3d. Judge in the Northern division to the Court's precept of the 3d. Instant: directing him to answer to the record of all cases referred to this Court any sentence of acquittal or condemnation, which he may pass; and pointing out the impropriety of permitting his Law officer to examine a prisoner on trial.

(Perusta No. 23)

Read letter, dated the 13th Instant, from the magistrate of the Zilla of Salem - submitting blank statements of convicts for transportation.

(Perusta No. 25)

Read letter, dated the 13th Instant, from the 3d. Judge in the Canara division - enclosing returned warrants of execution in cases No. 2, 3, 4 & 5 of the Zilla of Cuddapa, 2d. Sept. 1810.

(Perusta No. 24)

Read letter, dated the 4th Instant, from the magistrate in Zilla Chingleput - enclosing a list of convicts in the depôt for transportation.

(Perusta No. 30)

2 Feb.

25th January 1811

Read letter, dated the 14th Instant, from the 3d Judge in the Northern division - enclosing a copy of the calendar for the Zilla of Vizagapatam.

(Perusta No. 31)

Read letter, dated the 16th Instant, from the third judge in the Northern division - acknowledging the receipt of the Registrar's letter dated the 11th Instant, with copy of a regulation for providing a speedy jail delivery in certain Zillas; and requesting to be informed whether, if the regulation should arrive during his absence on circuit, it would be his duty or that of the second judge to hold it; and also whether the court of quarterly jail delivery is to sit in the Provincial or in the Zilla court house.

(Perusta No. 37)

The Court direct that the third judge be instructed that, should the printed regulation reach Masulipatam at any time previous to the commencement of the Sessions by the 3d judge on circuit, it will become his duty to deliver the jail at that station; and that, as it is of importance that the Sessions of the Zilla court should

not be interrupted, it would be advisable that the quarterly sessions should be held in the room appropriated to the sittings of the Court of Appeal, on the days whereon the said Court may not sit. It being however the duty of the magistrate to attend the sessions at all times, if required by the judge, the zilla judge must be careful to regulate his days of sitting by those of the court of appeal.

Ordered that extract of these proceedings be sent to the third judge in the Northern division — to be by him laid before the Provincial court, for the purpose of being communicated for the information of the zilla judge.

Sent following letter
(Annexure B.)

And the Court direct that extract be also sent to the third judge in the Southern division — to the second judge in the Centre division — and to the second judge in the Western division — for their information & guidance respectively

Sent following letter
(Annexure C.)

Read letter, dated the 23rd inst. from the Secretary to the Government in the Judicial department

(Annexure No. 6.)

Mr. Secretary Gahagan stated that the Honorable the Governor in Council has been pleased to confirm the nomination, reported by the magistrate of the zilla of Vizagapatam in his letter of the 10th September last — of

Mankenah Suttapah —
Agnitteen Palaloo —
Goondalagayanah Vencapah and
Volaty Narsimloo —

to succeed John Richards, Omogha of Vizianagrum, resigned; and Guddum — ty — Jagapoonapoo Rajanah, Omogha of Cotteedah — and Mudnacotoo Ven — kiah, Omogha of Macanah, dis — missed.

Ordered that extract of these proceedings be sent for the information of the Civil Auditor.

Sent following letter
(Annexure D.)

Mr. Secretary Gahagan also communicates the desire of the Honorable the Governor in Council that Mudnacotoo Venkiah, late Omogha of Macanah, may be proclaimed throughout the country to be disqualified, by his practices of extortion & corruption, from serving the Company in any situation whatever; and that measures may be taken for bringing him to justice

25. January 1811

punishment by instituting a criminal prosecution against him before the Court of Circuit.

Ordered that copy of the above letter be transmitted, with extract of these proceedings, to the magistrate in the Zilla of Vizagapatam, by precept directing his immediate attention to the orders of Government therein signified.

Sent following precept.

(Here enter E)

Read letter, dated the 21 Instant, from the judge on circuit in the Northern division - enclosing copy of the calendar for the Zilla of Nellore.

(Here enter No. 45)

Fort St. George

At a Court of the Right Honble. the Governor in Council

Tuesday 5th. February 1811. Present

James Henry Casamajor, Esq. } Chief Judge.
Andrew Scott, Esq. }
John Read, Esq. } Puisne Judges.
Edward Croft Greenway, Esq. }

Read letter, dated the 30th. Instant, from the Secretary to the Government in the judicial department - stating that the Honorable the Governor in Council is pleased to authorize the magistrate of the Zilla of Chittoor to tender an offer of pardon, for the purpose of discovering the perpetrators of an atrocious robbery, committed on the 19th. Ultimo, in the Town of Tripatty, and further permits him to offer a reward of 200 pcs 1,000 - to any person, not an accomplice, who will give information by which the offenders may be discovered.

From the Judicial Secretary to Government, sanctioning the offer of a pagoda and a reward of Rs. 1000 to discover the principals in the robbery at Tripatty.

(Here enter No. 59)

The Court direct that copy of Mr. Secretary Gahagan's letter, with extract from these proceedings, and extract from their proceedings of the 25th. Ultimo, be transmitted for the information of the magistrate in the Zilla of Chittoor.

Sent following letter

To the Magistrate of Chittoor.

(Here enter A)

Read letter, dated the 24th. Ultimo, from the acting magistrate

in the zilla of Madura - with Blank reports of convicts in his custody, under sentence of banishment or transportation.

From the Acting Magistrate of Madura with blank reports of convicts for banishment or transportation. (Received No. 50)

Read letter, dated the 16 ultimo, from the acting magistrate in the zilla of Madura - with report of prisoners confined under sentence

From the Acting Magistrate of Madura with report of prisoners confined under sentence. (Received No. 51)

Read letter, dated the 26 ultimo, from the acting magistrate in the zilla of Madura - with report of prisoners for the months of October and November last.

From the Acting Magistrate of Madura with reports of prisoners for October and November. (Received No. 52)

Read the following letters with reports of prisoners for the month of December last, from the undermentioned zillas, viz^t. Nellore and South Malabar.

From the Magistrate of Nellore with the reports of prisoners for Dec^r.
From the do. of the Malabar do. do. do. (Nos. 54 & 55)

Read report of prisoners confined under sentence in the zilla of South Malabar.

From the Magistrate of South Malabar, report of prisoners confined under sentence in the zilla. (Received No. 56)

Read letter, dated the 30 ultimo, from the judge on circuit in the eastern division - reporting his arrival at Bellary.

From the Judges on Circuit on the Eastern Division, reporting the arrival of the Court of Circuit at Bellary. (Received No. 57)

5th February 1811

Read letter, dated the 1 Instant, from the Acting magistrate in the zilla of Dindigul - forwarding a blank register of persons proclaimed for the last month.

From the Acting Magistrate of Dindigul with the blank report of persons proclaimed in January. (Received No. 60)

Read letter, dated the 28 ultimo, from the magistrate in the zilla of Canara - enclosing a petition of Pootiapah, setting forth his inability from old age to continue in office as a gomastah, and requesting to be permitted to resign.

From the Magistrate of Canara, submits resignation of Pottiapah, a gomastah. (Received No. 61)

The Court are pleased to accept the resignation of Pootiapah, and will be prepared to receive the magistrate's nomination of a person duly qualified to succeed to the situation vacated.

Ordered that extract of the proceedings be sent for the information respectively of the Civil Auditor and of the magistrate in Canara.

Sent following letters

To the Civil Auditor.
To the Magistrate of Canara. (Received B &)

Read letter, dated the 29 Penultimo, from the first judge of the court of circuit for the Western division, enclosing copy of an application received from the magistrate of the zilla of South Malabar, with copies

5th February 1811

in the zilla of Madura – with blank reports of convicts in his custody, under sentence of banishment or transportation.

From the Acting Magistrate of Madura with blank reports of convicts for banishment or transportation. (Perentu No. 50)

Read letter, dated the 16 ultimo, from the Acting magistrate in the zilla of Madura – with report of prisoners confined under sentence

From the Acting Magistrate of Madura with report of prisoners confined under sentences. (Perentu No. 51)

Read letter, dated the 26 ultimo, from the Acting magistrate in the zilla of Madura – with report of prisoners for the months of October and November last.

From the Acting Magistrate of Madura with reports of prisoners for October and November. (Perentu No. 52)

Read the following letters with reports of prisoners for the month of December last, from the under-mentioned zillas, viz^t. Malabar and South Malabar.

From the Magistrate of Malabar the reports in No. 54 & 55
From the [illegible] of Malabar the reports in [illegible]

Read report of prisoners confined under sentence in the zilla of South Malabar.

From the Magistrate of South Malabar, report of prisoners confined under sentence in the zilla. (Perentu No. 56)

Read letter, dated the 30 ultimo, from the judge on circuit in the Central division – reporting his arrival at Bellary.

From the Judge on Circuit in the Central Division reporting the arrival of the Court of Circuit at Bellary. (Perentu No. 57)

5th February 1811

Read letter, dated the 1st instant, from the Acting magistrate in the zilla of Vendacheleum – forwarding a blank register of persons proclaimed for the last month.

From the Acting Magistrate of Vendacheleum with the blank report of persons proclaimed in January. (Perentu No. 60)

Read letter, dated the 28 ultimo, from the magistrate in the zilla of Canara – enclosing a petition of Poottapah, setting forth his inability from old age to continue to officiate as a gomastah, and requesting to be permitted to resign.

From the Magistrate of Canara, submitting resignation of Pottapah, a gomastah. (Perentu No. 61)

Ordered that the Court be prepared to receive the Magistrate's nomination of a person duly qualified to succeed to the situation so vacated.

Ordered that extract of the proceedings relative to the information respectively of the Civil Auditor, and of the magistrate in Canara

Sent following letter

To the Civil Auditor.
To the Magistrate of Canara (Perentu B &)

Read letter, dated the 29 Penultimo, from the first judge of the court of circuit for the Northern division, enclosing copy of an application received from the magistrate of the zilla of South Malabar, with copies

of

From the 4th Judge Western division. with papers connected with a reference from the Magistrate of North Malabar respecting the mode observed by the court of circuit on remanding prisoners after trial.

of a precept issued to the magistrate and his return, and other documents (Here enter No. 7)

The zillah magistrate appears to have raised objections to the mode in use by the Western court of circuit during its sessions, in remanding prisoners to jail, releasing parties and witnesses from their recognizances and other incidental matters - by communications designated in his return of the 13th. Penultimo, "official memoranda."

The Court, on a review of the papers submitted by the Judge to shew the nature of the official memoranda, suppressing the mode of communication in question, are of opinion that it is admirably calculated for the prevention of irregularity in the occasional which it is stated to be used, and, so far from deeming it in any shape liable to objection, the practice of the court of circuit in this respect meets their entire approbation.

With respect to the scruples alledged by the magistrate to "full and blue erection" of certain warrants, referred to in his return, suppressing the Court have only to observe that if the warrants for temporary imprisonment, issued by the court of circuit, except the date at which the imprisonment is to commence, and that at which it is to determine, nothing further can be required by the magistrate to enable him to cause execution thereof. It then becomes his duty to detain the convicts in his custody for the specified period, and no longer.

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And concerning the objection alledged - proposed as the conveyance of him not being "furnished with warrants for the prescribed period, - of preparing for transmission to the Court, certain reports required by sections XXIX and XXX, regulation VI of 1802, the Court have already by extract from their proceedings of the 18th Penultimo on the magistrate's reference of the 7th preceding, instructed him, in relation to section XXX, that the period of twenty days therein fixed, is to commence "after the judges have "finished the business of the circuit at the several stations; and that the business of the circuit cannot be considered to have been finished at any station, until the sentence shall

shall have been passed upon all
prisoners in matters on which
sentence is directed to be passed
by the Judge on circuit. — and
should the materials for the report
of prisoners on whom sentence has
been passed, and that of prisoners
tried and whose cases have been
referred, &c.," not be furnished the
magistrate by the Judge of circuit
within the period limited for their
despatch to the Presidency, [illegible]
it will be the duty of the magistrate
to dispatch [illegible] from his station
so as to arrive at Madras by the
twentieth of the ensuing month"
accompanied by [illegible] explanation
that may appear to him necessary
to clear himself from blame.

The first Judge having so
directed the attention of the Court
to that part of the magistrates re-
turn of the 13th Penultimo, wherein
he regards an assertion respecting
the warrant in Pollen case No 39
which in his return of the 27th Penul-
timo is admitted to be totally
unfounded, the explanation
[illegible] notwithstanding given being [illegible] that he was misled to
[illegible] especially as to the circumstances
of the case, also the mistake by the wording of the
[illegible] other warrants referred to in his
[illegible] by [illegible]
[illegible] the Court are called upon to accept
[illegible] as requested on the ground

expressed by the first Judge that it
behoved the magistrate to have
taken pains to inform himself of
the fact, before he brought forward
the charge of irregularity, and the
Court have to remind the magistrate
that the judicial character is best
supported, not by hasty assumption,
but by patient investigation, and
an anxious endeavour on all
occasions to elicit the truth.

Ordered that a copy of these
proceedings be sent to the first judge
in the Western division — to be by him
communicated for the information
of the magistrate of the Zillah of North
Arcot.

Sent following letter

To the 1st Judge in the Western (Mercantile D)
Division

At a Court of the Peace Eddalee

Friday Feby 8th 1811. Present

James Henry Casamaijor, Esq Chief Judge
Andrew Scott Esq
John Read, Esqr
Edward Jos. Greenway, Esq
} Prince Judges

Read letter, dated the 6th Inst. from the Secretary to the Government in the judicial department, stating that the Honorable the Governor in Council is pleased to authorize the magistrate in the zilla of Nellore to offer a pardon, on the conditions recited in the Court's proceedings of the 22d Ultimo, for the purpose therein mentioned.

From the Judicial Secretary to Government, to the Magistrate of Nellore, to offer a pardon for the purpose of discovering the perpetrators of an assault on his zillah

(Here enter N. 62)

The Court direct that copy of the above letter, with extract from the proceedings of the 22d Ultimo & extract of these proceedings, be transmitted for the information of the zilla magistrate

Sent following letter

(Here enter A)

To the Magistrate of Nellore.

The Court direct that a general abstract statement of the criminal trials, on which sentence has been passed between the 1st of January and the 31st of December 1810, be transmitted to the Secretary to the Government in the judicial department for the purpose of being laid

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Nos 400 - 437 - and 491 of 1810

laid before the Honorable the Governor in Council; and that copies of the reports received from the pidgers, who were on circuit in the first respians of the last year, be at the same time sent up to Government, as desired by Mr. Secretary Gahagan's letter of the 23d October last.

Sent following letter with copies of reports (Nos 408 - 437 - & 491 of 1810) (Here enter)

To the Judicial Secretary to Government.

Read return from the acting magistrate in the zilla of Verdachelum to the Court's precept of the 31st ultimo - calling for the papers referred to in the magistrate's letter of 2d January 1810, complaining of Pennal Naick, Dis[illegible] of Calcoorchy.

From the Acting Magistrate of Verdachelum returning the papers regarding the suspension of Pennal Naick, Durogha of Calcoorchy (Here enter No. 53.)

Read letter, dated the 1st instant, from the third judge in the Northern division - reporting that the magistrate of Masulipatam has been ordered to have his calendar ready for the respian of quarterly jail delivery, on the 11th Instant.

From the 3d Judge Northern division reporting having ordered the Magistrate of Masulipatam to have his calendar ready on the 11th (Here enter No. 54.)

Read letter, dated the 4th Ultimo from the magistrate in the zilla of Salem - reporting that a person named Geer[illegible] had been attacked [illegible]

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of the 27th preceding, and wounded to severely as to render his recovery doubtful; and adding that he had "offered a reward of rupees two hundred "(200) and a pardon to any person, not the "two persons who gave the wounds or the "person or persons who may have instigated the two said unknown persons to "commit the act, to any person or persons who "will make such a discovery, that the "principals may be convicted before "the court of circuit."

From the Magistrate of Salem reporting having offered a reward & pardon to discover the perpetrators of the late violent assault & murder (Here enter No. 50.)

The magistrate seems to have been aware that section XX, regulation VIII of 1802, at the least "may require" that the authority to make such offer should proceed from the Government, but hopes a departure from "the strict rule will be dispensed with.

The Court holding it to be equally desirable and important that deviations from established rules should be at all times avoided, would willingly have dispensed with the magistrate's departure from "the strict rule" in the instance reported.

But the Court cannot possibly recommend the Honorable the Governor in Council to sanction the magistrate's proceeding, as much because the offer of pardon, which he has taken upon himself to publish, compiled, as it is, with the offer of a pecuniary

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=nicary reward, cannot under the Mahommedan Law be of any effect for the purpose intended, that is to say, the conviction of the principal as because, with this instance before them of total disregard of a positive rule, specifically prescribing the punishment made in such case to be inflicted, and of course allowing no other proceedure than that which it establishes the Court are under the necessity of reminding the fitta magistrate that the duties of his office are to be perform=ed, "conformably to the regulations that have been or may be prepared by the Governor in Council", and of cautioning him to abstain from future irregular exertions of authority.

Ordered that the magistrate do immediately recall the offers stated to have been made by him.

And the Court will be prepared to receive any application, which he may deem it expedient to make for authority under the provision of section XX and XXI, regulation VIII of 1802, [illegible] to tender an offer of pardon on the condition therein specified; or for authority to offer a reward, if it should appear that an accomplice may lead to the discovery and apprehension of the principals, or to the discovery of facts & circumstances which may assist in their conviction.

If any person shall have availed

2 - 7 ll

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availed himself of the magistrate's offer, the Court will expect a communication thereof, in order that they may take into consideration the means of relieving such person from the effect of any confession of guilt, which he may have been induced to make.

Ordered that a extract of these proceedings be sent to the magistrate in the fitta of Salem.

Last following letter

To the Magistrate of Salem (Peruentur C.)

Read again letter, dated the 26th April, 1810, from the judge then on circuit in the Western division=

=closing copy of the calendar of prisoners committed, or held to bail, for trial by the magistrate of the fitta of Canara.

From the Judge on circuit Western division transmits copy of the Canara calendar; and solicits instructions on two points of reference. (Peruentur No. 215 of 1810.)

The judge submits to the consideration of the Court two points arising out of his proceedings in certain cases included in the calendar; 1st Whether three prisoners, who had been tried, convicted and severally sentenced, on a charge of house breaking and robbery, at the preceding session of the court of circuit, were liable to be tried on a similar charge preferred against them; - 2d Whether the sentence of Death passed upon a

prisoner in one of four separate
cases on the calendar, in each of
which he is charged with burgla-
and theft, in to be considered an
adequate punishment for the of-
fences, of which he is stated to have
been convicted in two others of the
cases.

Read also Extended and the 7
October, 1810, from the Justices
then on circuit in the Western dis-
-trict, submitting a question co-
-ncerning the liability of a prisoner, w
has been convicted of robbery and
sentenced to hard labour for
any similar offence
which he may be afterwards charged.

(Remanded No 553 of 1810)

1 The Court direct that the
court of circuit be instructed that
a prisoner, who has been tried and
convicted of robbery, and received
a judgment of the specific penalty
cannot be tried on another charge
subsequently brought against him,
for an offence in all respects the
same, committed antecedently to
his trial and conviction.

2 But if the robbery, subse-
-quently charged against him,
were attended with homicide,

or other act of aggravation rendering
it a greater punishment than
that which he may have been sen-
-tenced to suffer; or if the charge
be for murder; or if for robbery only,
and the case already tried not hav-
-ing been fully proved, the Justices
may have declared the prisoner liable
only
to discretionary punishment, the
measure of which, in consideration
of circumstances altering the nature
and diminishing the criminality of
the offence, may have been fixed by
the court below the specific penalty
in either of these cases such prisoner
must be brought to trial on the
former charge; and if the latter
charge be proved, the punishment
pronounced against him on the
former trial will be lost in that,
which necessarily follows conviction
of the greater offence.

3 It is perhaps scarcely requisite
to add that although in cases of
robbery, offenders are not liable
to be tried on a second charge, as
before explained, yet nothing
will prevent the court of circuit
from directing restitution of the
stolen property to the lawful owner.

4 Concerning the second point
of reference whether the sentence
award

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awarded against a person convicted of four separate cases on the same calendar, all of which are deemed to be similarly circumstanced - it be considered an adequate punishment for the offences, of which he may be convicted in any of the other cases the Court have to observe that on such occasions the Practice of this Court has been to observe that no more than one of the separate cases on the calendar shall have been gone through and that then his sentence should be demanded, not on any one, but on the whole, of the proceedings held against the prisoner.

The Court have further to observe, that if the crime, of which the prisoner may be accused, be of the nature of those mentioned in section IV, regulation XV of 1803 - made and provided for cases of repetition and cited in the latter part of clause second the proceedings of the court of circuit would of necessity be referable for the sentence of this Court.

Ordered that certified copies of these proceedings be sent to the court of circuit for the Western division.

Court postponing Precept

To the Judge on Circuit for the Western division (Precedent D)

Friday February 15th 1811.

At a Court of the Recorder Adalat

Present

James Henry Cavanaugh, Esq. Chief Judge
Andrew Scott, Esq
John Read, Esq
Edward Cha[illegible] Greening, Esq

} Puisne Judges

The Court not having yet received the report, prescribed in section XXXVII, regulation VII of 1802, from the judge, who was on circuit in the Western division in the first instance of 1810. -

Ordered that a precept be issued to the judge, requiring immediate transmission of the report in question, and an explanation of the circumstances that may have prevented a timely observance of the rule contained in the section referred to.

Court postponing precept

To John Jones Esqr. 2d Judge in the Western Division.

(Precedent A)

dated the — instant,

Read letter from the register to the court of circuit in the Southern division forwarding by direction of the court the oath of Mr. C. H. Piggin[illegible], appointed their register

From the Court of Circuit Southern division with the oaths of offices taken by their register

(Precedent No 66)

Ordered that the enclosed oaths be returned to the court of circuit in the Southern division, in order

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awarded against a person convicted of four separate cases on the same calendar, all of which are deemed to be similarly circumstanced - it be considered an adequate punishment for the offences, of which he may be convicted in any of the other cases the Court have to observe that on occasions the Mahommedan law officers should not be required to declare to what punishment the prisoner convicted may be liable, until the trial of all the separate cases on the calendar shall have been gone through and that then his fortune should be demanded, not on any one, but on the whole, of the proceedings held against the prisoner. -

The Court have further to direct, that if the crime, of which the prisoner may be accused, be of the nature of those mentioned in section IV, regulation XV of 1803 - under the provision for cases of repetition contained in the latter part of clause second of the proceedings of the court of circuit would of necessity be referable for the sentence of this Court.

Ordered that extract of these proceedings be sent to the court of circuit for the Western division.

Court following letter (Vide entry D)

To the Judge on circuit for the Western division

Friday February 15th 1811.

Fort William

At a Court of the Foujdaree Adaulut

Present

James Perry Carnac Esqr Chief Judge
Andrew Scott Esqr
John Read Esqr
Edward Cliff Gooding Esqr
} Puisne Judges

The Court not having yet received the report, prescribed in section XXXVII, regulation VIII of 1802, from the Judge, who was on circuit in the Western division in the first session of 1810. -

Ordered that a precept be issued to the Judge, requiring him to dilate to the Court upon the report in question, and on explanation of the circumstances that may have prevented its timely observance of the rule contained in the section referred to.

Court following precept

To John Innes Esqr 2d Judge in the Western Division.

(Vide entry A)

dated the — Instant

Read letter from the Register to the court of circuit in the Southern division forwarding by direction of the court the oath of office taken by Mr. C. H. Higginson, appointed their register

From the Court of circuit Southern division with the oath of office taken by their register

(Vide entry No 68)

Ordered that the same be returned to the court of circuit in the Southern division, in order

Fiji

Extract of the Proceedings of the Provincial Court of Lau

Monday
February 18th 1811 —

Present

Andrew Scott, Esq^r
John Read, Esq^r
Edward Croft Greenway, Esq^r
} Principal Officers.

Read letter, dated the 21st
November last, from the first Judge in
the Northern division - referring his
proceedings in case No 6 of the file
of Complaints in the 2d Sessions of 1810.

From the Judge on Circuit in the Northern division refers his proceedings in case No 6 on the Complaints calendar.

(Vide entry No 6 Complaints of 1810 —)

The Court having maturely considered the proceedings of the Judge on circuit, the opinion of the Provincial Law officers, and the opinion of the Cagee col coogal and principal Mooatas of the Fanfanua Lidakut, are pleased to confirm the said opinion of the Cagee col coogal and Mooatas aforesaid; and order the dilcation allowed by the sentence of Bokoolut pronounced against the prisoner Yetuallpoony Bygaughee, to adjudge him the prisoner Yetuallpoony Bygaughee aforesaid, to be imprisoned and transported to Prince of Wales' island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of his natural life

Sent for Corning & Otis

(Vide entry No A)

To the 1st Judge in the Northern division.

Read

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that the date of the day, upon which it was taken may be inserted therein as also the place in which it was administered by the third judge, before whom it was to appear — although it is not so certified to have been sworn.

Ordered that extract of the proceedings be sent to the Southern circuit.

Sent following letter (Peon entn B)

To the Court of circuit for the Southern division.

Read letter, dated the 13th ultimo, from the magistrate of Cottacoman forwarding his reports of prisoners for December (Peon entn No 68)

From the Magistrate of Cambacoonum with reports of prisoners for December.

Read return from the acting magistrate in the zilla of Verdachalum to the Court's precept of the 9th ultimo authorizing & directing him to proclaim the robbers Adumkan, and to offer a reward of Rs. 200 — for his apprehension (Peon entn No 69)

From the Acting Magistrate of Verdachalum returning the precepts directing them to proclaim the robbers Adumkan.

Read return from the judge in the Southern division to the Court's precept of the 9th ultimo directing him to inform the magistrate of Paroor to report from time to time on the state of mind of

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the prisoner Mootoo Comaren, alias Kistnon — in case No 8 of this gilla, 2d Sessions 1810.

From the 1st Judge Southern division returning the precept directing him to instruct the Magistrate of Paroor to report on the state of mind of the prisoner Mootoo Comaren. (Peon entn No 70)

Read letter, dated the 31st ultimo, from the second judge in the Western division — submitting at the request of the magistrate of the zilla of North Malabar, copy of a correspondence held with that officer, concerning the dating of his quarterly calendars.

From the 2d Judge in the Western division with copy of correspondence held with the Acting Magistrate of North Malabar regarding the dating of his quarterly calendars. (Peon entn No 65)

Ordered that the Court would consider it the (Point would consider it) duty to notice the above reference, but that it appears from the papers that it appears that it appears that it appears

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Read return from the first judge in the Southern division to the Court's precept of 14 November 1810 - commanding the revision of his proceedings in case No 2 of the Zilla of Trichinopoly, 2d Sept 1810. (Peruntu No 665 of 1810 -

From the Judge on Circuit in the Southern division returning to precept returning trial No 2 of Trichinopoly for reconsideration.

Read a private letter dated the 4th August last from the 1st Judge in the Southern division - referring his proceedings in case No 2 of the Zilla of Trichinopoly, 2d Sept 1810. (Peruntu No 305 1811

From the Judge on circuit in the Southern division respecting his proceedings in case No 2 of the Zillas of Trichinopoly

The Court having duly weighed the proceedings of the court of circuit the futwa of the provincial law officer, and the futwa of the Cazee ool Coozzat and Mooftee of the Fuojdaree Adalut, are pleased to adjudge the prisoners Vreenachy Soondrompillay - Carroopenaw Pathanatampaidayan - Yengayen - Chinnoo - and Cnaalapen to be released on furnishing security for their future good behaviour and appearance when required for three years.

Let following letter (Peruntu B.)

To the 1st Judge in the Southern Division

Read return from the third judge in the Northern division to the Court's precept of the 6th April 1810 - calling for the record of the proceedings in case No 8 on the calendar for the Zilla of Masulipatam in the 1st Session of 1810 - "Battepole Narrondy versus Pedrange Vencata Goonda Rao and his servant Pempala Iyanon - and Shaik Emam and Mahomed Adam"

From the 3d Judge in the Northern division on circuit returning proceedings in case No 8 on the Masulipatam calendar.

(Peruntu No 575 of 1810 -

The prisoners were acquitted of the charge by the futwa of the Provincial Law officer, and released by order of the judge on circuit.

The futwa delivered in the case by the Cazee ool Coozzat and principal Mooftee of the Fuojdaree Adalut, having also declared that the prisoners are not convicted of any crime, further proceedings therein are unnecessary

Read return from the first judge in the Southern division to the Court's precept of the 21st August 1810 - calling for the record of the proceedings in case No 10 on the calendar for the Zilla of Combaconum, 2d Sept 1810. "Coopayee, wife, Veerapen and one other, for the murder of the prosecutor's husband"

From the Judge on circuit in the Southern division returning to precept for this proceedings in case No 10 on the Combaconum calendar.

(Peruntu No 629 of 1810 -

Under the pronounced by the officer of the futwa of Oo Adalut against Veerapen, Thammyroo Pallany and Oo Adalut is of opinion

against Canoopen an Pr. — Vadoiganada — Nangamaatten — Eroolagee — Nellagee — Parvally — and Ammanna the three former were sentenced by the Judge on circuit to be imprisoned with hard labor for 6 years, and to be publicly whipped; — Canoopen Vadoiganaden & Nangamaatten to be imprisoned with hard labor for five years, and publicly whipped; — and Arooloagee, Nellagee, Parvally & Ammanna to be imprisoned with hard labor for 3 months, and then to be released.

The futwa delivered in this case by the Cazee, adl. coojezat and Mouftee declared them all liable to Arrood= =ment of the murder of Coopen, but the Court consider it unnecessary to hold further proceedings thereon.

Read return from the second Judge in the Western division to the Court's precept of 22d October 1810 — returning the record of case No 33 of the Jillea of South Malabar in the Adawlut's Sessions of 1810, for further and more precise information regarding the date of the murder, with which the prisoner was charged.

(Received No 662 of 1810 —)

From the 2d Judge in the Western division — returning the records in case No 33 of the Jilla of South Malabar for revision.

G.W.S.

Read again the

2 — F. ll.

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the 8th August, 1810, from the Second Judge in the Western division referring his proceedings in case No 33 of the Jillea of South Malabar, 1st Sept. 1810.

From the 2d Judge in the Western division in case No 33 South Malabar calendar 1st Sessions 1810.

(Received No 398 of 1810.)

The Court having duly weighed the proceedings of the Court of circuit, the futwa of the provincial law officer, and the futwa of the Cazee adl. coojezat and mouftee of the Tanjore Adalut, are pleased to confirm the said futwas of the Cazee adl coojezat and mouftee aforesaid; and do sentence the prisoner Porankaddanata Koroo= =nen Nayr to suffer death by being hanged at the usual time and place of execution.

The futwa delivered by the Cazee adl coojezat and mouftees in this case not claiming adjudication to the Court in the adjudication of punishment, they have fulfilled their duty in passing a sentence of death upon the prisoner Porankaddanata Koroo Nayr. But on consideration of the circumstances of the case, as reported in the accompanying letter from the judge, who presided at the trial, the Court, being of opinion that there are sufficient grounds for mitigating the prescribed punish= =ment

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=ment, have resolved to respite
the execution of the sentence, and
to submit the case to the Honorable
the Governor in Council, with their
recommendation that the prisoner
of death may be commuted for im=
=prisonment and transportation to
Prince of Wales' Island, there to be
kept to hard labor in irons, on the
public roads or other public works
for and during the space of his natu=
=ral life.

Ordered that extract of
these proceedings, together with
the records of trial No. 33, and the
judge's letter, be transmitted to the
Secretary to the Government in the
political department, with the re=
=quest of the Court that the same may
be submitted to the consideration
of the Honorable the Governor in Council.

Sent following letter
To the Judicial Secretary to Government (Records C.)

Read remarks of the
Cazee and Moofties
on the petition delivered by Mr.
Sullivan, Bukshi, in case No. 5 of
the zillah of Chingleput, 2d Report
of 1810.

Remarks of the Cazee and Moofties of the Foujdaree Adawlut on the petition delivered by Mr. Sullivan Bukshi, in case No. 5 of the zillah of Chingleput, 2d Reference of 1810.

(Here write remarks)

The erroneous views taken by the acting Cazee and Moofty regarding the evidence
of the Magistrate of Chingleput, form an

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the prisoners in the above case, as also
his misapplication throughout of the
law to the facts as found by him to
be established, are noticed and
exposed with sufficient perspicuity
in the statement submitted by the
Cazee and Moofties and render
further comment from the
Court unnecessary. But it appearing to the Court
requisite
to be proper that the Moofty should
be advised of his errors, and admon=
=nished for his future guidance, in
case he should again be called
upon to officiate in the capacity
of Law officer to the Court of Circuit.—

Ordered that copy and
translate of the statement before
them, be transmitted to the judge
who presided at the trial, to be by
him forwarded to the Magistrate
of the zilla, to which Subordinate Bukshi
is attached — with instructions to
communicate the same to the Moof=
=tee, and to admonish him accord=
=ingly.

Ordered that extract of
these proceedings be sent to the
second Judge in the Centre division.

Sent following letter
To the 2d Judge in the Centre division. (Records D.)

At a Court of the Fiscal Office Calcutta

Tuesday
February 19. 1811. Present

The Hon.ble Henry Cavanagh Esq.r Chief Judge.
" Andrew Scott Esq.r
" John Read, Esq.r Puisne Judges.
" Edward Ormsby Esq.r

Read letter dated the 8.th Inst.
from the magistrate in the Zillah of
Chittoor - enclosing the declaration of
Shekh Dudoo, confirmed by parwana
under the authority of the Honorable the
Governor in Council, dated the 4.th Inst.
ultimo, together with two declarations
given by a boy, named Venoogopaloo, who
is stated to have been brought in by the
Peons sent to furnish information in
reference to the discovery, apprehen-
sion and conviction of concealed
treasure and treasure-guns.

From the Magistrate of the Zillah of Chittoor enclosing the declarations of Shekh Dudoo

(Per parwana Execution No. 77.)

The Court desired that their appro-
bation generally of the magistrate's
proceedings, as reported be communicat-
ed for his information.

And the Court considering it unne-
cessary for the present to take other
notice of the letter before them than to
express a hope that the success of this in-
vestigation may not be retarded by any further proceedings, may not
be affected by the mention therein made
of the measures which he has it in con-
templation to pursue.

Ordered that a extract of these

At a Court of the Fiscal of Divi Cudalore

Tuesday 14th February 1811.

Present

James Harvey Cavanaugh Esqr — Chief Judge.
Andrew Scott Esqr — Puisne Judges.
John Read Esqr
Edward Croft Greening Esqr

Read letter dated the 8th Inst. from the Magistrate in the Zillah of Chittoor — enclosing the declaration of Shaik Mudar, recidents of Chittoor under the authority of the Honorable the Governor in Council, dated the 6th Instant, together with the declaration of Govinda Cuppa boy, named Govinoga boy who is stated to have been brought in by the Shaik Mudar, and who appears to have furnished information of much consequence in view to the discovery, apprehension and conviction of several Chanseegars.

Ordered that the Zillah of Chittoor be informed thereof. (Vide Consultation No. 77.)

From the Magistrate of the Zillah of Chittoor enclosing the declarations of Shaik Mudar

The Court desired that their application generally of the magistrate proceedings as reported be communicated for their information.

And the Court considers it unnecessary for the present to take other notice of the letter before them than to express a hope that the success of this investigation may not be affected by the mention therein made of the measures which he has it in contemplation to pursue.

Ordered that extract of the

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proceeding be sent for the Magistrate
information.

Sent following letter
(Per entn A.)

To the Magistrate of Chittoor

Read letter, dated the 13th
instant, from the first pridge in the
Southern division - acknowledging
the receipt of extract from the Court's
proceedings, dated the 10th Ponlthino,
in case No. 11 of the file of Cadachee-
tum, which were conveyed to him
by a precept bearing the same date.
(Per entn No. 84.)

From the 1st Judge on the Southern division with further depositions and documents in the case of Mallyalla Pedachetums & Sepoys No 10

The regular & only mode of
return to a precept being by endorse-
-ment thereupon, stating the mode
in which it has been executed, or
in case it may not have been executed:-
Ordered that the above
letter & its accompaniments be returned
-ed to the first pridge.

Sent following letter
(Per entn B.)

To the 1st Judge on the Southern division

Read letter, dated the 4th
instant, from the magistrate in the
file of Cuddapa - requesting au-
-thority to proclaim two persons,
named Poolegaloo & Venkatrau-
-doo, the chiefs or principals of a
gang of robbers, by whom several
robberies are stated to have been
committed in the Edala & Pinguni
Pauj ghauts, and to offer rewards

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of twenty Pags. for the apprehension of
either of them; and further to proclaim,
and offer rewards of ten pagodas
each for the apprehension of, Narva-
-galoo, Chinnoogaloo and
Papadoo, three others of the gang.
(Per entn No. 79.)

From the Magistrate of Cuddapa requests authority to proclaim the robbers Poolegaloo, Venkatrau-doo and three others.

Read also another letter of the
same date, from the magistrate of Cud-
-dapa - requesting authority to pro-
-claim Cheenoogaloo, a notorious
robber, who is further charged with the
murder of a Tahsildar, who had arrested
him upon a criminal process, and to
offer a reward of thirty pagodas for
his apprehension.
(Per entn No. 80)

From the Magistrate of Cuddapa requests authority to proclaim the Robber Cheenoogaloo

And another letter of the same
date - wherein the magistrate requests
authority to proclaim a noted chief
of robbers among the Lumbanis and
Budrukel hills, named Swagiam
Narreegal, offering a reward of star
pagodas 50. for his apprehension, and also
son Lingadoo, offering a reward for his
apprehension of thirty pagodas.
(Per entn No. 81)

From the Magistrate of Cuddapa requests authority to proclaim Swagiam Narreegal and Lingadoo

And another letter, dated
as the former - wherein the magistrate
requests authority to proclaim, and
offer a reward of thirty pagodas for
the apprehension of, Goorooma Nail
represented to be "a most notorious
chieftain of robbers," who frequent

19th February 1811

the country, forming the Coudidary of the district of Oopand in Zilla Cuddapa, and of the district of Pulnad in Zilla Masulipatam, to the prevention & obstruction of merchants travelling from one country to the other and to Hydraabad.

And in this letter the magistrate further requests authority to apprehend Boocheegaloo, Annegandoo, Lutchemmin Naik, Madaga Venkutasamagaloo and Goorooroodoo, for the purpose of Goorooroo Naik's gang, and to offer a reward of fifteen pagodas each for their apprehension.

From the Magistrate of Cuddapa requesting authority to proclaim the chief robber Goorooroodoo Naik, and 5 others of the gang

(Enclosure No 82)

Ordered that the Register do lay before the Board an account appearing to him due consideration of the circumstances stated in the letter before them, that it is expedient to have recourse to the measures prescribed in regulation XIII of 1809, for the apprehension of the persons therein described, and for their punishment severally in case they shall not appear, or be apprehended within the period of two months from the date of the proclamations:—

Resolved that the Zilla magistrate be by precept authorized and directed to issue proclamations according to the form recited in section III, regulation XIII of 1809; to be affixed and published in

2 — 7 11

February 19. 1811.

in the manner therein specified — offering rewards for the apprehension of the several persons mentioned hereunder proposed by the Zillah magistrate, to the parties proclaimed against the parties proclaimed described by sections V. VI and VII of the regulation referred to, viz.t

Paolegaloo	Pags. 20 —
Venketaundoo	20 —
Annegaloo	10 —
Chinnoogaloo	10 —
Papaloo	10 —
Narroogaloo	30 —
Singum Annegal.	50 —
Lingaloo	30 —
Goorooroo Naik	30 —
Boocheegaloo	15 —
Annegandoo	15 —
Lutchemmu Naik	15 —
Madaga Venkutramagaloo	15 —
Goorooroodoo	15 —

Sent following precept

(Enclosure)

To the Magistrate of Cuddapah

Ordered that notice be given to the Civil Auditor that the Court have this day authorized the Magistrate in the Zillah of Cuddapa to offer the rewards above stated for the purposes described in a foregoing

Sent following letter

(Enclosure D)

To the Civil Auditor

Rec

19th February 1811

the country, forming the boundary of the district of Oopad in Gilla Cuddapa, and of the district of Pulnad in Zilla Masulipatam, to the great terror & obstruction of merchants travelling from one country to the other and to Hydrabad.

And in this letter the magistrate further requests authority to proclaim Boocheegaloo, Annecganloo, Lutchemin Naik, Madaga Venkutaria-nagaloo and Goorooswadoo, five of Goorooma Naik's gang, and to offer a reward of fifteen pagodas each for their apprehension.

From the Magistrate of Cuddapah requesting authority to proclaim the chief robber Goorooswadoo Naik, and 5 others of the gang

(Enclosure No 82)

It appearing to the Court, on due consideration of the circumstances stated in the letter before them, that it is expedient to have recourse to the manner prescribed in regulation XIII of 1809, for the apprehension of the persons therein described, and for their punishment severally in case they shall not appear, or be apprehended within the period of two months from the date of the proclamations:—

Resolved that the Zilla magistrate be by precept authorized and directed to issue proclamations according to the form recited in section III, regulation XIII of 1809; to be affixed and published in

2 F 11

February 19. 1811.

in the manner therein specified - offering the reward specified in the proclamation for the apprehension of the several persons mentioned therein respectively by the warrants below mentioned, and that the magistrate's further proceedings against the parties proclaimed be guided by sections V. VI and VII of the regulation referred to - viz.

Paolegaloo	Pags. 20—
Venketaundoo	20—
Ranneegaloo	10—
Chinnoogaloo	10—
Papaloo	10—
Ranneegaloo	30—
Goorooma Naik	50—
Sangum Ranneegaloo	30—
Lingaloo	30—
Boocheegaloo	15—
Annecganloo	15—
Lutchemu Naik	15—
Madaga Venkutranagaloo	15—
Goorooswadoo	15—

Sent following precept

To the Magistrate of Cuddapah

(Enclosure)

Ordered that notice be given to the Civil Auditor that the Court have this day authorized the magistrate in the Zilla of Cuddapah to offer the rewards above stated for the five persons described as aforegoing

Sent following letter

To the Civil Auditor

(Enclosure D)

Rec

19th February 1811

Read letter, dated the 13th Instant, from the secretary to the Government in the judicial department, communicating the desire of the Honorable the Governor in Council to receive the reports made by the judges on circuit pursuant to the provisions of section XXXVII, regulation VII 1802

From the Judicial Secretary to Government desires the reports of the judges on circuit may be sent up.

(Pre cuntu No 71)

The reports received from the judges, who were on circuit in the centre, northern and southern divisions during the first sessions of the last year, were submitted to Government under date the 8th Instant. — The report of the judge, who was on circuit in the Western division not having been sent up, he has been called upon to furnish it by precept dated the 12th Instant.

Read the following letters, with reports of prisoners, for the last month, from the zillas of Tinnivelly, Malabar, Canara & Verdachellum

From the Mag[te] of Tinnivelly, with reports of Prisoners for January
From the D[o] of Tritchinopoly D[o]
From the D[o] of Canara D[o]
From the Jt M[r] of Verdachellum D[o] D[o] D[o]

(Pre cuntu Nos 72, 74, 75 & 83)

Read letter, dated the 16th Instant, from the assistant magistrate in the zilla of Tritchinopoly, with a report of prisoner confined under sentence of transportation

From the Asst & Mag[te] of Tritchinopoly with report of prisoners convicted under sentence

(Pre cuntu No 73)

Read letter, dated the 11th Instant, from the register to the

19th February 1811

Provincial court in the Western division, acknowledging the receipt of extract from the Court's proceedings of the 25th ultimo; and enclosing copy of a letter to the address of the judge & magistrate of the zilla of North Malabar, wherein he is informed that the court of quarter sessions & jail delivery will be postponed, in consequence of the want of accommodation in the room at present occupied by the court of appeal, hold its sessions in the zilla court until the new Provincial court house shall be finished.

From the 2d Judge Western Division with copy of a letter to the Mag[te] in North Malabar, concerning the postponement of quarter sessions & jail delivery

(Pre cuntu No 76.)

The Court are not aware of any objection to the arrangement recommended in the letter before them.

Ordered that extract of these proceedings be sent for the information of the court of quarterly jail delivery in the Western division.

Sent following clearing letter

To the Court of quarterly jail delivery for the Western Division.

(Pre cuntu E)

Read return from the magistrate in the zilla of Darapooram to the Court's precept of the 7th Ultimo, commanding him to send the convict Nanjoly of Godaloor to Bellary

From the Mag[te] of Darapooram returns the convict Nanchy to whom the precept of the 7th Ultimo was sent to be sent to the Navy

(Pre cuntu No 78)

Fell.

At a Sessions of the Peace for the Colaba

Wednesday
February 20th 1811.

Present

Andrew Scott Esqr
John Reid, Esq
Edward Croft Greenway, Esqr

} Puisne Judges.

Read letter, dated the 19th
Instant, from the first judge in the
Western division, referring for the
consideration of the additional
Sessions in case No 4 on the additional
calendar for the Zillah of Canara, 2d Sessions
1811 Prisoner, Yesoo — Charge, murder
(From the 1st Judge in the Western Division respecting the proceedings in case No 4 additional calendar Zillah Canara)

(Here enter No 3)

The Court having duly weighed
the proceedings of the court of circuit,
and the future of the Cazee ool Coozat
and moofties of the Fuujdaree Colabah,
are pleased to confirm the said future
of the Cazee ool coozzat and moofties
aforesaid, and do sentence the prisoner
Yesoo to suffer death by being hanged
at the usual time and place of exe-
cution

Sent following letter

(Here enter A)

To the First Judge in the Western Division.

Read letter, dated the 3d
November 1810, from the third judge
in the Centre division — referring the
proceedings in case No 2 of the Zilla
of Chittoor, 2d Sessions 1810 — Prisoner

30th February 1811. 1. Bada Saib – 2. Mohadeen – 3. Shaik Emam – 4. Shaik Eman – 5. Cadaregandoo – 6. Maneevanam – 7. Ally

Charge Highway robbery & murder

From the Judge on circuit to the Jaffna division refers his proceedings in case No. 2 of the Chithaw calendar.

(Execution No. 606 of 1810)

The Court having maturely considered the proceedings of the court of circuit, the future of the Provincial law officer, and the future of the Cazee adol coaziat and principal moofties of the Tribunal Udalut, are pleased to confirm the said future of the Cazee adol coaziat and moofties aforesaid, and under the discretion allowed by the sentence of tazeer pronounced against the 6th prisoner Shaik Eman, and the operation of clause first, section IV. regulation XV of 1803, do adjudge him the prisoner Shaik Eman aforesaid to suffer death by being hanged at the usual time and place of execution.

And under the discretion allowed by the sentence of Cadaregandoo pronounced against the 6th prisoner Maneevanam, and by the sentence of tazeer pronounced against the 7th prisoner Ally, the Court do adjudge the prisoners Maneevanam and Ally aforesaid, to be imprisoned and transported to Prince of Wales' island, there to be kept

*And the operation of clause second of the section of clause referred to

20th February 1811

to hard labor in irons on the public roads or other public works for and during the space of their natural lives respectively.

And the Court direct the sentence of the prisoners Bada Saib – Mohadeen – Shaik Emam – and Cadaregandoo – on finding sufficient security for their future good behaviour and appearance when required for and during the space of five years.

(Execution B.)

To the Third Judge. on the Jaffna division

It appearing to the Court from the 12th paragraph of the letter, which accompanies the preceding trial, that Ramien, the 6th witness for the prosecution, whose evidence is rejected by the Court as an accomplice in the murder of the Cazee adol coaziat and moofties of the Tribunal Udalut as inadmissible by reason of his ignorance of the person against whom he deposes – was considered by the judge, who presided at the trial, to have acted only in pointing out the 6th prisoner instead of the 7th – the Court have to observe that no mention is made of such mistake in the record, nor does it appear from the record, that the circumstance was discovered by the court of circuit, or undertook, to point out the error

No. 2. Jaffna Chithaw – 2d Sept. 1810.

prisoners.

The Court having directed the attention of the third judge to this omission, are persuaded that further observation from them on the subject is not necessary to entire, in this future proceedings, on circuit, a full and circumstantial record of all such cases on trials held before him.

Ordered that extract of these proceedings be sent to the third judge in the centre division.

Sent following letter

To the third Judge in the centre division. (Here enter C.)

Read letter dated the 11th ultimo from the first judge in the Western division - reporting his proceedings in case No. 4 of the Zillah of North Malabar, 2d Sepr 1810 - Prisoners, Jean Kandelah Kellan - 2. Nelliaden Coongan — Charge, Murder.

From the First Judge in the Western division reports his proceedings in case No. 4 of the Zillah North Malabar

(Here enter No. 35.)

The Court having duly weighed the proceedings of the trial of circuit, the future of the Provincial Law officer, and the future of the Cazee adl coorgal and moofties of the Fouzdaree Adalut, are pleased to confirm the said future of the Cazee adl coorgal & moofties aforesaid; and under the

E.V.I

direction allowed by the sentence of Do-hoabent pronounced against the prisoner Jean Kandelah Kellan do adjudge him the prisoner Jean Kandelah Kellan to be imprisoned and kept to hard labour in irons on the public roads and other public works for and during the space of five years.

And the Court direct the release of the prisoner Nelliaden Coongan on finding security for his good behaviour and appearance when required for three years.

E.V.I

Sent following letter

To the first Judge in the Western division (Here enter D.)

20th Feby 1811

Wednesday
February 27. 1811

Present

Andrew Scoble, Esqr
John Read, Esqr
Edward Capt Greenway, Esqr
} Puisne Judges

Read a letter, dated the 24th September 1810 from the Special Commission in the Northern division referring their proceedings in case No. 1 of the first calendar of state prisoners committed by the magistrate of Vizagapatam — Prisoner, Maka Pantoonee Deoo Pudmanaidoo Vizianagaram charge, sundry acts of rebellion committed in the district of Vizagapatam

(Vizagapatam No. 545 of 1810)

From the Special Commission in the Northern Circuit refer their proceedings in case No. 1 of the first calendar of state prisoners from Vizagapatam

The Court having maturely considered the proceedings of the Special Commission, the returns of the officiating law officers, and the returns of the Cazee and Coorgat and principal moofties of the Fouzdaree Adalut are pleased to confirm the said returns of the Cazee and Coorgat and moofties aforesaid; and under the sentence of Banishment pronounced against the prisoner Maka Pantoonee Deoo Pudmanaidoo Vizianagaram, do adjudge him the prisoner Maka

27th February 1811

Pantooree Deco Pudmapa ... to be imprisoned and kept to hard labor for and during the space of twelve months from the day of the date hereof, and then to be released on finding security for his good behaviour and appearance when required for two years.

Read letter dated the ... Pennlaine, from the Special Commission in the Northern division - referring the proceedings held before them in case No 2 of the first calendar of state prisoners committed by the Magistrate of Vizagapatam - Persons 1. Akoomookky Paypraz, 2. Akoomookky Paupiahraz, 3. Pennacota Sunnapy and 4. Servanty Letchanah.

(Annexure No. 6466 1810.)

From the Special Commission in the Northern division - refer their proceedings in case No 2 of the Calendar of Vizagapatam.

The Court having duly considered the proceedings of the Special Commission, the futwa of the Officiating Law officers, and the petition of the Cazee and Cazeejat and Moofties of the Fouzdaree Adawlut are pleased to confirm the futwa of the Cazee and Moofty aforesaid, and do adjudge the prisoners

27th February 1811

1. Akoomookky Paypraz - 2. Akoomookky Paupiahraz - 3. Pennacota Sunnapy - and 4. Servanty Letchanah to be released on finding security for their good behaviour and appearance when required for one year.

Under the rule contained in section V. regulation XX. of 1806, the Court direct that the whole record of the proceedings of the Special Commission in the aforegoing case, and upon the petition the final judgment thereupon, be transmitted to the Secretary to the Government in the Judicial department, with their request that the same may be submitted to the consideration of the Honorable the Governor in Council, in order that the Court may be favored with the orders of Government thereupon before they direct their sentences to be carried into execution.

Ordered that extract of these proceedings be sent to the Secretary Gahagan.

Sent following letter

G.G. To the Judicial Secretary to the Government. (Annexure A.)

At a Court of the Fiaydaree Adalut.

Friday
March 1st 1811. Present

Andrew Scott, Esqr
John Neale, Esqr
Edward Croft Greenway, Esq } Prisna Judges

Read the following letters,
with reports of prisoners, for the month
of January, from the Zillas of Salem,
Bellary, Chingulput, Cuddapa, Ma=
=zulipatam, Ganjam, Chittoor, &c=
=ringapatam and South Malabar.

From the Magistrates of Salem, Bellary, Chingulput, Cuddapa, Masulipatam, Ganjam, Chittoor, Seringapatam and South Malabar - with reports of the Prisoners for January. — Nos 85, 86, 88, 89, 90, 96, 97 and 99 —

Read reports of prisoners
confined under sentence of
Zillas of Nellore & South Malabar.

From the Magistrates of Nellore and South Malabar with reports of prisoners confined under sentences in the Zillas. — Nos 909 910

Read letter dated the 4th
Instant, from the magistrate in the
Zilla of Chingulput - enclosing a list
of convicts in the depôt for transport.

From the Magistrate of Chingulput with a list of convicts in the depôt for transportation. — No 91

Read letter dated the 4th
Instant, from the Secretary to Govern=
=ment in the judicial department -
communicating the observations of
the Honorable the Governor in Coun=
=cil on the circuit reports, which

1st March 1811

were sent up with the registers' letter of the 8th preceding.

(Annexure No. 87)

Ordered that the 2d paragraph of the above letter and extract from the 5th Consultation for the information respecting the Second Judge in the Centre division and of the Third Judge in the Southern division.

To the 2d Judge in the Centre Division.
To the 3d Do. Southern Do. sent following letter.

(Annexure A & B)

And the Court direct that the 3d paragraph of the above letter be transmitted to the Second Judge in the Northern division.

To the 2d Judge in the Northern Division sent following letter.

(Annexure C.)

The Court not having yet received the report prescribed by section XXXVII, regulation VII of 1802, from the Judge, who was on circuit in the Western division in the first quarter of 1810:—

Ordered that a precept be issued to the Judge, requiring the immediate transmission of the report in question, and an explanation of the circumstances that may have prevented timely observance of the rule contained in the section referred to.

To the Judge late on circuit in the Western Division. (Sent following precept:—D)

1st March 1811

Read the draft of a regulation for explaining and amending the existing rules of criminal procedure, and for defining in certain cases the powers and duties of the Zillah magistrates, and of their Assistants, and of the courts of circuit, and of the court of Foujdarry Adawlut.

(Annexure No. 4 marked)

The Court direct that the above draft be transmitted to the Secretary to the Government in the judicial department, for the purpose of being laid before the Honorable the Governor in Council.

And in submitting it to the consideration of the Honorable the Governor in Council, the Court beg leave to state that the draft has been prepared after regulation IX of 1807, passed by the Governor General in Council, on the 12th of May 1807 — with the exception of those clauses only, which contain rules for the guidance of police daroghas, tehseeldars and landholders vested with the charge of the police, or other police officers, giving them more extensive powers than had been granted by any pre existing regulation ~~[illegible]~~ — the provisions enacted by the former police regulation of

1st March 1811

of the Supreme Government not ha-
=ving yet been promulgated in
territories subordinate to that
Government, the immediate enfo-
=rcement of the further inter enacted
regulation IX of 1807 would appear
to be premature; and they are there-
=fore omitted in the draft, which
the Court have now the honor to sub-
=mit to the Honorable the Governor
in Council.

Ordered that extract of the
proceedings be sent to Mr Secretary
Gahagan.

To the Judicial & Secretary to Government

Sent following letter
(Recentn E.)

Read the following
letters, with reports of prisoners
for the month of January, from the
Zillas of Vizagapatam, Canara
South Malabar and Rajahmundry

From the Magistrates of Vizagapatam, Canara, South Malabar and Rajahmundry, with Reports of Prisoners for January

(see report in Nos 102, 103, 106 and 107 —

F. C.

At a Sessions of the Foujdaree Adawlut

Monday
March 4th 1811.

Present

Andrew Casamajor, Esqr
John Read, Esqr
Edward Hay Greenway, Esq

} Principal Judges

Read letter, dated the 1st December, 1810, from the third Judge in the Centre division — reporting his proceedings in cases Nos 33 and 34 of the Zillah of Chingulpet, 2d Sessions 1810 — Prisoner, Atchoo — Charge, capitally and wounding.

From the Judge on circuit on the Centre Division reports his proceedings in cases Nos 33 and 34 of the Zillah of Chingulpet

(Recentn No. C. 61 of 1810)

The Court having duly weighed the proceedings of the Court of Circuit, the futwa of the Provincial Law officer, and the futwa of the Cazee and Coorgut and Moofties of the Foujdaree Adawlut, are pleased to confirm the said futwas of the Cazee and Coorgut and Moofties aforesaid; and under the sentence of tazeer-i-khufeefu pronounced, against the prisoner Atchoo, do adjudge him the said prisoner Atchoo to receive thirty and nine stripes on the bare back with the corah, and thereafter to be imprisoned with hard labor on the public roads or other works, for and during the space of three years, at the expiration of which he will be released on finding security for his good

4th March 1811

20. 4 C.

behaviour and appearance to be required for twelve months.

Sent following letter

To the 3d Judge of circuit in the Centre division.

(Annexure A)

Read letter, dated the 4th March 1811, from the judge of circuit in the Southern division, referring his proceedings in case No. 6 of the rolls of high treason - Prisoner, Moosunnat Canoopayee - Charge, murder.

From the Judge on circuit in the Southern division, refer his proceedings in case No. 6 of the rolls of high treason.

(Annexure No. 43)

The Court having maturely considered the proceedings held before the judge on circuit, the Cazee adaulut, and the futwa of the Mooftee of the Fouzdaree Adaulut, and pleased to confirm the said futwa of the Cazee adaulut and Mooftee of the Cazee adaulut and do adjudge the prisoner Canoopayee to suffer death by being hanged at the usual time and place of execution.

Last following letter

To the Attorney 2d Judge of circuit in the Southern Division.

(Annexure B.)

Read letter, dated the 4th December 1810, from the Special Commission in the Northern division referring their proceedings in case No. 4 of the second calendar of state prisoners committed by the magistrate of the zillah of Vizagapatam

4th March 1811

Prisoners, Canda Chinnumraiz, Canda Venkataraiz, and Canda Bhoopettyraiz - Charge, treasonable acts of rebellion against the Government.

From the Special Commissions in the Northern Division, refer their proceedings in case No. 4 of the second calendar of state prisoners.

(Annexure No. 44)

The Court having duly weighed the proceedings held before the Special Commission, the futwa of the officiating law officer, and the futwa of the Cazee adaulut and mooftees of the Fouzdaree Adaulut, are pleased to confirm the said futwa of the Cazee adaulut and mooftees aforesaid; and discharge the prisoners Canda Chinnumraiz - Canda Venkataraiz - and Canda Bhoopettyraiz be discharged forthwith.

Ordered that the whole record of the proceedings in this case, and the final judgment thereupon, be transmitted to the Secretary to the Government in the political department, for the purpose of being laid before the Honorable the Governor in Council, with the request of the Court that they may be favored with the orders of Government before they direct their sentence to be carried into execution.

Ordered that extract of these proceedings be sent to Mr. Secretary Gahagan.

Last following letter

To the Judicial Secretary to the Government

(Annexure C.)

Read

4th March 1811

Read letter, dated the 4th instant, from the Judge on circuit in the Northern division, referring his proceedings in case No. 4 of the calendar of prisoners committed by the Magistrate of Vizagapatam.

(Annexure No. 43)

The Court having maturely considered the proceedings held before the Judge on circuit, the Cutcherry Adawlut, and the futwa of the Law Officers of the Court, are pleased to confirm the said futwa of the Cazee adawlut and Mofussil Adawlut, and do adjudge the prisoners Canda Chinnanarrain, Canda Venkataraz, and Canda Bhoopathyraz to suffer death by hanging at the usual time and place of execution.

Dispatch following letter

To the Judge on circuit in the Northern Division.

(Annexure A)

Read letter, dated the 4th instant, from the Judge on circuit in the Southern division, referring his proceedings in case No. 4 of the calendar of prisoners committed by the Magistrate of Trichinopoly - Prisoner, Moosunnat Candapayee - Charge, murder.

(Annexure No. 43)

The Court having maturely considered the proceedings held before the Judge on circuit, the Cutcherry Adawlut, and the futwa of the Cazee adawlut and Mofussil Adawlut, are pleased to confirm the said futwa of the Cazee adawlut and Mofussil Adawlut; and do adjudge the prisoner Canda Chinnanarrain to suffer death by being hanged at the usual time and place of execution.

Dispatch following letter

To the Acting 2d Judge of circuit in the Southern Division.

(Annexure B.)

Read letter, dated the 4th December, 1810, from the Special Commission in the Northern division, referring their proceedings in case No. 4 of the second calendar of state prisoners committed by the Magistrate of Vizagapatam - Prisoners, Canda Chinnanarrain, Canda Venkataraz, and Canda Bhoopathyraz - Charge, treason and disappearance [illegible] required for twelve months.

Dispatch following letter

To the 3d Judge of circuit in the Centre division.

(Annexure A)

Read letter, dated the 4th instant, from the Judge on circuit in the Southern division, referring his proceedings in case No. 4 of the calendar of prisoners committed by the Magistrate of Trichinopoly - Prisoner, Moosunnat Candapayee - Charge, murder.

(Annexure No. 43)

The Court having maturely considered the proceedings held before the Special Commission, the futwa of the officiating Law officers, and the futwa of the Cazee adawlut and Mofussil Adawlut, are pleased to confirm the said futwa of the Cazee adawlut and Mofussil Adawlut, and do adjudge the prisoners (1) Canda Chinnanarrain, (2) Canda Venkataraz - and (3) Canda Bhoopathyraz to be discharged fortwith.

Ordered that the whole record of the proceedings in this case, and the final judgment thereupon, be transmitted to the Secretary to the Government in the judicial department, for the purpose of being laid before the Honorable the Governor in Council, with the request of the Court that they may be favored with the orders of Government before they direct the sentence to be carried into execution.

Ordered that extract of these proceedings be sent to Mr. Secretary Gahagan.

Dispatch following letter

To the Judicial Secretary to the Government

(Annexure C.)

Read

4th March 1811

Read letter dated [illegible]
Jaffnapatam 1st. proxo. stating that the
with the Cutcherry dismissed (referring
proceedings in the case No. 2 of the
of Chilaw, 2d. Septr. 1810 — Prisoners
1. Gopanda Dias — 2. Goldale Naide
-gadoo. 3. Carabeg — Charge, Murder.
(Proceedings No. 6.)

Read letter from the Judge on circuit in the Northern Division
refers his proceedings in case No. 2 of the Zillah
of Batticaloa.

Read the proceedings held before the Judge
on circuit, the Fiat of the Provincial
Law Officer, and the Return of the
Vengeance Udalut, and pleased to
=form the said Futwa of the Vengeance
confirmed and moofteed aforesaid, and
do adjudge the prisoner Bonnen
Chenoogadoo to suffer death by
being hanged at the usual time and
place of execution.

And under the operation of
section XVII, regulation VIII of 1802,
the Court do sentence the prisoner
Cumbar Goonawadoo to suffer
death by being hanged at the
same time and place with the
prisoner Bonnen Chenoogadoo
aforesaid.

Read the proceedings held before the Judge on circuit, the Futwa of the Provincial Law Officer, and the Futwa of the Vengeance Fouzdaree Udalut, and pleased to confirm the said Futwa of the Vengeance confirmed and moofteed aforesaid, and do adjudge the prisoner Bonnen Chenoogadoo to suffer death by being hanged at the usual time and place of execution.

And under the operation of section XVII, regulation VIII of 1802, the Court do sentence the prisoner Cumbar Goonawadoo to suffer death by being hanged at the same time and place with the prisoner Bonnen Chenoogadoo aforesaid.

Read the proceedings held before the Judge on circuit, the Futwa of the Provincial Law Officer, and the Futwa of the Vengeance Fouzdaree Udalut, and pleased to confirm the said Futwa of the Vengeance confirmed and moofteed aforesaid, and do adjudge the prisoner Bonnen Chenoogadoo to suffer death by being hanged at the usual time and place of execution.

And under the operation of section XVII, regulation VIII of 1802, the Court do sentence the prisoner Cumbar Goonawadoo to suffer death by being hanged at the same time and place with the prisoner Bonnen Chenoogadoo aforesaid.

Read the grounds, upon which the evidence of the witnesses Cheengan Goondappa, Reddapah, Chillappah, Venkatarundian, Sekkaiah, Vengeiah, Kunnanall and Chinnatambi, deemed the evidence of the witness Cheengan to be inadmissible, because he had appeared as a prosecutor for the Prosecution, and the evidence of other witnesses to be unsatisfactory: — Ordered that the Law Officer be required to deliver a second futwa in answer to the following questions, viz.

Read the grounds, upon which the evidence of the witnesses Cheengan Goondappa, Reddapah, Chillappah, Venkatarundian, Sekkaiah, Vengeiah, Kunnanall and Chinnatambi, deemed the evidence of the witness Cheengan to be inadmissible, because he had appeared as a prosecutor for the Prosecution, and the evidence of other witnesses to be unsatisfactory: — Ordered that the Law Officer be required to deliver a second futwa in answer to the following questions, viz.

Read the grounds, upon which the evidence of the witnesses Cheengan Goondappa, Reddapah, Chillappah, Venkatarundian, Sekkaiah, Vengeiah, Kunnanall and Chinnatambi, deemed the evidence of the witness Cheengan to be inadmissible, because he had appeared as a prosecutor for the Prosecution, and the evidence of other witnesses to be unsatisfactory: — Ordered that the Law Officer be required to deliver a second futwa in answer to the following questions, viz.

Read the grounds, upon which the evidence of the witnesses Cheengan Goondappa, Reddapah, Chillappah, Venkatarundian, Sekkaiah, Vengeiah, Kunnanall and Chinnatambi, deemed the evidence of the witness Cheengan to be inadmissible, because he had appeared as a prosecutor for the Prosecution, and the evidence of other witnesses to be unsatisfactory: — Ordered that the Law Officer be required to deliver a second futwa in answer to the following questions, viz.

Read the grounds, upon which the evidence of the witnesses Cheengan Goondappa, Reddapah, Chillappah, Venkatarundian, Sekkaiah, Vengeiah, Kunnanall and Chinnatambi, deemed the evidence of the witness Cheengan to be inadmissible, because he had appeared as a prosecutor for the Prosecution, and the evidence of other witnesses to be unsatisfactory: — Ordered that the Law Officer be required to deliver a second futwa in answer to the following questions, viz.

Read the grounds, upon which the evidence of the witnesses Cheengan Goondappa, Reddapah, Chillappah, Venkatarundian, Sekkaiah, Vengeiah, Kunnanall and Chinnatambi, deemed the evidence of the witness Cheengan to be inadmissible, because he had appeared as a prosecutor for the Prosecution, and the evidence of other witnesses to be unsatisfactory: — Ordered that the Law Officer be required to deliver a second futwa in answer to the following questions, viz.

11th March 1811

Read letter, dated the 8th
ultimo, from the Judge on circuit in
the Centre division - reporting his
proceedings in case No. 15 of the Gaol
of Bellary - Prisoner, China Rungadoo
Charge murder.

From the Judge on circuit in the Centre Division
reports his proceedings in case No 15 of the Gaol
of Bellary.

(Annexture No. 93)

The Court having maturely
considered the proceedings held
before the Judge on circuit, the
future of the Provincial Law officer
and the future of the Cazee ool Coozzat
and Mooftee of the Fouzdaree Adaulut
are pleased to confirm the said future
of the Cazee ool coozzat and mooftee
aforesaid; and, under the operation
of the rule contained in section X,
regulation VIII of 1802, the Court do
sentence the prisoner China Rungadoo
to suffer death by being
hanged at the usual time and
place of execution.

Sent pole covering letter
To the First Judge of Circuit in the Centre
Division.

(Annexture A.)

Read letter, dated the
25th Penultimo, from the first Judge
in the Southern division - reporting
his proceedings in case No 40 of
the Gaol of Madura, 2d Report of
1810 - Prisoners, Shamyen and
Moosunnat (Comaundattee)
charge, murder.

From the 1st Judge Southern Division reports his
proceedings in case No 40 Gaol of Madura, 2d Report
1810.

(Annexture No 53)

11th March 1811

The Court having duly con-
sidered the proceedings of the Court
of Circuit, the future of the Provincial
Law officer, and the future of the
Cazee ool coozzat and mooftees of the
Fouzdaree Adaulut, are pleased to
confirm the said future of the Cazee
ool-coozzat and mooftee aforesaid;
and do adjudge the prisoner,
Shamyen to suffer death by
being hanged at the usual time
and place of execution.

And the Court direct that
the prisoner Coomaundattee be
discharged.

Sent pole covering letter
To the First Judge on the Southern Division

(Annexture B.)

E.B.S

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L. C.

At a Court of the Foujdaree Adaulut.

Friday. 15th Feby. 1811.

PRESENT

Andrew Scale, Esqr. } Puisne Judges.
John Reid, Esqr. }
Edward Crost Gracewray, Esq.

Read letter, dated the 7th instant, from the magistrate in the zilla of Cuddapah - requesting authority to proclaim Devatee Mullaw-gah, Sunjeevungalloo Soobudoo-gah, and Chinna Venkatapathee, and to offer a reward of Pags. 50 for the apprehension of Devatee Mullaw-gah, and a reward of Pags. 40 for the apprehension of each of the others.

From the Magistrate of Cuddapah requesting authority to offer rewards for the apprehension of 3 robbers.

Percentage Rs. 1-2-0

Devatee Mullaw-gah, a convict under sentence of five years imprisonment, is reported to have made his escape from the guard, and to have recruited a gang, stated to consist of five persons - of which Sunjeevungalloo Soobudoo & Chinna Venkatapathee are reported to be members by whom several robberies are said to have been committed in the ghauts of the hills near Ellooragah pully in the Sidhout taloog and Regalpaud in the Budwhel taloog.

Appearing to the Court, on consideration of the circumstances represented in the above letter, that it is expedient to have recourse to

the manner prescribed in regulation XIII of 1809, for the apprehension of the persons therein mentioned, for their punishment severally in case they shall not appear, or be apprehended within the period of two months from the date of the proclamation:—

Resolved that the gillah magistrate be by precept authorized and directed to issue proclamation according to the form recited in section III, regulation XIII of 1809, to be affixed and published in the manner therein specified—for the apprehension of the persons hereunder mentioned, there opposite to their names, further proceedings against the parties proclaimed be guided by section V. VI and VII of the regulation referred to, viz.t

Devetta Pullooagah	Pags. 50-
Sunjeevugaldoo Soobadoo	40-
Chinna Cencatapathee	40-

To the Magistrate of Cuddalore.

Ordered that notice of the authority granted above be communicated to the Circuit Court.

(Rest follr letter B)

To the Civil Auditor.

Instant, from the third judge in the Centre division—acknowledging the receipt of extract from the Court's proceedings under date the 20th ultimo, and stating that the

15th March 1811.

point, therein noticed, in which the evidence of a witness, as represented in his letter, appeared to differ from his deposition on the record—was an oversight on his part.

(Reference No 114)

Read letter, dated the 4th Instant, from the third judge in the Centre division—returning the first warrant in case No 2 of the gillah of Chittoor—which was issued in consequence of an error in the numbers, placed over two of the prisoners names, and directed to be released.

From the 3d Judge in the Centre Division relative to the foregoing error in the numbering of the prisoners directed to be released.

(Reference No 117)

The register reports that the error was immediately rectified, and the warrant transmitted to the third judge.

Read letter, dated the 6th Instant, from the court of Circuit in the Southern division—enclosing a corrected oath of office taken by their register.

From the Court of Circuit in the Southern Division with amended oath by their register.

(Reference No 119)

Read letter, dated the 7th Instant, from the magistrate for the Fourth island of Seringapatam—enclosing a report of prisoners confined under sentence.

From the Magistrate of Seringapatam with report of prisoners confined under sentence.

(Reference No 124)

Read letter, dated the 6th

15th March 1811

Instant, from the Judge on circuit in the Northern division — with copy of the calendar received from the Magistrate of the Zilla of Rajahmundry

From the Judge on circuit in the Northern Division with copy of the calendar of Rajahmundry. (Received No. 126)

Read letter, dated the 9th Instant, from the Judge on circuit in the Centre division — with copy of the calendar received from the Magistrate of the Zilla of Bellary

From the Judge on circuit in the Centre Division with copy of the Bellary calendar. (Received No. 129)

Read letter, dated the 8th Instant, from the Judge on circuit in the centre division reporting his intention to proceed to Cuddapah on the 12th Inst.

From the Judge on circuit in the Centre Division reports his intention to proceed to Cuddapah on the 12th. (Received No. 130)

Read letter, dated the 1st Instant, from the acting Magistrate in the Zilla of Verdachellum — enclosing a report of persons proclaimed in the last month.

From the Acting Magistrate of Verdachellum with report of persons proclaimed in the last month. (Received No. 112)

Read letter, dated the 8th Instant, from the 1st Judge in the Northern division — with copy of letter from the Magistrate in the Zilla of Nellore, reporting the death of Cottoory Chinna Penniah, who was ordered by this Court to be confined pending the receipt of his reasons

From the 1st Judge in the Northern division with copy of letter from the Magistrate of Nellore, report of the death of Cottoory Chinnaw Penniah. (Received No. 125)

F. C.

At a Session of the Faujdaree Adalat

Monday.

25th March 1811.

Present

Andrew Scott Esqr. — Judge

John Read, Esqr. — (Assistant Judge)

Edward Croft Greenway, Esqr.

Read return from the first Judge in the Southern division to the Court's precept of 26th September, requiring further evidence in case No. 7 of the Zilla of Trichinopoly, 2d Sessions of 1810.

From the first Judge in the Southern division returning the precept requiring further evidence in case No. 7 of the Trichinopoly. (Received No. 134 of 1810)

Read again letter, dated the 21st July, 1810, from the first Judge in the Southern division — referring his proceedings in the above case — Proceedings Armoogum & Pandoomagee — Charge, murder.

From the Judge on circuit in the Southern division refers his proceedings in case No. 7 on the Trichinopoly calendar. (Received No. 355 of 1810)

The Court having duly weighed the proceedings of the Court of Circuit, the future of the Provincial Law Officer, and the future of the Cazee adl Coozzat and Mooftee of the Faujdaree Adalut, are pleased to confirm the said future of the Cazee adl Coozzat and Mooftee aforesaid; and do therefore sentence the prisoner Armoogum to suffer death by being hanged at the usual time and place of execution.

And under the sentence of

15th March 1811

25th March 1811 Cokodeut pronounced against the prisoner Paroomayee, and the operation of the rule contained in section XVII, regulation VIII of 1802, the Court do adjudge ker the prisoner Paroomayee to suffer death by being hanged at the same time and place with the prisoner Ayal aforesaid.

Sent following letter (Annexure A)

To the Judge on circuit in the Southern division

Read letter, dated the 25th instant, from the Judge on circuit in the Southern division, referring his proceedings in case No 14 of the zillah of Tonbaconum - Prisoner Ayal and Ammy proottoo - Charge, Murder.

From the Judge on circuit in the Southern division respecting his proceedings in case No 14 of the zillah of Tonbaconum (Annexure No 104)

The Court having maturely considered the proceedings held before the Judge on circuit, the futwa of the Provincial law officer, and the futwa of the Sudder ool coorgut and mooftee of the Tuojdaree Adalut, are pleased to confirm the said futwa of the Sudder ool coorgut and mooftee aforesaid; and do adjudge the prisoner Ayal to suffer death by being hanged at the usual time and place of execution.

And under the sentence of Cokodeut pronounced against

25th March 1811 prisoner Ammy Proottoo, and the operation of the rule contained in section XVII, regulation VIII of 1802, the Court do adjudge ker the prisoner Ammy Proottoo to suffer death by being hanged at the same time and place with the prisoner Ayal aforesaid.

Sent following letter (Annexure B)

To the Judge on circuit in the Southern division

Read letter, dated the 2d instant, from the Judge on circuit in the Northern division, - reporting his proceedings in case No 10 of the zillah of Rajahmundry - Prisoner Oudlah Bauny, - Charge, murder. (Annexure No 116)

From the Judge on circuit Northern division respecting his proceedings in case No 10 of the zillah of Rajahmundry -

The Court having maturely weighed the proceedings held before the Judge on circuit, the futwa of the provincial law officer, and the futwa of the Sudder ool coorgut and mooftees of the Tuojdaree Adalut, are pleased to confirm the said futwa of the Sudder ool coorgut and mooftees aforesaid, and, under the rule contained in section XV, regulation VIII of 1802 do adjudge the prisoner Oudlah Bauny to suffer death by being hanged at the usual time and place of execution.

Sent following letter (Annexure C.)

To the Judge on circuit in the Northern Division.

Read letter, dated the 4th

25. March 1811

Instant, from the judge on circuit in the Northern division — referring his proceedings in case No 3 of the Zillah of Rajahmundry — Prisoners Sanky Naugoolao & Juddalah Syapah — Charge, Plunder.

(From the Judge on circuit on the Northern division refers his proceedings in case No 3 of the Zillah of Rajahmundry — Vide ante No 121)

The Court having duly considered the proceedings held before the judge on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coorgat and mooftee of the Faujdarree Adaulut, are pleased to confirm the said futwa of the Cazee ool coorgat and mooftee aforesaid; and under the discretion vested in the Court by the sentence pronounced against the prisoners Sanky Naugoolao and Juddalah Syapah, do adjudge them the said prisoners Sanky Naugoolao & Juddalah Syapah, to be imprisoned and transported to Prince of Wales' Island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of their natural lives respectively.

Read also letter, dated the 4th Instant, from the judge on circuit in the Northern division — referring his proceedings in case No 13 of the Zillah of

2 — F. C.

25. March, 1811

of Rajahmundry — Prisoner, Royah Vijapah — Charge, Rounding, with intent to murder and robbery.

(From the Judge on circuit on the Northern division refers his proceedings in case No 13 of the Zillah of Rajahmundry — Vide ante No 122)

The Court having duly weighed the proceedings held before the judge on circuit, the futwa of the provincial law officer, and the futwa of the Cazee ool coorgat and mooftee of the Faujdarree Adaulut, are pleased to confirm the said futwa of the Cazee ool coorgat and mooftee aforesaid; and do adjudge the prisoner Royah Vijapah to be imprisoned and transported to Prince of Wales' Island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of his natural life.

Last following letter

(To the Judge on circuit on the Northern division — Vide ante D)

Read letter, dated the 26th December 1810, from the Special Commissioner in the Northern division — reporting their proceedings in case No 5 of the first calendar of State prisoners committed by the magistrate of the Zillah of Vizagapatam — Prisoner, Butchiadee Kangalu — Charged with levying war against

25. March 1811

instant, from the Judge on circuit in the Northern division — referring his proceedings in case No. 3 of the file of Rajahmundry — Prisoners Sanky Nangooloo & Juddanla Syapah — Charge, Plunder.

(From the Judge on circuit in the Northern division refers his proceedings in case No. 3 of the file of Rajahmundry. — Vide ante No. 124.)

The Court having duly considered the proceedings held before the Judge on circuit, the futwa of the Provincial Law officer, and the futwa of the Cazee and Coorgat and Mooftee of the Faujdaree Adawlut, are pleased to confirm the said futwa of the Cazee and Coorgat and Mooftee aforesaid; and do adjudge the said prisoners Sanky Nangoolloo & Juddanla Syapah, to be imprisoned and transported to Prince of Wales' Island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of their natural lives respectively.

Read also letter, dated the 4th instant, from the Judge on circuit in the Northern division — referring his proceedings in case No. 13 of the file

2 — F. C.

25. March, 1811

of Rajahmundry — Prisoner, Royala Vijapala — Charge, Rounding, with intent to murder and robbery.

(From the Judge on circuit in the Northern division refers his proceedings in case No. 13 of the file of Rajahmundry. — Vide ante No. 122.)

The Court having duly considered the proceedings held before the Judge on circuit, the futwa of the provincial law officer, and the futwa of the Cazee and Coorgat and Mooftees of the Faujdaree Adawlut, are pleased to confirm the said futwa of the Cazee and Coorgat and Mooftees aforesaid; and do adjudge the prisoner Royala Vijapala to be imprisoned and transported to Prince of Wales' Island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of his natural life.

Sent following letter

(To the Judge on circuit in the Northern division — Vide ante No. 2)

Read letter, dated the 26th December, 1810, from the Special Commissioner in the Northern division — reporting the proceedings in case No. 5 of the first calendar of State prisoners committed by the Magistrate of the file of Vizagapatam — Prisoner, Butchaiee Kanigalu — Charged with levying war against

25 March 1811

the Government; murder; cleaning and plundering villages; and extorting money from the inhabitants

From the Special Commission in the Northern division. refer their proceedings in case No 61 of calendar, gillee Sing a postam.

(Execution No 2)

The Court having maturely considered the proceedings held before the Special Commission, the sentence of the Provincial Court of Circuit, and the opinion of the Law officer, and the sentence of the Cazee of Cooppa and Moopties of the Tuppaul Hallalut, are pleased to confirm the said sentence of the Cazee of Cooppa and Moopties aforesaid, and under the direction vested in the Court by the sentence of Bombay Circuit pronounced against the prisoner Batchalee Kanyah, do adjudge him the said prisoner Batchalee Kanyah to be imprisoned and transported to Prince of Wales' Island, there to be kept to hard labour in iron on the public roads or other public works for and during the space of his natural life.

In pursuance of the rule contained in section V regulation XI of 1802, the Court direct that the record of the proceedings of the Special Commission, and the final judgment thereupon, be transmitted to the secretary to the Government in the political department, for the purpose of being laid before the Honorable

25 March 1811. the Governor in Council, with the request of the Court that they may be favored with the orders of Government before they direct their sentence to be carried into execution.

Ordered that extract of these proceedings be sent to Mr. Secretary Graham.

Sent following letter

To the Judicial Secretary to the Government. (Execution E)

At a Court of the Fiscal Mandaleet.

Tuesday
March 26th 1811

Present

Andrew Scott Esqr
John Read Esqr
Edward Croft Speeaway Jon

} Puisne Judges.

Read Letter dated the 18th Instant, from the Magistrate in the Zilla of Cuddapa - requesting authority to proclaim a number of persons, in all twenty, who are suspected of having been concerned in the robbery committed in the town of Tripetty on the 4th January last; and to open a record of thirty days for their apprehension severally

(Here enter No 161.)

From the Magistrate of Cuddapa requesting authority to proclaim 20 robbers

It appearing to the Court to be expedient to have recourse to the measures prescribed in regulation XIII of 1809, for the apprehension of the parties named in the list enclosed in the above letter, and for their punishment in case they shall not appear, or be apprehended within the period of two months from the date of the proclamations: —

Resolved that the Magistrate of the Zilla of Cuddapa be by precept authorized and directed to issue proclamations, according to the form recited in section III regulation XIII of 1809, to be affixed and published

6th March 1811

=licked in the manner therein specified - offering a reward of 200 pes 30 for the apprehension of the several persons hereunder mentioned; and that the magistrate's further proceedings against the parties proclaimed by guided by sections V. VI and VII of the regulation referred to, viz.t

1. Gazel Ramdoo of Oriyel -
2. Kistnadoo of Moodiumpad -
3. Ganeegahdoo of Saneepyyel -
4. Galee Papadoo -
5. Paalaagahdoo of Saneepiyal -
6. Lingadoo of Paliyum -
7. Nukka Siddoogah of Oriya Cheroo
8. Rajulgahdoo Moodaeete -
9. Nareegahdoo of Peddaraum
10. Gungoolagahdoo of Saneepiyal
11. Chinnalhendaagahdoo of Peddaraum
12. Peddla Chendaagahdoo of Do -
13. Fondah Cenaagahdoo of Do -
14. Guddum parsegah of Do -
15. Chinna Vencatappah of Raiwara
16. Peddla Vencatappah of Do -
17. Vengadoo of Oriya cheroo -
18. Narsegah -
19. Rungadoo - and
20. Anhadoo

To the Magistrate of Cuddapah

Last following precept

(Here enter A.)

Ordered that notice
given to the Civil Auditor that
Court have this day authorized
Zilla magistrate to proclaim the
=said persons absconding for the purpose
declared

To the Civil Auditor

(Last [illegible])

26th March 1811

Read the following letters,
with reports of prisoners, for the last
month, from the Zillas of Nellore,
Combaconum, Canara, Cudapah, Bel=
=lary, Tinnevelly, Rajahmundry,
Ongole, Chingulput, Cuddapa,
Chittoor, Seringapatam and Mas=
=lipatam.

To the Magistrates of Nellore, Combaconum, Canara, Cudapah, Ganjam, Trichinopoly, Salem, Bellary, Tinnevelly, Rajahmundry, Dindigul, Chingulput, Cuddapah, Chittoor, Seringapatam and Masulipatam - with reports of Prisoners for January

Reports in Nos. 115, 113, 137, 130, 139, 142, 146, 147, 150, 154, 155, 156, 157, 158, 162, and 163.

Read letter, dated the 15th Instant, from the Second Judge in the Centre Division - with returned warrant of execution in case No. 20, of the Zilla of Chittoor, 2d Sepr. 1810.

From the Second Judge in the Centre Division with the returned warrant of execution in case No. 20 of Zilla Chittoor 2d Sessions 1810.

(Here enter No. 128)

Read letter, dated the 9th Instant, from the Court of quarterly jail delivery in the Centre division - with copy of the Chittoor calendar for the 1st sessions of 1811.

From the Court of quarterly jail delivery in the Centre Division with copy of the Calendar 1st Sessions 1811.

(Here enter No. 135.)

Read letter, dated the 14th Instant, from the magistrate of the Zilla of Chingulput - forwarding a list of convicts in the depôt for transportation.

From the Magistrate Chingulput with list of convicts for transportation.

(Here enter No. 159)

Read letter, dated the 13th

26th March 1811

Instant, from the Judge late on circuit in the Western division enclosing copy of the calendar for the Zilla of South Malabar.

From the Sixth Judge on the Western Division with copy of the South Malabar calendar, 2 Sessions, 1811 (Perusal No. 160)

Read letter, dated the 21st Instant, from the acting magistrate in the Zilla of Combaconum enclosing the resignation of Mootoo Sawmee Moodely, Kotwal of Nagore; and nominating Chilla Perumal Pillay as qualified to supply the vacancy.

From the acting Magistrate of Combaconum submits the resignation of a Kotwal, and nominates a successor. (Perusal No. 153)

The Court are pleased to accept the resignation of Mootoo Sawmee Moodely; and to sanction the appointment of Chillapermal Pillay to succeed him as Kotwal of Nagore.

Ordered that extract of these proceedings be sent for the information of the acting magistrate.

Sent following letter

To the acting Magistrate of Combaconum (Perusal C)

Ordered that notice of Chillapermal Pillay's appointment be communicated for the information of the Civil Auditor.

Sent following letter

To the Civil Auditor (Perusal D)

F. C.

At a Session of the Foujdaree Adalut

Monday. April 1. 1811. Present

Andrew Casamajor, Esqr
John Read, Esqr
Edward Goff Greenway, Esqr } Circuit Judges

Read letter, dated the 20th Instant, from the Secretary to the Government in the political department communicating the resolution of Government on the proceedings held by the Court in cases Nos. 33 of the calendar for Zilla South Malabar, 1st Sepr. 1810 - and 1 and 2 of the first calendar, and 4 of the second calendar held by the magistrate of Princes Committed by the magistrate of Pezagapatam, for trial before the Special Commissioners in the Northern division.

From the Judicial Secretary to Government communicates the resolutions of Government in cases referred Nos 33 South Malabar, and Nos 1, 2, and 4 Special Commissioners Northern Division. (Perusal No. 166)

The Honorable the Governor in Council having been pleased to resolve that the sentence of death passed on the prisoner Poovanthadathil Kanaroo Nayr - No. 33. 9a. South Malabar, 1st Septr. 1810 - shall be commuted for imprisonment and transportation for life -

Ordered that Poovanthadathil Kanaroo Nayr be accordingly imprisoned and transported to Prince of Wales's Island, there to be kept to

1st April 1811

hard labour in irons on the public roads or other public works for and during the space of his natural life.

Sent pleasuring letter (Annexture A).

And the Honorable the Governor in Council having been pleased to confirm the sentence passed on the prisoners Pratha Pantaonee Deo Padmanauge Akaimookhy Pajyraj, Akaimookhy Paupialraz, Pavanakota Seenapee, and Seauaiahee Lenkhumna — and Cinda Cheruvanange, Canda Venkerange, and Canda Bhaupilleu Rangetried before the Special commission in the Northern division —

Ordered that the special commission be dissolved & cause execution thereof.

Sent pleasuring letter.

To the Special Commissioners Northern division. (Annexture B.)

Read letter dated the 4th Ult. from the Judge on circuit in the centre division — referring his proceedings in case No 3 of the gillas of Bellary. — Prisoner, Yenkatee and Seenay. (Annexture No 151.)

From the Judge on circuit, in the centre division referring his proceedings in case No 3 of the gillas of Bellary.

The Court having duly consi-

1st April 1811

the proceedings held before the judge on circuit, the futwa of the Provincial law officer and the futwa of the Cazee ool coozzat and mooftee of the Foujdaree Adalut, as pleased to confirm the said futwa of the Cazee ool coozzat and mooftee aforesaid; and under the discretion vested in the Court by the sentence of Bohoodent pronounced against the prisoners Korchun Timaluz Korchun Yenkatee, do adjudge them the prisoners Korchun Timah and Korchun Yenkatee aforesaid to be imprisoned and kept to hard labor in irons on the public roads or other public works for the space of five years from the day of the date hereof.

And the Court direct that the prisoner Korchun Seauay be discharged.

Read letter, dated the 4th Ult. from the judge on circuit in the centre division — referring his proceedings in case No 19 of the gillas of Bellary. — Prisoner, Lingee — Charge, Perusal (Annexture No 152.)

From the Judge on circuit in the centre division referring his proceedings in case No 19 of the gillas of Bellary

The Court having previously considered the proceedings held before the judge on circuit, the opinion of the Provincial Law officers and

1st April 1811

and the future of the Cayee adl. coorgal and maoptee of the Tuoppaiee Udalat are bound to confirm the said future of the Cayee adl coorgal and maoptee aforesaid; and, under the direction vested in the Court by the sentence of Porkaalent pronounced against the prisoner Lingee, do adjudge the prisoner Lingee aforesaid to be imprisoned and transported to Prince of Wales' island, there to be kept to hard labor in irons on the public roads or other public works for and during the space of her natural life.

Sent following letter

To the Judge of circuit and the Centre division.

(Vide entry (C))

Read letter, dated the 26th January, from the Special commissioners in the Northern division - referring their proceedings in case No. 5 of the second calendar of state prisoners committed by the magistrate of the zilla of Vizagapatam - Prisoners, 1, Ankalapaa Kaurtee-kaaidaa, 2, Tota Noakanda, 3, Candagarray Rangapah, 4, Gathoola Baravanda - Charge, Rebellion.

From the Special Commissioners in the Northern division referring their proceedings in case No. 5 of the second calendar of state prisoners committed by the magistrate of Vizagapatam.

(Vide entry No. 461.)

The Court having maturely considered the proceedings held before

2 F. ll.

April 1st 1811.

before the special commissioners, the futwa of the officiating law officer, and the futwas of the Cayee adl coorgal and maoptees of the Tuoppaiee Udalat, and pleased to confirm the said futwas of the Cayee adl coorgal and maoptees aforesaid; and directed that the prisoners Ankalapaa Kaurtee kaaidaa, Tota Noakanda, Candagarray Rangapah; and Gathoola Baravanda be forthwith discharged.

Read also letter, dated 29th ult. from the Special commissioners in the Northern division - referring their proceedings in case No. 4 of the first calendar of state prisoners committed by the magistrate of Vizagapatam - Prisoner, Sookera Paekee - Charge, Rebellion.

From the Special Commissioners in the Northern Division referring their proceedings in case No. 4 of the first calendar of state prisoners committed by the Magistrate of Vizagapatam.

(Vide entry No. 460.)

The Court having duly weighed the proceedings of the Special commission, the futwa of the officiating law officer, and the futwas of the Cayee adl coorgal and maoptees of the Tuoppaiee Udalat, are pleased to confirm the said futwas of the Cayee adl coorgal and maoptees aforesaid; and under the direction of

1st April 1811.

given to the Court by the sentence of Cohoolaut pronounced against the prisoner Sookera Tacker, and in deference to the opinion recorded by the pidger of the special court in the concluding paragraph of their letter, of that opinion do not appear on the records that the charge "is wittenly false, and "has had its origin in motives "of the basest nature" — do adjudge the prisoner Sookera Tacker to be forthwith discharged.

Ordered that the whole record of the proceedings of the Special Commission in the above =mentd. case, and the final pidg= =ment thereupon, be transmitted to the Secretary to the Government in the judicial department, with the request of the Court that the same may be submitted to the consider= =ation of the Honorable the Governor in Council, in order that they may be favored with the orders of Govern= =ment before they object their sentence to be carried into execution.

Ordered that extract of the proceedings be sent to Mr. Secretary Gabegan.

Sent following letter

To the Judicial Secretary to Government

(Annexure D)

Read letter, dated the 13th Instant, from the third pidge

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in the Northern division — referring his proceedings in case No 6 of the Zilla of Ganjam, 1st Sessions of 1810 — Prisoner, Pollacoory Narraidoo.

From the Third Judge in the Northern division referring his proceedings in case No 6 of the Zilla of Ganjam, 1st Sessions of 1810.

Charge, Northern division.

(Annexure No 648)

The Court having duly weighed the proceedings of the court of circuit, the futwa of the provincial law officer, the sentence of imprisonment passed on the 28th of May 1810, by the pidge who presided at the trial, and the futwa delivered by the Cazee and moofteer of the Zillah coorgat Tuljaparee Mollahut, and pleased to confirm the said futwa of the Cazee and moofteer aforesaid; and coorgat the declaration given by the prisoner, which he has not attempted to controvert, and under all the circumstances of the case supposed to be sufficient, and convenient for the offence by him committed — direct that he be brought up before the pidge on circuit at the ensuing gaol-delivery in the Zilla of Ganjam, and then discharged with a reprimand and admonition from the bench.

Sent following letter

To the Third Judge in the Northern division

(Annexure E.)

Ordered that extract of the proceedings be sent by pre= =sent

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=cept to the pidje on circuit of the Northern division.

Sent following precept

To the Judge on circuit on the Northern Division. (Here enter F.)

Read letter, dated the 20th ult.mo, from the Secretary to the Govern=ment in the judicial Depart=ment, acknowledging the receipt of an Extract from the Court's proceed=ings of the 13th September, 1809, with the record of case No. 6 on the calendar of state prisoners committed by the magistrate of the Zilla of Vizagapa=tam.

From the Judicial Secretary to Government communicating the resolution of Government on the sentence passed by the Court of Circuit & Appeal on case No. 6 of the Special Commission on the Northern Division.

(Here enter No. 169.)

Read letter from the Secretary to the Government in the Judicial Department, communicating the resolution of Government on the sentence passed by the Court of Circuit & Appeal on case No. 6 of the Special Commission on the Northern Division, on the state prisoner Gootla Lippanah, committed by the magistrate of the Zilla of Vizagapatam.

Resolved that the Honorable the Governor in Council is pleased to commute the sentence of death passed on the prisoner Gootla Lippanah to imprisonment and transportation for life to Prince of Wales' island; to confirm the sentence of imprison=ment and transportation for life passed by the Court on the prisoners Gootla Ramanah and Gootla Ukkanah; and to resolve that the prisoner Gootla Ramanah may either be released unconditionally for his good behaviour or part with the discharged, as the Court may deem proper.

The Court accordingly

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direct that the prisoners Gootla Lippanah, Gootla Tummanah, and Gootla Ukkanah, be im=prisoned and transported to Prince of Wales' island, there to be kept to hard labor in irons on the public roads or other public works for and during the space of their na=tural lives respectively.

And the Court direct that the prisoner Gootla Ramanah be forth=with discharged.

Sent following letter

To the Special Commissioners on the Northern Division. (Here enter G.)

Read letter, dated the 19th ult.mo, from the Secretary to the Govern=ment in the judicial department communicating the resolution of Government on the final sentence passed by the Court on Bunhalee Kunzalu, in case No. 5 of the first ca=lendar of state prisoners committed by the magistrate of the Zilla of Vizaga=patam.

From the Secretary to the Government in the Judicial Department communicating the resolution of Government on the sentence passed by the Court of Circuit & Appeal on case No. 5 of the first calendar of the state prisoners committed by the magistrate of Vizagapatam.

(Here enter No. 177.)

Resolved that the Honorable the Governor in Council having been pleased to resolve that the judgment of im=prisonment and transportation for

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for life to Prince of Wales' Island
shall be carried into execution
Ordered that execution
thereof be done accordingly
Sent forthcoming letter
To the Special Commissioner for the Northern Division (Penang Pt.)

Read letter dated the
6th Instant, from the Judge on circuit
in the Northern division,
reporting his proceedings in early
No. 9 of the jillas of Rajahmundry
— Prisoners, Poncha Sahib,
Cojamoattygunloo, Moodloo-
-moory Reddy, and Paula
Mulloo — Charge
(Recorder No. 127)
The Court having duly weigh-
-ed the proceedings held before
the Judge on circuit, the future
of the Provincial Courts officers, and
the future of the Cazee and Coorgat
and moofties of the Faujdaree
Udalut, are pleased to confirm
the said future of the Cazee and
Coorgat and moofties aforesaid,
and order the directions with-
in the court by the sentence of
Sudder Adaulut pronounced against
the prisoners Cojamoattygunloo
and Moodloomoory Reddy; and
by the sentence of Cazee pro-
-nounced

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against the prisoner
Poncha Sahib, dated 25th ultimo
them the prisoners Cojamoattey-
-unloo, Moodloomoory Reddy,
and Poncha Sahib, to be im-
-prisoned for and during the space
of seven years from the day of
the date hereof, and to be banished
during the period of their sentence,
from the district in which their re-
-spective place of abode is situated,
and to be kept to hard labor in irons on the
public roads or other public works
in such other district, as they may
hereafter be removed to under the
orders of this Court.
To the Judge on circuit in the N. Div. Sent for. Letter — J.)
It appearing that the prisoner Paula Mullaoo
against whom a pardon was tendered
Sudder Adaulut is presumed in the
aforegoing delivered by the Cazee and
future Coorgat and moofties — charged
stands charged with gang robbery
attended with homicide and other
circumstances of aggravation,
committed during or previously to
the year 1804, for which he has not
yet been brought to trial, the Court
resolve to suspend passing judg-
-ment upon the said Paula Mul-
-loo in this case, and to direct
that he be delivered over to the
magistrate of the jillas of

* From the including paragraph of the Judge's letter, and the document therein re-
-ferred to,

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Masulipatam, for the purpose of being tried on the said charges at the sessions of quarterly gaol delivery, which commence on this day, and will be continued by adjournment until the trial of the prisoner shall have been completed.

Ordered that extract of these proceedings be sent to the magistrate of the zillah of Rajahmundry

(Presents J.)

Ordered that extract of these proceedings be sent to the magistrate of the zillah of Masulipatam, by precept commanding him to receive the prisoner into his custody for trial at the next sessions of quarterly gaol delivery in the zillah

Sent following precept

(Presents K.)

Ordered that extract of these proceedings be sent for the information & direction respectively of the court of quarterly gaol delivery in the Northern division and of the Judge of the zillah of Guntoor

To the Court of quarterly gaol delivery for the N. Div.
To the Judges on Circuit in the N. Div.
To the Judge of Rajahmundry
To the Judge of Masulipatam
To the Judge of Guntoor

Sent following letter (Presents L.)

J. C.

At a Court of Two Provincial Judges

Friday. 5th April, 1811.

Present

Andrew Scott, Esqr. } Provincial Judges.
John Read, Esqr.
Edward Croft Greenway, Esqr.

Read letter, dated the 23d. ultimo, from the Registrar on circuit in the Southern Division - forwarding the returned warrant of execution in the referred warrant of execution in case No. 4. of the zillah of Trichinopoly, case No. 4. of the zillah of Trichinopoly, of 1811.

(Presents No. 167.)

From the Judge on circuit in the Southern Division with returned warrant of execution in case No. 4 zillah Trichinopoly 1st Sessions of 1811.

Read letter, dated the 20th ultimo, from the Register to the Court on circuit in the Western division - enclosing the return of the additional calendar case No. 6 on the additional calendar of the zillah of Canara, 2d Sessions 1810.

(Presents No. 170)

From the First Judge on the Western Division with the returned warrant of execution in case No. 6 zillah Canara, on the additional calendar, 2d Sessions 1810.

Read letter, dated the 24th ultimo from the Register on circuit in the Eastern division - reporting his arrival at Cuddapa.

(Presents No. 171.)

From the Judge on circuit in the Eastern Division reports the arrival of the court of circuit at Cuddapa.

Read letters, with reports of prisoners for the month of February, in the zillahs of Nellore, South Arcot & Tanjore.

(Presents No. 172 & 173)

From the Judges of South Arcot & Tanjore with reports of prisoners for February.

From the Judge of Nellore.

Read letter, dated the 28th

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Letter from the magistrate of Rajahmundry enclosing a list of convicts under sentence in his jail.

From the Magistrate of Rajahmundry enclosing the list of prisoners confined under sentence.

(Public Cons. No. 175)

Read letter, dated the 31st October 1810, from the judge late on circuit in the Western division forwarding copy and translate of a petition received from a person, named Ravicheen a Pean, setting forth that having been violently assaulted by certain persons, of whom Konjoo Menon, a gomastah on the establishment of the court in the Jilla of North Malabar is stated to be one, he had preferred a complaint against the said Konjoo Menon to the acting magistrate by whom it had been dismissed as being unfounded

(Public Cons. No. 570 of 1810)

From the Judge late on circuit on the Western Division forwarding copy and translate of a petition received from one Ravicheen a Pean setting forth that having been violently assaulted by certain persons, of whom Konjoo Menon, a gomastah on the establishment of the court in the Jilla of North Malabar.

the judge of circuit also forwards the proceedings held before the acting magistrate in the case, together with further depositions taken regarding the matter thereof in pursuance of instructions to that effect by him; and stating his opinion, under the provisions of section XVII regulation VI of 1802, that Konjoo Menon was released upon insufficient grounds, remarking in particular language on the different conduct observed on the occasion towards the

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the accuser and the accused, and their respective witnesses.

The judge further adverts to the delay which occurred in obeying his precept, which he considers not to have been satisfactorily accounted for; and notices an irregularity on the part of the magistrate in taking the examination on oath of a person designated "the private servant of the circuit judge", who, if the correspondence had engaged in were of the nature described by the magistrate, would be liable to be tried on a charge of subornation of perjury, and whose examination therefore would have a tendency to entrap him into a commission of murder.

Read also letter dated the 1st November 1810, from the judge late on circuit in the Western division — copy and translate of a petition of Cyanjeree Vistoriny Panoyaat (Army) Ittama Nair, one of the evidences, in the case of assault reported to in the judge's aforegoing letter of the 31st October — complaining that he had been confined by the magistrate in the felon's jail, until he paid a fine imposed for alledged prevarication in the evidence given by him on that occasion

(Public Cons. No. 581 of 1810)

From the Judge late on circuit on the Western Div. enclosing copy and translate of the petition of Cyanjeree Vistoriny Ittama Nair, one of the witnesses against Konjoo Menon.

This reference is accompanied by copies of the judge's precept to the

magistrate, calling for information concerning the punishment inflicted on the petitioner, and of the magistrate's return thereto, as also a transcript of the examination in the cause of which the petitioner was held to have prevaricated.

The judge of circuit subjoins his opinion that "the evidence of "the Nair was delivered with co- "=dour and without prevarication" and that "the conduct of the magistrate "must be held deserving of the severest "reprehension."

The petition of Pyanjara Cunhy Ittana Nair appears to have led to a correspondence between the judge of circuit and the Zillah magistrate on the subject of undue assumptions of authority and the infliction of pun- =ishments unauthorized by the re- =gulations; and reference is made by the judge of circuit to a supplemental calendar, obtained from the magistrate containing the misdemeanors, which have been punished as contempts of court, and are termed by the magis- =trate summary commitments, or, in other words as described by the judge of circuit "cases in which the judge "of circuit is deprived of the opportunity "of performing the part of his duty "prescribed by section XVII, regula- "=tion VI of 1802."

In noticing this calendar the

magistrate is represented as assum- =ing a great latitude in construing all acts, which do not come under the description of crimes particularly specified in the regulations, into con- =tempts of court: and it cannot be denied that it displays in each instance the exercise of an authority for which there is no provision in the regulations — which, on the contrary, prescribe a mode of proceeding against persons charged with the crimes specified in the calendar very different from that pursued by the magistrate.

The instances are, perhaps, not material in themselves, and the parties who have suffered punishment may have deserved it: but of the regu- =lations are to be deviated from at the discretion of the magistrate; not =withstanding the solemn obligation by which he has bound himself to observe them, the security relied on for the discharge of his public duty is destroyed.

The Court were on a former occasion (under date the 30th No- =vember 1809) called upon to notice similar irregularities in the con- =duct of the magistrate of the Zilla of South Malabar, which he sought to defend on grounds of expediency,

and

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and they felt it to be their duty to place before the magistrate in a light, which appeared sufficiently strong, the consequences of his allowing himself to deviate, altho' with the best intentions, from the line of conduct expressly prescribed by the regulations for his guidance.

The absolute inattention of the magistrate to the Court's proceedings, communicated for his information and observance, - upon which we are evidenced by the papers recently received, - has at the same time extinguished every hope of benefit from any further admonition from them; and converted their former observations into matter of accusation.

It has in consequence become necessary to submit the former proceedings of the Court, with the papers now before them, to the consideration of the Honorable the Governor in Council.

The Court have not deemed it necessary to attract the particular attention of the Governor in Council to that part of the correspondence which is of a personal nature, in the case, although the description of the parties examined in the case, which allusion has been made, the painful retirement of the city of Pidgin, so frequently by former parties introduced in the

5th April 1811 may be considered to point at the judge in a reprehensible manner, of circuit in a representation it yet must be observed that the judge's notice of it should have been confined to a representation of the subject to the superior Court. The communication of his opinion to the magistrate in the mode adopted by him being irregular, the reply, which it drew forth, may be regarded as the less liable to censure. It was, however, an aggravation of the disrespectful = ready shewn to the judge of circuit, and an avowal of a spirit of insubordination.

And the Court avoid noticing in this mutual accusation of insult and disrespect, contained in the enclosures considering the subject No 6, it appears to them to be altogether unexceptionable

The fines imposed by the magistrate in the cases detailed in these papers being illegal, the Court beg leave to recommend that they may be returned.

Recd a further letter from the judge late on circuit in the Western division, bearing date the 20th November 1810.

(Reference No 610 of 1810)

From the Judge late on circuit in the Western division

With this letter the judge of circuit has sent up his proceedings on the petition of Ponandoor Natee

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an officer employed in the collection of the public revenue, complaining of a fine of six rupees having been unjustly levied from him for obstructing the property of Pedro George Rodrigues, in default of which he was adjudged to make good double the amount.

The order complained of by the petitioner was passed by the assistant magistrate. The magistrate, however, not only justifies, not only approves the order, but also the informal proceedings observed, as well on that occasion, as in numerous other cases of small importance.

"The magistrate states the practice to have always obtained in the zillah; but it is illegal, as has been clearly exposed by the judge of circuit, and the Court would have directed its discontinuance without reference to Government had not the entire disregard of their commands in future, compelled them to claim the support of a higher authority.

The case of Ponnadoray Nottee Menon was obviously not cognizable by the magistrate: the Court recommend that the fine illegally levied from him may be returned.

Read a joint letter from the judge late on circuit in the Western division, dated the 2d

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November, 1810 — with the petition of Palakaat Vonee Ram Menon, and other enclosures.

From the Judge late on circuit in the Western Division. (Received No. 616 of 1810)
with the petition of Palakaat Vonee Ram Menon, and other enclosures.

The judge of circuit brings before the Court a further instance of irregular conduct on the part of the magistrate in the zillah of North Malabar, in again threatening to imprison a person named Palakaat Vonee Ram Menon, who had been liberated on bail, which had not been cancelled; and in publishing a proclamation, by which this person was declared to be guilty of the "heinous crime" of procuring false evidence by wilful perjury.

Both acts are acknowledged by the magistrate.

In justification of this former he has alledged the insufficiency of one of the two persons, who were bail for Vonee Ram Menon; but has superadded complaints against him, which ought to be the subject of distinct proceedings, and which are noticed by the judge of circuit as being improperly introduced in public correspondence.

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It must be further remarked that at this person was found for Aonee Nair Menon, who does not appear to have given him up; and that Aonee Nair Menon at the time he was thrown into jail had access at Tellicherry for the purpose of appearing before the court of circuit.

This imprisonment was therefore a harsh measure, and is described by the petitioner with much plausibility to the persuasion of Koonjoo Menon, who is stated to be desirous to suppress the evidence, which Aonee Nair could give against him in the case of the assault.

The proclamation had for its professed object the recovery of Kistna Putter, the alleged agent of Aonee Nair Menon in subborning persons to deliver false testimony.

The illegality of the proceeding is unquestionable. Its operation is described by the judge of circuit

Read also a letter, dated the 22d December, 1810, from the judge late on circuit in the Northern division - forwarding the record of proceedings held at

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before the magistrate, at before the court of circuit, in case No. 32 on the calendar for the zilla of North Malabar, 2d sessions of 1810 - Government by ankeed Ana Coorky Ahmad, versus, Paimana =gat Koopen Putter. - together with several documents therewith connected, marked No. 1, and A.B.C.D. - =ed; (Prosecute No. 676 of 1810.)

From the Judge's letter on circuit in the Northern Division to the Secretary, dated 22d December 1810, forwarding sundry proceedings held as well before the magistrate, as before the court of circuit, in cases entered in the calendar of South Malabar - 3 Reports of 1811.

The prisoner, in the above case one of the further evidences, whom the magistrate was instructed by the judge's precept of 6th August 1810, to examine in the case of assault, =tion Raineechen, versus, Koonjoo Menon and two others - reported in the judge's letter of 31st October, 1810 - was charged with perjury in having deposed on oath that "he heard a conversation "between the defendant and Malikaad "Aonee Nair Menon on the night of the "2d Pirthoonnum (N.S. corresponding with "the 15th of June) connected with that affair "when he was far removed from the "place where that conversation is said "to have taken place, being a civil pri= "=soner, and in confinement in the "Calicut jail at that very period."

The prisoner maintained that it was on the 6th of Pirthoonnum 18th of June, that he was committed to custody, having on that day pre= =sented a petition to the judge's court

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The trial terminated in his acquit=
=tal.

The magistrate, with his proceedings in this case, submitted to the judge on circuit a paper, which the latter has termed "an "indecorous attempt to force upon "the attention of the court of circuit "the magistrate's own opinion and "view of the prisoner's anticipated "guilt."

With whatever motives the paper was drawn up, it was un=
=called for and unnecessary; but the Malabar copy having been re=
=turned, the English copy may not be considered to require further remark. — It ought not perhaps to have been forwarded.

In the course of the proceed=
=ings, however, it is observed by the judge on circuit that "various "instances occur of a most unbe=
="coming eagerness on the part of "the magistrate to give the great "weight to documents, which a "more attentive examination "would doubtless have stricken "as mere fabrications, and to put "most unfavourable construction on "certain expressions made use of by "the prisoner, taken perhaps by "a too considerate, if not merci=
"ful magistrate

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"language would have led him to "construe them very differently."

This description of the ma=
=gistrate's proceedings amounts to a direct charge of partiality; and it is unfortunately but too strong=
=ly supported.

Wilful partiality, it is hoped cannot be imputed to the magis=
=trate; but by whatever means his mind may have been influenced and directed, it is manifest that the tendency of his proceedings was to destroy the effect of the testimony, which the prisoner might give a=
=gainst him by Lean Nairaiben for an account.

The examination of the pri=
=soner's witnesses by the magistrate is a novel proceeding, and wears a strong appearance of an earnest desire to criminate the prisoner. The effect of it has been as must be expected. The wit=
=nesses for the prisoner have disappeared before the magistrate and the court of circuit, and in the

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one case or the other they have committed perjury. They have been influenced or intimidated to destroy their own claim to credibility; and the prisoner loses the benefit, which he might have derived, from their declaration of the facts within their knowledge.

They expect that they were deterred from declaring the truth before the magistrate by the menaces of the late Government wicked Vydenathaiven; and this averment is entitled to some consideration, when it is recollected that Vydenathaiven has by an decree of the zillah forgery in altering the rate of interest on a bond, the circumstances of which have already been reported to Government, and were considered to be of a nature to require that he should be removed from his office of pleader for Government.

† In proceeding of the 3rd Ult. dated the 4 Dec. 1810 –

But setting aside the plea, which guilty men may set up to extenuate a falsehood, it is observed by the judge of circuit as "one of those fortunate accidents, "which sometimes concur in the "exculpation of an innocent man, "that on sending to the court of appeal for the original of the petition referred to by the magistrate as establishing the guilt of the

* – for their evidence was of no weight to the acquittal of the prisoner in this case –

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prisoner, its accompaniment proved to be the original petition, which he had presented to, and had been rejected by, the zillah court – which, tho' bearing date the 15th of June, is proved by the endorsement of the proper officer of the zillah court, supported by his testimony on oath, to have been delivered in court only on the 18th of June, on which day, and not before, the prisoner contends that he was confined at the instance of the plaintiff in the Vydenathaiven.

The Court conclude that no record existed in the zillah court of the date of the endorsement in question; for it is not to be believed that, with the magistrate could have referred to, the magistrate could have relied on a loose expression in a subsequent petition, quoting the date of his former petition to the zillah court, as containing evidence that the petitioner spoke falsely in asserting that he presented it on a day three days subsequent to its date.

It must be further remarked that the endorsement on the appearance of the summons served upon the prisoner, and which has been produced against him, might reasonably excite in the most unsuspecting mind, distrust

of the evidence by which it was
corroborated. — Not only was
the endorsement made by the
naib nazir, unusually superadde
=d to by the nazir; but the alter=
=ation of the date from the 18th of
June to the 15th will be found to be
so clumsily executed as to be per=
=ceptible to common observation
with the naked eye. Yet such has
been the extensive influence of the
authors of the conspiracy that the
nazir, his naib, the hauldar of
the guard and even several of the
prisoners in the debtor's jail have
been brought forward to swear,
that the prisoner
was confined on the 15th of June,
and that the apparent alteration
of the date of the receipt was a
mere blot of ink.

The judge of circuit has
stated his expectation of finding
the principal conspirator in the
defendant and his friends in the
case of appeals, Fean Raimachen
versus Kaonjoa Menon & two
others.

It may be sufficient to
observe that from the impossi=
=bility of the Court Kaonjo
Menon appears to be the person

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who had the strongest motive for
the prisoner's
falsifying the evidence of Cooper
Potter, because it related to a conv=
=ersation between him and Kaon
Ram Menon, in which Kaonjoa Menon
is stated to have described his conduct
on the occasion of his quarrel with
Fean Raimachen, in terms of tolerable
very different from his public repre
=sentation in the papers now submit
=ted.

The influence exerted on this
occasion not only among the im=
=mediate dependents of the court,
=deed of a very alarming
kind, when coupled with the unli=
=mited confidence, apparently repos
in Kaonjoa Menon by the majority
and the unqualified support given
to him in the proceedings now under
consideration, it constitutes a
will of incalculable magnitude.

Read a further letter from
the judge of circuit to the
Western division, dated the 5th of
December, 1810; wherein he submits to
the petition of Ambaa Nyaleen of
Tellicherry, complaining in the
name of his family of the improper

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From the Judge late on circuit in the Western Dn. I am to submit the following statement of a dispute between complainant on the one side of this Family of the respondent on the other, and of an unjust decision of the Zillah magistrate. (Received 7th April 1811)

interference of Koonjoo Menon and Chatoo Menon, the Fookdey Serishtadar, in their private affairs, and of an unjust decision of the Zillah magistrate.

decision of the magistrate on this occasion, is correctly known to be illegal in sentencing an individual to remain in confinement until the fine imposed upon him for preferring a litigious complaint should be paid instead of fixing a "definite period of imprisonment "to be held as equivalent to the fine," as prescribed by section XXXI, regulation XII of 1802.

The irregularity of his proceedings in the case, as detailed by the pledge of circuit, is striking. — The party complaining is stated to have been subjected to a long examination of three days, during two of which the party complained of was permitted to cross-question him, and the defendant's answer, bearing date the 4th of September, on which day the complainant was first examined, is stated to have been ascertained by the endorsement of the magistrate to have been recorded only on the 6th of that

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month, when all the examinations closed.

The pledge of circuit further states that the defendant Koonjoo Menon extracted from the complainant his written per ale receipt for the sum which he admitted to have received, previously to framing that action, which he contended was a litigious complaint.

The proceedings certainly warrant this conclusion, since the endorsement of the magistrate determined the date of the delivery of Koonjoo Menon's answer to be the 6th of September, and the date of the institution of the suit by Koonjoo Menon against the Fookdey Serishtadar, which is stated to be the same day. The charge

Nothing could be more irregular than this proceeding. Nothing better calculated to strengthen the idea that Koonjoo Menon at all events to be supported, particularly after the petition of the complainant had been refused to be received for a week unnoticed.

The Circuit agree in opinion with the pledge of circuit, that the whole mass of evidence taken on this occasion appears to be calculated to involve the litigation unjustly, and to throw light upon the truth — and it may be doubted

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to this circumstance. that upon an attentive perusal of the proceedings the Court do not attach the same importance to the interference of Raonjee Pherau in this particular case as is stated by the pidge of circuit. According to the declaration of the complainant it was limited to procuring the females of the family, who are said to have been turned into the street, admission into the house for the night. — In fact it appears to the Court to bear the character of the interference of a neighbour, rather than can assume the arrogation of authority. But any interference from a native officer of a court is liable to suspicion.

The proceedings, however, are irregular throughout. The magistrate has, in this as in other cases, confounded civil and criminal jurisdiction in exercising the powers vested in him. — The complaint being not of an assault, but of a civil injury sustained at the hands of the defendants, the course of proceeding to be observed against both was a regular suit in the Zillah court.

North west letter from the

H. C.

5th April, 1811

From the Judge late on circuit in the Western Commissionership, dated the 4th of January last — forwarding extracts from the record of the two calendars, specified in section XVII, regulation VI of 1802, which is therein directed, had been delivered to him by the Magistrate of the Zillah of North Malabar.

(Recorded No 469 of 1811)

The extracts submitted include, besides the cases stated already, several cases of a similar description, unsupported by formal proceedings, which the magistrate appears to have considered unnecessary to accompany in detail the complaints, as directed in dispensing with the original provision of the existing regulations. On the contrary it is expressly declared in section XVII, regulation VI of 1802, that "these calendars are to be accompanied with all the original papers and proceedings in each case" — as obviously necessary to enable the court of circuit to form the opinion therein required of them.

The Court have not deemed it necessary to go into a particular consideration of each case contained in the calendars, as they are generally of the nature already

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discerped:- but it is adviseable they owe to the magistrate to observe that as far as a judgment can be formed from the papers before them, he does not appear to the Court to have been actuated by improper motives in these proceedings. If however, such deviations from established procedure are to be sanctioned, it is obvious to remark, that the benefit of the regulations becomes questionable

In these proceedings the Court have confined their observations to the errors committed by the Zilla magistrate, and they have omitted to notice the more violent animadversions contained in the letters from the judge late on circuit, which evince too much of the warmth of personal feeling, initiated by the improper allusions made to his private concerns in the proceedings of the magistrate

And the Court wish that their proceedings might close here:- but a letter dated the 16th Ultimo, received from the second judge presiding at the first quarter

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sessions of the current year held at Tellicherry, appears of a nature to require the most serious consideration of Government.

(Vide Letter from the 2nd Judge, forwarding at the first Quarter Sessions, on the Malabar Districts.)

(Perusal No 165 of 1811)

The second pledge submits copies and translation of two petitions received from Palakaal Komoo Nair praying an initiation of the Zilla of South Malabar - in one of which he complains of the hardship of having been compelled to go up to Tellicherry to answer a complaint prefered against him by a peasant named Koppally Kanara Menon, that on pretence that the case may be tried before the Southern Zillah Court of Circuit in the month of April, he has been forcibly ejected out of his house, the private writings of which have been plundered, and of having been compelled to give up certain bonds, the property of the petitioner, and to which he is liable to be sued. The second pledge also forwards copies of precepts issued by him to the Zilla magistrate for information concerning the malconduct of the petitioner, and of the Zilla magistrate's returns thereto; and the enclosures in the above letter of 1807, copies of the Court's proceedings in the magistrate's inquiry into the charges brought against him by the petitioner, describe further proceedings of

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of the magistrate against Walakad
Cunei Ram Menon, upon which
the Court at present refrain from
passing an opinion, as further
matter regarding the same subject
is pending before them: but that the
declaration of the magistrate that
"he is of opinion he is warranted in
following up information, no
"matter how and by what means
"he comes by it, to detect & apprehend
"public offenders of whatever de-
=scription they may be", has ap-
=peared to require to be noticed.

Omitting, however, all con-
=sideration of the injury done to
individuals by the proceedings
of the magistrate, the Court deem
it to be incumbent upon them to
solicit the attention of Government
to the language used by the ma-
=gistrate in his letter, dated the
13th Ultimo, in reference to the
Provincial court for the Western
division.

The terms "foul conspiracy
and "infamous combination
are unusual in an address from
an inferior to a superior court,
and if this had been the only paper
before the Court, they could not have
had not a moment's hesitation in
vindicating the authority and
character

7 F. Cc.

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character of the superior court by
the immediate suspension of the
offender from office, under the pro-
=visions of section XXIV regula-
=tion VIII of 1802: but the Court, having
already come to a resolution, for the
~~present in consequence of the~~ reasons recorded on these proceed-
=ings, to lay before Government
the papers previously received, have
deemed it preferable at once to
submit the whole subject to the
Honorable the Governor in Council.

The Court therefore direct that
the several references, read this day,
from the Judge late on circuit in
the Western division, and the second
the Judge's letter of the 16th Ultimo, be
transmitted, with extract of these
proceedings to the Secretary to the
Government in the Judicial Depart-
=ment, for the purpose of being laid
before the Honorable the Governor
in Council.

Sent following letter

(Recorded A)

To the Judicial Secretary to Government

Read letter, dated the 25
=lection, from the Judge on circuit
in the Western division — forwarding
copy of the calendar received from
the magistrate for the town and
esta-

From the Judge on circuit in the Western Division with copy of the Seringapatam calendar.

in Coud of Seringapatam.

(Perusal: No 170)

The Court are not aware under what authority the judge on circuit may have visited Seringapatam at this early period in the first circuit of the current year — that station being according to the fixed order of succession established by clause fourth, section VII, regulation I of 1814, the last at which the jail deliveries in the Western division are to be held.

Ordered that an extract of these proceedings be sent to the judge on circuit, who will at the same time be instructed — and the rule will in future be observed by the court of circuit — to report for the information of this Court the period of his arrival at, and that of his departure from, each station on his tour.

Sent following precept

To the Judge on circuit in the Western Division. (Perusal B.)

Ordered that similar instructions be issued to the court of circuit in the Southern Division.

Sent following letter

To the court of circuit in the Southern Division. To the Rt. Hon. Sir Alexander Mathew Bart. (Perusal C. & D.)

Read letter, dated the 25th ult. from the acting magistrate of Cuddapa — reporting the escape from the gaol of that station of Ramasawmy Moodelly, a prisoner under trial for murder, and requesting the aid of the police in his apprehension.

in the Western division — enclosing a copy of the calendar for the gaol of Tanjore for the present year.

From the Judge on circuit in the Western Division with copy of the Tanjore calendar.

(Perusal No 181.)

Read letter, dated the 30th ultimo, from the judge in the Southern division — with returned warrant of execution in case No. 60 of the gaol of Madura, 2d Sessions of 1810.

From the Acting Judge in the Southern Division with returned warrant of execution in case No 3 gaol of Madura 2d Sessions 1810.

(Perusal No 182.)

Read letter, dated the 1st ult. from the acting magistrate in the gaol of Verdachalum — forwarding a list of persons proclaimed for the last month.

From the Acting Magistrate of Verdachalum with returned warrants of execution and the last month's register of persons proclaimed.

(Perusal No 184.)

Read letter, dated the 30th ultimo, from the judge on circuit in the Southern division — with copy of the calendar received from the magistrate of the gaol of Combaconum.

From the Judge on circuit Southern Division with copy of the Combaconum calendar.

(Perusal No 185.)

Read letter, dated the 1st instant, from the acting magistrate of the gaol of Chittoor — forwarding a list of persons proclaimed for the last month.

From the Acting Magistrate of Chittoor with list of persons proclaimed in that gaol.

(Perusal No 186.)

Read letter, dated the 25th ultimo, from the magistrate of the gaol of Cuddapa — reporting the es

of a prisoner, named Kudregaliadoo, who is stated to have been confined in the port of Gunnancadah since the period at which the ceded Districts accrued to the dispossession of the Company's government.

From the Magistrate of Cuddapah submitting the case of a prisoner named Kudregaliadoo, stated to have been confined in the fort of Gunnancadah since 1799 1800.

(Perusal No. 10)

The Court, after mature deliberation on all the circumstances of the case, as reported in the letter before them, entirely concur in opinion with the Zillah Magistrate that the release of the prisoner, except on the security of persons of unquestionable responsibility, might endanger the safety of the lives and properties of the subjects of the British Government in the Zillah of Cuddapah.

It appears, therefore, to the Court to be necessary that the magistrate should detain the prisoner Kudregaliadoo in custody until he shall give such substantial security for his future good behaviour and appearance when required, as the magistrate may in his discretion deem sufficient on due consideration of his offence, his notoriously bad character, and the consequent risk to be apprehended from his being at large.

Ordered that a extract of this proceeding be sent to the Magistrate

To the Magistrate of Cuddapah

(Sent Roll letter 6)

At a Court of Circuit

Tuesday April 5th 1811.

Present

Andrew Scott, Esqr
John Read, Esqr
Edward Cotsford Greaney, Esqr

Read letter from the Register on circuit in the Centre division, dated the 3d Instant - forwarding returned warrants of execution in cases Nos 2 & 15 of the Zillah of Bellary.

(Perusal No. 18)

From the Judge on circuit in the Centre Division with returned warrants of executions in cases Nos 2 and 15 Bellary calendar 1st Sessions 1811

Read report of prisoners in the Zillah of Nellore, for the month of February.

(Perusal No. 19)

From the Magistrate of Nellore reports of prisoners for February

Read letter dated the 3d Instant from the Register to the Court of gaol delivery in the Centre division - forwarding copy of a letter from the Assistant Judge third in the latter stating that indisposition prevented him from presiding at the second quarter sessions of the current year for the Zillah of Chittoor; and reporting that the second judge had in consequence been induced to proceed to the trial of the prisoners committed or held to bail

From the Court of Quarter Sessions on the Centre Division - stating that the 3d judge has commenced the gaol delivery, the 3d judge being prevented from holding sessions

(Perusal No. 193)

The Court direct that the

5th April 9th April 1811

appointed by the resolution of the second pledge &c. commu-
=cated for the information of the Ct
of quarter sessions in the Co
division.

Sent following letter

To the Court of Quarter Sessions in the Southern Division (Pericentre A)

Read the draft of a
regulation to provide more effe
=ctually for the punishment of per
=jury, subornation of perjury and
forging, and to alter the provis
=ions in force for the payment of a re
=ward on the conviction of par
=ties offenders.

Draft of a regulation (Pericentre A ff 1.)

Read a letter from the Secretary to Government dated 9th April 1811 proposed regulations are submitted to the Honorable the Governor in Council as important amendments of the existing regulations, and as such the Court respectfully beg leave to request that the Governor in Council may be pleased to take into consider=ation propriety of its adoption

Ordered that a extract of the proceedings be sent with the draft to the Secretary to the Govern=ment in the judicial department

Sent following letter (Pericentre B)

To the Judicial Secretary to Government &c.

Read a letter from the first pledge in the Southern division to the Court: precept of the 9th December last, commanding him to give to the ma=gistrate of the Zilla of Salem certain instructions, which appeared necessary on a review of the proceedings in case No. 17 of that Zilla, 2d Sept. 1810. (Pericentre No. 188)

From the 1st Judge in the Southern Division forwarding for perusal with enclosures the Returns to process issued in case No. 17 of the Salem Zilla, 2d September 1810.

The first pledge in his letter attracts the attention of the Court "to the concluding paragraph of the "Salem magistrate's letter" — wherein "he leaves it to the senior pledge on "circuit to consider what part of "regulation XXXV. A.D. 1802 can be "introduced into his zilla

To the Judicial Secretary to Government &c.

Both of the objects of the proposed

5th Apl.

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From the Magistrate of Bellary, with respect to prisoners confined under sentence.

The Court direct that the first pridge be informed that under the existing regulations no part of regulation XXXV of 1802 is applicable to any gilla Court that of Chingalpet.

The Court have it, however, in contemplation to call upon the Courts of Circuit to report for the information whether any, and what, objections exist to extending the provisions thereof to the several gillas within their respective jurisdictions.

Ordered that the first proceedings be sent to the first pridge in the Southern division for information following letter

(Here enter C)

To the First Judge in the Southern Division

Read letter, dated the 29th ultimo, from the magistrate in the gilla of Bellary - enclosing a list of prisoners (in all 329) confined under sentence in the gilla.

(Here enter No. 164)

Read letter, dated the 28th ultimo, from the pridge presiding at the second sessions of the Court of Circuit for the Western division - submitting a copy & translation of a petition received from Coonce Nan Menon, wherein he requests to forward petition presented by him to the Courts of appeal and circuit; complains that on the night of the 25th Koombhum, M.S. he was forcibly turned out of his house by the delaget Panooney and four "Kolkars," who placed centinels over it, that on the 26th the door of it was sealed by the Tehsildar of the gilla court, and he was thereupon sent to the faloujdaree jail, and that during the period his house was in charge of the Kolkars, it was forcibly broken into, states that he has given good security for his appearance to answer the charges preferred against him; and accordingly praying that he may be released from confinement.

(Here enter No. 183)

From the Judge presiding second quarterly sessions on the Western Division - submitting copy and translation of a petition received from Kolkhand Coonce Menon -

The second pridge also submits copies of a precept issued by him to the magistrate of the gillas of North Malabar requiring information concerning the matter of the said petition, and of the magistrate's return thereto shewing the grounds upon which the petitioner was committed for trial, which are as follows, viz.

Gro

5. 9th April 1811

"Gop contempt of the Provincial
"and Zilla courts and libel & de-
"-famation against the Judge and
"magistrate — in officiously in-
"-termeddling in a suit decided
"by the Provincial court against the
"Nellisheram Rajah, writing him a
"letter on the subject thereof from the
"Provincial court house of a very im-
"-proper purport thereby exciting liti-
"-gation, also advising the Raja
"prefer a complaint to the Provin-
"-cial court in consequence of his
"having been deprived by the ma-
"-gistrate of his fire arms, and pro-
"-mising him he would draw up
"such complaint, thereby excit-
"-ing a spirit of discontent and disaf-
"-fection against the magistrate
"amount the native chieftains
"also for gop disrespect to and
"contempt of the Zilla court Nort
"Malabar, in having addressed
"petitions to the circuit court
"containing scandalous and
"slanderous matter defamatory
"of the Judge and magistrate".

The Court having duly
considered the correspondence
referred to in the aforegoing alle-
-gation of the charges preferred
against Palakaat Gonee Ram
Menon — copy of — which correspondence

9th April 1811

Provincial
has been received from the
court by their letter of the 7th Instan
are decidedly of opinion that the
foregoing charges no ground sufficient for
the magistrate's proceeding against
the petitioner

And as the latter part of the
charge
justify the
to constitute a charge
deter individually
the proceedings
upon
-Court, plainly shewing that re-
-spect to the other
-duct, by preferring complaints
to the superior
of the Zillah Court of North Malabar be by precept, returnable within twenty four hours after receipt, commanded forthwith to discharge the prisoner Palakaat Gonee Ram Menon.

Sent following precept

To the Magistrate of North Malabar. (Return to D)

And the Court directed that the
Court of quarterly
be by precept commanded to cause
execution of the following order, viz.

Upon a representation made

5. 9th April 1811

To the Court of quarterly Sessions for the District of Tellicherry

The petition of Kalikaat Coman, Nair Menon, and other documents, that the petitioner has been committed for trial for "gross contempt of the Provincial Zillah Courts, and libel & defamation against the Judge & magistrate, in officiously intermeddling "in a suit decided by the Provincial Court against the Nellisheram Raja, writing a letter on the subject thereof to the provincial court house of a very improper purport, thereby exciting litigation; also advising the Raja to prefer a complaint to the Provincial Court in consequence of his having been "arrested by the magistrate of his province, and promising him he would procure such complaint, thereby exciting a spirit of discontent and disaffection against the magistrate amongst the native chieftains; also for gross disrespect to & contempt of the Zillah Court North Malabar, in having addressed petitioners to the circuit court containing scandalous & slanderous matter defamatory of the judge & magistrate:"

It is ORDERED by the Court that the said commitment be quashed for the insufficiency of the grounds thereof.

Sent following Precept (Received)

To the Court of quarterly Gaol delivery on the Northern Division

9th April 1811.

With reference to that part of the second judge's letter, wherein he attracts the Court's attention to the "long lay" alleged to have been gone "into by petitioner's house during "the time it was under the custody of "the magistrate's officers" and requests therein orders thereupon — the Court will leave it to the petitioner, on his release from confinement, to ascertain the fact and to lodge a complaint with the proper officer, provided that the magistrate will feel it to be an indispensable obligation of his public duty to discover the parties to these offences; and that he will not fail immediately to set on foot a most rigid enquiry into the circumstances of the case, with a view to satisfy himself that no blame whatever attaches to the officers, who had charge of the prisoner; or that, if it should appear that they, or any of them, are chargeable with wilful neglect, or that they were concerned in, or connived at the long lay, he will proceed against them accordingly.

ORDERED, that extract of these proceedings be sent to the

9th April 1811

Court of quarterly jail delivery
for Western division.

Sent following letter
(Persentia F.)

To the Court of Quarterly gaol delivery on the Western Division.

Gentlemen

Read letter from Sherris-
-pistrate of the zilla of Masulipa-
-tam - enclosing a list of five
persons, described to be Sundar
dinkyts and "most notorious offen-
-ers, who are reported to have been
in the constant habits, for several
years past, of committing murder
and other acts of criminality; and
requesting authority to offer rewards
of Rupees 10,000 each for their appre-
-hension - adding that Govern-
-ment have already authorized
the payment of that sum
on the apprehension of one of the
parties.

From the Magistrate of Masulipatam requesting authority to offer rewards of Rupees 10,000 each for the apprehension of several sundar dinkyts.

(Here enter No. 101)

The amount of the rewards
proposed by the zilla magistrate
is considered by the Court to be
exceptive; and to be further objec-
-tionable from their magnitude,
as being calculated on future
occasions, wherein it may be found
necessary to have recourse to the

9th April 1811

means provided by regulation
XIII of 1809 for the apprehension
of sundar dinkyts & other concern-
-ed in the commission of gang
robbery in that & the neighbouring
zillas - to render smaller rewards,
however suitable to those occasions,
ineffectual to call forth the exertions of individuals in bring-
-ing offenders of the above descrip-
-tion to punishment. And on the offer,
made some time since, of a reward
of Rupees 10,000 for the apprehension
of Kuttabinky Tummerazy, it is stated that to
have failed of the intended pur-
-pose, there is little reason to
look for better success from the same
offer of a similar sum.

The Court are, however, disposed
to expect some beneficial operation
from the proclamation required to be issued
by the 3d clause of section
III of the regulation referred to, and the reward
which may thereon be directed to be pursued
should be limited to the payment
of Rupees 5,000 - it being understood that
the proclamation is to be published
in the zillas - the requisition to the party
proclaimed to appear at the ma-
-gistrate's office by a certain day
to answer to the matter alleged
against him, accompanied by a declaration
that in default of his appearance
he will be held guilty of the crime
of which he is accused, and liable to punishment accord-
-ingly; and the subjoined notifi-
-cation

[illegible] Sessions of the Peace holden at

Wednesday April 10th 1811. Present

Candien Scott, Esqr
John Read, Esqr
Edward Capt Greenway, Esq
} Quarter Sessions.

Read return from the first pidge in the Southern Division to the Court's precept of the 10th December last comprising a return to instruct. the magistrate of the Gila of Verdachelum to furnish certain additional information and documents required by the late Assizes in case No 89 of the Gila, 2d Sessions 1810

Read again return to the precept of 10th September 1810 from the first pidge in the Southern Division separating in the proceedings in case No 89 of the Gila of Verdachelum, 2d Sessions 1810 Prisoner, Chimafonby Chattopa Charge, Perjury. Pleads Guilty

From the first Judge on the Southern Division.

From the Judge on circuit on the Southern Division respecting his proceedings in case No 89 of the Gila of Verdachelum

The Court having duly weighed the proceedings of the Court of [illegible]ed the proceedings of the Provincial circuit, the future of the Provincial law officer and the future of the [illegible] cases and concerning and practice of the Four Pace Adelaide, and pleased

[illegible] 29th April 1811

[illegible]cation that all persons aiding or harbouring him while he person [illegible]ably subject to fine, imprisonment and confiscation of property - and it is reasonable to presume, that [illegible] effect to occasion at least an unusual degree of alarm to the parties, and may, in that light be considered to operate as a means of preventing justice.

The Court, therefore, on submitting the magistrate's application to the Honourable the Governor in Council beg leave to recommend that he may be authorized and directed to issue proclamations, according to the form prescribed by section VIII of 1809, to be issued and published in the manner therein specified - offering rewards of 1000 rupees each for the apprehension of the several persons named in his letter; and that the magistrate's further proceedings against the parties proclaimed be guided by sections V. VI and VII. of the said regulation.

Ordered that extracts of these proceedings, with copy of the magistrate's letter, be transmitted to the Secretary to the Government in the judicial department, for the purpose of being laid before the Honourable the Governor in Council.

To the Judicial Secretary to Government (Post pole 9 letter — G.)

10th April 1811

to confirm the said sentence of the Cazee adl. Coorgul and maaftaic aforesaid and direct that the prisoner Chinna Fouley Chitty be forthwith discharged.

Sent following letter (Recd. No 176)

To the Judge on circuit in the Southern division. (Recorded A).

Read letter, dated the 21st Ultimo, from the Judge on circuit in the Western division - reporting his proceedings in case No. 25 of the file of South Malabar - Prisoner, Pottoly Kooree Kamoo - Charge, Arson.

From the Judge on circuit in the Western division refers his proceedings in case No 25 of the file of South Malabar.

The Court having maturely considered the proceedings held before the Judge on circuit, the sentence of the Provincial Court of Cazee adl. Coorgul and maaftaic of the Sudder Adalut, are pleased to confirm the said sentence of the Cazee adl Coorgul and maaftaic aforesaid, and direct that the prisoner Pottoly Kooree Kamoo be forthwith discharged.

Sent following letter (Recorded B.)

To the Judge on circuit in the Western division.

Read letter, dated the 12th Penultimo, from the Special Commission in the Northern division - referring their proceedings

10th April 1811

in case No. 6 on the second calendar of the state prisoners, committed by the magistrate of the file of Cicacole - Prisoners, Audivitty Brammanah and Gudda Famma naidoo - Charge, Rebellion. (Recorded No 169)

From the Special Commission in the Northern division refers their proceedings in case No 6 second calendar file of Cicacole.

The Court having duly weighed the proceedings held before the Special Commission, the sentence of the Provincial Court of Cicacole, and the opinion of the Law officers of the Sudder Adalut, are pleased to confirm the said sentence of the Provincial Court of Cicacole and maaftaic aforesaid, and direct that the prisoners Audivitty Brammanah and Gudda Famma naidoo be released.

The Court direct that the whole record of the proceedings of the Special Commission in this case, and the final judgment thereupon, be transmitted to the Secretary to the Government in the Judicial department, with their request that the same may be laid before the Honorable the Governor in Council, in order that the Court may be favored with the orders of Government before the sentence to be carried into execution.

Ordered that extract of the

10th April 1811

the proceedings be sent by Mr Secretary Graham.

Sent following letter

(Recentin C)

To the Judicial Secretary to Government

Read letter, dated the 20th ultimo, from the judge on circuit in the Southern division, referring his proceedings in case No 29 of the Villa of Combaconum — Prisoner, Samaagoorooral — Charge, Arson

From the Judge on circuit in the Southern division refers his proceedings in case No 29 of the Villa of Combaconum

(Recentin No 760)

The Court having duly considered the proceedings held before the judge on circuit, the futwa of the Provincial law officer, and the pleadings of the Cazee and moofteer of the Tranquebar Adalut, one pleader for the prosecution the said futwa of the Cazee and moofteer aforesaid, and direct the release of the prisoner Samaagoorooral.

Sent following letter

(Recentin D)

To the Judge on circuit in the Southern division

8 (illegible)

At a Court of the Hon.ble Board Adalut held on Saturday April 13th 1811

Present

Andrew Scott, Esqr
John Read, Esqr
& Edward Croft Greenway, Esqr

(Three judges.

Read letter, dated the 9th instant, from the secretary to the Government in the judicial department communicating the resolution of the Government in the three sentences passed by the Court on Arikalloo Kanakanalloo, Vota Naikanah, Vellaloo Kandagoory Nungapah and Gottaloo Boosamah, in case No 8 of the second calendar of state prisoners confirmed by the Magistrate of Negapatam, and also on the final judgment on the prisoner Sookeer Tackeer, in case No 4 of the first calendar — Caughas.

From the Judicial Secretary to Government communicates the resolutions of Government on sentences in cases Nos 8 and Special Commission Southern Division.

(Recentin No 199)

The Honorable the Governor in Council having been pleased to confirm the sentences of acquittal passed in the two cases above referred to: —

Ordered that the same be done accordingly.

Sent following letter

To the Special Commission on the Northern Divisions

(Recentin A)

Read

13th April 1811

Read letter, dated the
letting, from the acting magis-
=trate in the Zilla of Combaconum
=transmitting reports of prisoners
the month of February.

From the Acting Magistrate of Combaconum with reports of prisoners for February.

(Perusal No. 150

Read letter, dated the
Instant, from the Judge on cir-
=cuit in the Western division.

From the Judge on circuit on the Western division reports his return to the Sudder station, and requests to be instructed whether he is expected to visit the stations of the Southern Zillas

(Perusal No. 151

The Judge reports his ar-
=rival at the Sudder station, on
"Roaring winds in succession"
"three Zillas" comprised in
Western circuit, and requests
"instructed whether he is not
"exceed a second time to the Zilla
"South Malabar."

The third pitkey visit to the
Zilla of South Malabar at the
commencement of the present
=circuit could only, under the
contained in Regulation
Regulation, have
it's object to complete the four
=teen days for the second period
commenced by the Judge, upon
upright, but left unfinished at the
close of his circuit.

And as, under the provi-
=sions of Clause fourth, Section

13th April 1811

Instant from the Judicial Secretary to Government transmitting applications for pardon to 6 Kudumbas Ellayen Moutans and 2 Perseas in Zilla Combaconum

(Perusal No. 200

Ordered that copy of the
above letter be sent for the infor-
=mation of the Magistrate of Combaconum.

Sent following letter

(Perusal C.)

13th April 1811

=lation I of 1811, the Zilla of South
Malabar cannot, in the existing
circuit be visited until after the
gaol delivery for the Zilla of Tanjore
shall have been concluded — the
Court consider it to be indispensa-
=bly necessary that the Judge on cir-
=cuit should proceed to Calicut
for the purpose of delivering the Gaol
of that Zilla.

Ordered that extract of these
proceedings be sent to the Court of
Circuit in the Western division.

Sent following letter

To the Court of Circuit on the Western Division.

(Perusal B.)

Read letter, dated the 9th
Instant from the Secretary to the Go-
=vernment — stating that the Honorable the
Governor in Council is pleased to dis-
=charge the magistrate of the Zilla
of Combaconum to tender conditional
=al offers of pardon, to the parties
named in his applications of the 1st
of November, and 1st of December, 1810.

(Perusal No. 200

Ordered that copy of the
above letter be sent for the infor-
=mation of the Magistrate of Combaconum.

Sent following letter

(Perusal C.)

13th April 1811

Read letter, dated the instant, from the Judge on circuit in the Northern division (Annexure No 201)

From the Judge on circuit in the Northern Division with copy of the Vizagapatam calendar.

The Judge encloses copy of calendar for the Zillah of Vizagapatam, whence the business of first session of 1811 is stated to have been completed on the 1st Instt

Ganjam being the only other Zillah in the Northern division, which remained to be visited during the present circuit the second Judge will be enabled at an early period to return to Madras and attend to the business of the Court of Circuit.

Ordered that the proceedings thereof be referred to the Judges on circuit — who will report their arrival at Masulipatam.

Sent following letter, (Annexure D)

To the Judges on circuit in the Northern Division

Read letter, dated the instant, from the 3d Judge in the Northern division — inclosing copy of the Calendar for the Zillah of Vizagapatam for the Sessions of April 1811 (Annexure No 190)

From the 3d Judge on the Northern Division inclosing copy of the calendar for the Zillah of Vizagapatam for the Sessions of April 1811.

Z U

At a Court of the Foujdaree Adawlut.

Tuesday January 7th 1812.

Present

Andrew Scott, Esqr
John Read, Esqr
Edward Croft Greenway, Esqr
} Puisne Judges

Read the following letters with the reports of prisoners for the month of March, in the Zillahs of Canara, Verdachalum, Dindigul, Coimbetoor, Chingleput, Tinnivelly, Cuddapa, Ganjam, Masulipatam, Salem, Seringapatam, South Malabar, Guntoor, Vizagapatam, North Malabar, Tinnevelly, Rajahmundry, and Combaconum.

From the Magistrates of Canara, Verdachalum, Dindigul, Coimbetoor, Chingleput, Tinnivelly, Cuddapa, Ganjam, Masulipatam, Salem, Seringapatam, South Malabar, Guntoor, Vizagapatam, North Malabar, Tinnevelly, Rajahmundry, and Combaconum with reports of prisoners for March.

See reports in Nos 215, 216, 217, 218, 219, 220, 225, 226, 227, 228, 237, 239, 244, 245, 259, 262.

Read the following letters with reports of prisoners confined under sentence in the Zillahs of South Malabar, Combaconum, Vizagapatam, Canara, Verdachalum, Masulipatam, Guntoor and Trichinopoly — no reply.

From the Magistrates of South Malabar, Combaconum, Tanjore, Vizagapatam, Canara, Verdachalum, Masulipatam, Guntoor and Trichinopoly with reports of prisoners confined under sentences.

See reports in Nos 238, 240, 246, 246, 247, 248, 260, 261.

Read letter, dated the 9th

7th May 1811

Ultimo from the magistrate of the Zilla of Madura - enclosing his report of prisoners for the month of January.

From the Magistrate of Madura with reports of prisoners for January.

(Reference No. 204)

Read letter, dated the Ultimo, from the magistrate of the Zilla of Vizagapatam - enclosing his reports of prisoners for the month of February.

From the Magistrate of Vizagapatam with reports of prisoners for February.

(Reference No. 205)

Read return from the magistrate of the Zilla of Vizagapatam, to the Court's precept of the 25th January, directing his attention to the orders of Government for proclaiming Mukkonta Centrioly late Durogha of Meecanah, to be disqualified from serving the Office

From the Magistrate of Vizagapatam, return to precept directing him to proclaim the late duroga Mukkonta Centrioly and to institute a summary process against him.

(Reference No. 206)

Read letter, dated the 13th Ultimo, from the first judge in the Southern division - with returned warrant of execution in case No. 7 Zilla of Trichinopoly, 2d Sept. 1810.

From the 1st Judge on the Southern Division with returned warrant of execution in case No. 7 Zilla Trichinopoly July 2d Septr 1810.

(Reference No. 207)

Read return from the magistrate in the Zilla of Bellary to the Court's precept of 11th Ultimo commanding him to receive

7th May 1811 into his charge, the convicted Nautchy banished from Decaporam.

From the Magistrate of Bellary, return to precept directing him to receive charge of the convicted Nautchy from Decaporam.

(Reference No. 208)

Read letter, dated the 6th Ultimo, from the judge presiding at the 2d quarter sessions of 1811 in the Southern division - enclosing copy of the Trichinopoly calendar.

From the Court of Quarterly Sessions on the Southern Division - with copy of the Trichinopoly calendar 2d Sept. 1811.

(Reference No. 211)

Read letter, of the same date from the judge on circuit in the Southern division - with copy of the Tondigalum calendar.

From the Judge on circuit on the Southern Divisions - with copy of the Tondigalum calendar.

(Reference No. 212)

Read letter, dated the 4th Ultimo, from the Magistrate of Chingleput - with report of convicts in the depot for transportation.

From the Magistrate of Chingleput, report of convicts on the depot for transportation.

(Reference No. 221)

Read return from the magistrate of the Zilla of Rajahmundry to the Court's precept of the 1st Ultimo, commanding him to send the prisoner Paula Mudlao to Masulipatam for the purpose of being brought to trial before the court of quarterly gaol delivery.

From the Magistrate of Rajahmundry, return to precept directing him to send the prisoner Paula Mudlao to be tried at Masulipatam.

(Reference No. 229)

Read letter, dated the 17th

10th April 181

To the Judicial

From the Judi
reports his proce
of Tombecomun

7th May 1811

Ultimo, from the pidge per
the 1st quarter sessions of 1811 in
Western division - enclosing
of the North Malabar calend

From the Court of Quarterly Sessions on the
Western division with a copy of the North Malabar
calendar 1st Sessions of 1811.

Recd entered No. 230

Read return from
pidge on circuit in the North
division, to the Court's precep
the 1st Ultimo - commanding
=ooner Pollecacoary Naraidoo,
care No 6, 3d Ganjam, 1st Sepoy
to be brought before him, and
discharged with an improper
suitable admonition from
bench.

From the Judge on circuit on the Western division
returns to precept requiring him to admonish the
prisoner Pollecary Naraidoo, and then release him.

Recd entered No. 231

Read return from
pidge on circuit in the Weste
division to the Court's precep
of the 5th Ultimo - commandi
to report the periods of his arri
at, and departure from, each
on circuit.

From the Judge on circuit on the Western division
returns to precept requiring him to report the periods
of arrival at, and departure from, each station
on circuit

To the Judg

Recd entered No. 232

Read return from
magistrate in the zillah of No
Malabar, to the Court's precep
9th Ultimo, commanding him
discharge the prisoner Wall
Cooma Nair Menon, in case
on the calendar of his zillah

From the Magistrate on North Malabar returns
to precept requiring the release of
named Wallatat Cooma Nair Menon

7th May 1811

Recd return from the pidge
said magistrate in the zillah of North
Malabar to the Court's precept of the
29th Pern. Ultimo.

From the Judge and Magistrate of North Malabar
returns to the Court's precept of the 29th March.

Recd entered No. 290 of 1811

The Provincial court for the
Western division had by their letter
of the 9th Pern. Ultimo, brought under
the notice of the Court, a letter addr
=essed to them by the magistrate
of zillah North Malabar, wherein he
affirmed, on the oath of one of his
police officers that Wallahaat Cooma
Nainna Menon was concealed in one
of the innermost rooms of the Provin
=cial court house; and requested that
their orders might be directed to
point out his hiding place in order
that the police officer might take
him into immediate custody.

The Provincial court have
that the style of the magistrate's letter
was, under any circumstances, highly
improper, but that, it appearing the
magistrate's operations were not to be
prospered, they could not
consider that he had sought
casion to offer them disrespect

The Court by their precept
of the 29th Pern. Ultimo, enclosing copies
of the Eq

10th Ap

To the

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To the Judg

7th May 1811.

of the letter & enclosures received from the Provincial court for the magistrate's information, requiring him to furnish such explanation as he might have to offer, concerning the subject thereof.

The magistrate communicated his return by stating that "Nalaka "Oorikara Menon, and certain "the Provincial court servants had "been detected holding a very sus= "=picious correspondence with the young "Raja of Nellicherum" - who is ac= =cused, on what grounds does not appear, of having exhibited "proofs "of a most vicious and refractory "disposition", and of having "compli= =cated himself with a party of men "the most abandoned and profligate "habits, the leader of which is the "Oorikara Menon". And in reply to Oorikara Menon he observes "it will suffice to say the magistrate "laboured all in his power to get pos= =session of his papers, but unfortu= =nately did not succeed; that per= "had in defiance of the magistrate's "search warrant locked the door "of his house and effected his escape "from the police people, who had "charge of him - It was in execution "of the second warrant & with the "apprehension, the police people "traced him to the Provincial

7th May 1811

court house, his usual resort"

Hence it would seem that Oorikara Menon had been in custody, and had escaped from that custody. And, if this inference is to be drawn from the magistrate's ex= =tract, the Court will agree with him that the officer would have been fully justified in taking into im= =mediate custody any person under such circumstances - they will go further, and say that the officer was bound to follow his prisoner, wherev= =er he had taken refuge, not ex= =cepting the room of the Provincial court, and that his so following and claiming his prisoner could not be considered disrespectful. - No second warrant could in this case be re= =quisite. But transcripts of the original information and proceed= which might have been called for to support this representation of the case, the magistrate has omitted to furnish; and it is the duty of the Court to remark that his return is altogether destitute of that information, which could alone put the magistrate's proceeding in the attempt to arrest Oorikara Menon, while in attendance on and under the protection of the Provincial court.

Therefore

Admitting, however, the state

10th Ap

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9th May 1811

of the case, as far as regards the previous arrest & escape of the pa
to be as may be inferred from
absence return; admitting al
that the party had retired to a part of
Provincial court house, to whi
the police officer had been den
accept, or of which he could not g
information — while the Court m
disapprove of the terms in whi
the magistrate's address to the Pr
=vincial court is couched, and
condemn the impu
=tation thereby conveyed, that the
had afforded an asylum to a de
=linquent. But, as it does not ap
=pear from the
had taken himself out of the
reach of the officers sent to appr
=hend him, or that his refusal
accompany the officer extended
beyond the period, which might
be occupied in presenting a pe
=tition to the Provincial court
then sitting, this addition, to
the more in need of an expla

The magistrate goes
to enter into a detail into all
=connected with the original
that Court's precept, and has re
=ferred for information
might perhaps have been dis
=pensed

3 — 7 — 11

May, 1811

=pository and to the present, much ir
=elevant declamation, and invective
against the judges of the Provincial
Court, for which, it does not appear
from anything before the Court, he
has, or proposes to have, any other
foundation than the alledged refus=
=al of its members to associate with
him in private life. A determin=
=ation to this effect they appear to
have assumed in their letter of the 8th
Inst. to Mr. Secretary Gahagan,
copy of which was forwarded by their
registrar's letter of the same date for
the purpose of being laid before this
Court. But with this determination,
whether reprehensible or not, and
whether it do, or do not, speak
to the impropriety of the Police magistrate, it
is obvious to remark, it is not the
province of this Court to interfere.
And it might have occurred to the
magistrate that if he have received
a private intimation from
any individuals in the provincial com=
=munity, that they would decline
to associate with him in private life,
he must appeal for redress to the law
of this country, as administered by
the Supreme Court of Judicature at
Madras.

Such private intimations

7th May 1811

be allowed to justify the apparent
which the magistrate has made
in regard to the public conduct
of the judges of the Provincial court
totally unsubstantiated as they
are by any evidence, adduced by
the magistrate, and more than
uncorroborated by the proceedings
which have been transmitted to
this Court.

For it is due to the Provin-
=cial court to record that, whatever
may be the severity of their animad-
=versions on the extraordi-
=nary proceedings of the magis-
=trate, they have on all occasions
afforded him full opportunity of
explaining what appeared to them
to be irregular, and have not in
any instance rejected his conduct
without his own statement of the
grounds, upon which he rested his
justification.

But the Court are unwilling
to lengthen out their proceedings
concerning the relative conduct
of the Provincial judges and the
Jillah magistrate, considering that
the subject has been already fully
reported to Government, and that
the magistrate's present return is
of a nature to supersede further
comment.

7th May 1811

The case of Balakaat Coo-
=rama Menon — the party, to whom
the magistrate's proceedings now in
question have reference — is described
to be that he and certain of the Pro-
=vincial court servants had been
detected holding a very improper
correspondence with the young Raja
of Nelliseram. The subject had been
under the consideration of the Court,
when they recently had the honor to
make their report to Government on
the several references from the pub-
=lic consistent in the Western divi-
=sion; and in their proceedings of the
5th ultimo they reserved their opinion
thereupon, further matter regarding
it being still pending before them.
The case has since undergone full
discussion; and the Court deem the
necessity of relieving the individual
from the effect of the rejection of im-
=due severity, which had been
pursued against him.

The opinion of the Court on
the papers, which were annexed to
constitute the criminal correspond-
=ence with the Raja of Nelliseram,
and the result of their deliberations
on the case, are recorded in their
proceedings of the 9th ultimo, which
the Court deem it proper to submit,
with the original letters and

7th May 1811

enclosures therewith communi-
for the information of the Hon.
the Governor in Council.

Ordered that the
-tuti's return to the Court
-cept of the 29th Penultimo, for
with the original letter & enclo
of the 1st preceding from the Mag
-isterial Court, and extract of the
proceedings be transmitted
retentary to the Government
political department, with
request that the same may be
-mitted to the consideration
the Honorable the Governor in

And the Court directed
extract from their proceedings
the 9th ultimo, with the origin
letter of 28th Penultimo, and
enclosures, from the second j
presiding at the first quarte
sessions of 1811 in North Malab
S.C. No. 240 as also the original letter an
of 10th -
-closures from the judges of the
Provincial Court of appeal, d
the 27th Penultimo, be at the sa
time sent to Mr. Secretary Gallo
sent following letter

To the Judicial Secretary to the Government (Annexture A)

A

Read letter, dated the
23d ultimo, from the judge on
circuit in the c

7th May 1811

From the Judge on circuit in the centre division
with his intention to proceed to Chingalpat.

S.C.

Friday, 10th

-porting his immediate intention
to proceed to the Zillea of Chingalpat.
(Annexture No 253)

Read letter, dated the 23d
ultimo, from the judge on circuit in
the centre division - enclosing copy
of the calendar of prisoners committed,
or held to bail, for trial in the Zillea
of Cuddapa.

From the Judge on circuit in the centre division - with copy of the Cuddapa calendar. (Annexture No 254)

Read letter, dated the 25th
ultimo from the judge on circuit in
the Southern division - reporting the
-proceedings of the court on circuit in
-mencement of the sessions at Salem
-pore in Salem

From the Judge on circuit in the Southern divisions reports his arrival at Salem. (Annexture No 252)

Read letter, dated the 25th
ultimo from the judge on circuit in
the Southern division - enclosing
returned warrant of execution in
case No 16 of the Zillea of Combaconum.

From the Judge on circuit in the Southern divisions - with returned warrant of execution in case No 16 Zillea of Combaconum. (Annexture No 256)

Read return from the Court
of quarterly jail delivery in the
Western division to the Court's pre-
-cept of the 9th ultimo - commanding
immediate execution of an order
of the Court for quashing the indict-
-ment

7th May 1811

10th April

To the Judge

From the

report his

of Combaco

= mant in case No. 44 on the file
for the zilla of North Malabar

From the Court of Quarter Sessions on the Western division. returns its precept with order for quashing the embodiment on case No. 44 on the calendar zilla North Malabar.

Read letter, dated
27th ultimo, from the judge on
= cuit in the southern divis
= porting the discharge of She
Eman, Sheikh Boodan, Sheikh
= ya and Sheikh Ally - cons
upon the non-appearance of the
= secutor to substantiate the de
upon which they were appreh
on 10th February, 1809.

From the judge on circuit in the Southern division reporting the discharge of Sheikh Emam and three others first named on the file of Salem.

Read the Salem
with register of persons prod
during the last month, in the
of Chittoor and Cudapah

From the Magistrates of Chittoor and Cuddapah with registers of persons proclaimed on April.

Read letter, dated
15th ultimo, from the registrar
court of circuit in the Sou
division, acknowledging the
receipt of extract from the Court
proceedings of the 5th preceding
= ining that the periods of gaol
at the departments from, each
a circuit might be reported
their transmission.

From the Court of circuit on the Southern division acknowledging receipt of extract from the Court's proceedings of 5th April.

Salem
dated the 29th ultimo

7th May 1811

Read letter from the judge
on circuit in the Southern division,
submitting to the consideration of
the Court the expediency of postponing
= ing the trial of the persons committed
or held to bail, by the magistrate of
the zilla of Canapooram, until a
future session; or of permitting the
session for that zilla to be held at the town of
Bhuvanee

From the Judge on circuit in the Southern division proposing that the trials at Canapooram should be postponed to the next session for that zilla which should be held at Bhuvanee.

The town of Bhuvanee not
being the station of a zilla magis=
=trate, the Court are not competent
to grant authority to the judge on
circuit to hold a session of gaol-
delivery at that place.

But under the particular
circumstances stated in the above
letter, the Court are pleased to au=
=thorize the judge to proceed from
Salem to Madura, the zilla next
in succession to Canapooram; and
the Court will give future orders
regarding the bringing to trial the
several persons at present under charge of the
magistrate to be tried in the zilla
of Canapooram.

Ordered that extract of this
proceeding be sent to the judge on
circuit in the Southern division.

To the Judge on circuit in the Southern Division.

(Last pole's letter - B)

Read

7th May 1811

Read letter, dated the ult.mo, from the acting magr. in the Jillea of Vizagapatam enclosing a blank list of convicts under sentence of banishment

(From the Acting Magistrate of Vizagapatam with reports under sentence of transportation or banishment.) (Here ante No 255)

Monday May 13th 1811.

Present

Andrew Scott Esqr
John Reid Esqr
Edward Crafts Greenaway Esqr } Puisne Judges.

Read letter, dated the 20th ult.mo, from the Secretary to the Government in the judicial department communicating the resolution of Government on the sentence passed by the Court in case No 6 of the second calendar of prisoners committed by the magistrate of the Jillea of Vizagapatam.

(Here ante No 255)

The Honorable the Governor in Council having been pleased to confirm the judgment of acquittal passed on the prisoners

Sudamitty Brammanah &
Gudda Emma Naidoo -

Ordered that they be forthwith discharged.

Sent following letter

(Here ante A)

To the Special Commission in the Northern Division.

Read letter dated the 9th ult.mo, from the judge on circuit in the Canara division - reporting the proceedings in case No 46 of the

13th May 1811

Zilla of Bellary – Prisoner, Muro Doorgah – Crime, Gang robbery & murder.

From the Judge on circuit in the Southern Division Pencanta No. 179
refers his proceedings in case No. 16 of the Zilla of Bellary

The Court having duly considered the proceedings held before the Judge on circuit, the futwa of the Provincial Law Officer, and the futwa of the Cazee ool Coozzat and Mooftee of the Tuzdanee Adalut, are pleased to confirm the said futwa of the Cazee ool Coozzat and Mooftee aforesaid, and do sentence the prisoner Murkhee Doorgah to be impressioned and transported to Penang of Malei in Land, there to be kept hard labor in irons on the public roads or other public works and during the space of his natural life.

Read letter, dated the 6th ultimo, from the Judge on circuit in the Southern division – referring his proceedings in case No. 16 of the Zilla of Cuddapa – Prisoner, Mooda and Lunkadoo – Charge, Murder.

From the Judge on circuit in the Southern Division Pencanta No. 226
refers his proceedings in case No. 16 of the Cuddapah Zilla

The Court having duly

13th May

1811 considered the proceedings held before the Judge on circuit, the futwa of the Provincial Law Officer, and the futwa of the Cazee ool Coozzat and Mooftee of the Tuzdanee Adalut, are pleased to confirm the said futwa of the Cazee ool Coozzat and Mooftee aforesaid, and do sentence the prisoner Soomadoo & Lunkadoo to suffer death by being hanged at the usual time and place of execution.

Read letter, dated the 6th ultimo, from the Judge on circuit in the Southern division – referring his proceedings in case No. 16 of the Zilla of Cuddapa – Prisoner, Condah Boosegahdoo – Charge, Murder.

From the Judge on circuit in the Southern Division Pencanta No. 232
refers his proceedings in case No. 16 of the Cuddapah Zilla of

The Court having duly weighed the proceedings held before the Judge on circuit, the futwa of the Provincial Law Officer, and the futwa of the Cazee ool Coozzat & Mooftee of the Tuzdanee Adalut, are pleased to confirm the said futwa of the Cazee ool Coozzat and Mooftee aforesaid, and do sentence the prisoner Condah Boosegahdoo to suffer death by being hanged at the usual time & place of execution.

Read

13th May 1811

Read letter, dated 10th ultimo, from the pidge on circuit the Centre division — referring proceedings in case No 45 of the file of Cuddapa — Prisoner, Chinna Reddy — Charge, Murder, and Highway robbery.

From the Judge on circuit in the Centre division refers his proceedings in case No 45 of the file of Cuddapa.

(Vide ante No 231)

The Court having maturely considered the proceedings held before the pidge on circuit, the futwa of the Provincial Law officer and the futwa of the Cazee ool coorgut and mooftee of the Fuojdaree Udalut, are pleased to confirm the said futwa of the Cazee ool coorgut and mooftee aforesaid, and do adjudge the prisoner Chinnapa Reddy to suffer death by being hanged at the usual time and place of execution.

Sent following letter.

To the Judge on circuit in the Centre division. (Vide ante B.)

Read letter, dated 18th ultimo, from the pidge on circuit in the Southern division — referring his proceedings in case No 44 of the file of Tinnevelly, 2d Sessions of 1810 — Prisoner Veerappa Reddy, Charge, Murder.

From the Judge in the Southern Division refers his proceedings in case No 44 of the file of Tinnevelly, 2d Sessions 1810.

(Vide ante No 233)

The Court having duly weighed the proceedings of the court of circuit, the futwa of the Provincial Law officer and the futwa of the Cazee ool coorgut and mooftees of the Fuojdaree Udalut, are pleased to confirm the said futwa of the Cazee ool coorgut and mooftees aforesaid, and do adjudge the prisoner Sungerlingen to suffer death by being hanged at the usual time and place of execution.

Sent following letter.

To the Judge in the Southern Division (Vide ante C.)

Read letter, dated the 4th Penultimo from the pidge on circuit in the Western division — referring his proceedings in case No 20 of the file of South Malabar — Prisoner, Olad — data Nanoo — Charge, Murder.

From the Judge on circuit in the Western division refers his proceedings in case No 20 of the file of South Malabar.

(Vide ante No 173)

The Court having maturely weighed the proceedings held before the pidge on circuit, the futwa of the Provincial Law officer and the futwa of the Cazee ool coorgut and mooftee of the Fuojdaree Udalut, are pleased to

13. May 1811

to confirm the said petition the Cazee aol cooppat & mos aforesaid and direct that prisoner Oleddata Rama discharged.

Sent pole coming letter

To the Judge on circuit on the Northern division. (Remainder D)

Read letter dated

Peinl Cazee from the judge on the Northern division in the pidge of Vizagapatam

stating his proceedings in co

N.o 1 the zilla of Vizagapatam

Prisoner, Soonampooty Ma

Saib - Naagar Brahmen

and Roosain Saib - Cha

Musulman.

From the Judge on circuit on the Northern division reporting his proceedings on case N.o 11 of the zilla of Vizagapatam.

(Remainder No 11)

Read also letter

Cazee aol-coopyat and

stating cause for the

of the trial referred in the

going letter from the judge

circuit

Sessions of the Law officers for revisions of case N.o 11 zilla Vizagapatam 4th September 1811. (Remainder

From the proceedings 1811

the (ourt direct

record be returned to the

of circuit in the North

13. May 1811

that the pidge, proceeding on the sitting circuit, do instruct the magistrate of the zilla of Viza= =gapatam to require the prose= =cutor Jairala Beebee, as also the 1st witness Ananthum Pullanlo, the 4th witness Padmanoo Antunnah, the 5th witness Chinney Atchanah, and the 7th witness Maidaiir Alley, to be in attendance at Vizagapatam by the date which he may fix for the arrival of the court of circuit at that place; - that during his session in that zilla he do direct in case N.o 11 on the calendar the prisoners to be brought before him, and then in the presence of them and of the prosecutor cross= =rogate the aforementioned witness= =es to the several points, upon which their evidence, as at present re= =corded, is explained by the Cazee aol-coopyat and manifest to be defective; - and that, having caused the further examination and also further proceedings of the court of circuit to the proceedings of the pidge now on circuit, he do transmit the record without delay in return to the Court's precept.

for the Sessions 1811

(Sent pole.r precept - E)

To the Judge on circuit on the Northern division.

10th April

To the Se

From th
ept he
Colombo

Z. U.

At a Court of the Fiscal's Office Udaloo

Tuesday
May 14th 1811.

Present

Andrew Scott, Esqr
John Read, Esqr
Edward Croft Greenway, Esq
} Prime Judges.

Read letter, dated the 26th
ult.mo, from the Judge on circuit in the
Northern division — with copy of the
calendar of prisoners committed, or
held to bail, for trial in the Zillas of

K Gangaram.

From the Judge on circuit in the Northern division (Here enter No 270)
the copy of Gangaram's calendar.

Read letter, dated the 27th
ult.mo from the magistrate of the
Zillas of North Malabar — stating that
Kathawoo Potooaal, late Darogha
in the Northern division of Pynaad
has been dismissed from his situation
in pursuance of the orders of Govern-
-ment, and nominating Kowroony
Neddungady, at present Darogha
of the Southern division, for appointment
to the vacant office,
and Vengoo Puttan to
succeed Kowroony Neddungady.

From the Magistrate in North Malabar, submits the (Here enter No 271)
nominations of Kowroony Neddungady & Vengoo Puttan to be
Deroghas

The Court are not aware of
any objection to the arrangement
proposed by the Magistrate of the

14th May 1811

Zilla of North Malabar, for
=plying the reported vacancy

Ordered that extract
these proceedings, and extract
the magistrate's letter, be tra
=mitted to the secretary to the
Government in the judicial
=partment, with the request
Court that the same may be
before the Honorable the Gover
in Council.

Sent following letter
To the Judicial Secretary to Government. (Reference A)

Read letter, dated
from the magistrate of Cuddapa reporting the arrival of the court of circuit at Chingleput

(Reference No 277)

Read letter, dated
instant, from the magistrate
Zilla of Cuddapa - reporting
removal of Gorantel Nair
his situation of Sunkum
and proposing that the office
abolished from the 1st instant
Honorable the Governor in Co
having been pleased to direct
a reduction of the number of
Sunkums in his gilla

From the judge on circuit on the Carnatic division

14th May 1811

(Reference No 276)

The Court are pleased to con=
=form the removal of Gorantel
Nair, and to direct that the office
of Sunkum or police held by that
person be discontinued from the
first of the current month.

Ordered that extract of these
proceedings be sent to the Zilla
magistrate.

Sent following letter
To the Magistrate of Cuddapah. (Reference B)

Ordered that Gorantel Nair's
removal & the reduction of his
office be communicated for the
information of the Civil Auditor

Sent following letter
(Reference C)

To the Civil Auditor

Read letter, dated the 10
instant, from the Chief Secretary to
the Government - enclosing copy
of a proclamation published by
Government for establishing
martial law in the Polygonda
Zemeendaree and other rebellio
districts of the Zilla of Vizagapatam

From the Chief Secretary to Government
&c.

(Reference No 278)

Read

14th May 1811

10th Ap

14th A

To the

From

To the

From

To the

From the Judicial Secretary to Government stating the determinations of Government on the several references from the Court of Circuit Western Division concerning the conduct of the Magistrate of North Malabar.

Fort St. George

At a Court of the Foujdaree Adawlut

Friday the 24th day of May 1811

Present

The Honble Andrew Casamaijor Esqr. } Puisne Judges
John Read, Esqr. }
Edward Croft Greenway, Esqr. }

Read letter, dated the 15th Instant, from the Secretary to the Government in the Judicial department, acknowledging the receipt of extract from the Court's proceedings of the 5th Ultimo, on the Petitions received from the Judge Magistrate in the Western division, bearing date the 31st Octr. 8th 20th & 22d December 1810, and the 1st & 5th & 22d December, 1810, and the 1st January, 1811, and on a letter, dated the 16th Penultimo, from the Judge presiding at the first quarter sessions of the current year in the Zillah of North Malabar; and communicating the sentiments of the Honorable the Governor in Council on the several points therein submitted to his consideration

(Prosecution No 305)

The Court direct that copy with translation of the above Letter, and of the extract from their proceedings of the 5th Ultimo, to which it has reference, be

24th May 1811

transmitted to the judges of the Court of Circuit and quarterly gaol delivery in the Western division by precept commanding them to communicate the same for the information of the magistrate of the zillah of North Malabar.

Adverting to the 7th paragraph of the letter from the judicial secretary to the Government, the Court have to observe that the omission, imputed to the judge late on circuit had not escaped their notice; but they considered it to be the intention of the judge, to refer to the remarks which he had made on similar irregularities noticed in a former letter, and that he confined himself on the latter occasion to such irregularities, as had not been described in his previous report.

And it is the particular instruction of this Court to the zillah magistrate, to direct his attention to the 4th paragraph of Mr. Secretary Galhagan's letter — that, under the provisions of regulation I of 1804, he do appoint forthwith proceed

24th May 1811

to adopt the measures necessary to purge the establishment of the Court under his charge, of the influence which has been observed to have so strongly manifested itself, and the existence of which is not less discreditable to the prevailing system of internal government than incompatible with the due administration of civil and criminal justice.

Read also, letter dated the 12th Instant, from the judge proceeding on the second quarter sessions of the current year in the zillah of North Malabar — reporting certain irregular proceedings of the zillah magistrate in case No. 26, on the supplemental calendar for the first quarter sessions, — which had not come on for trial previously to the commencement of the jail delivery for the second sessions.

(From the Judge and Register of the Western Division — reports irregular proceedings of the Magistrate of North Malabar, in case No. 26 of his calendar.)

(Here enter No. 275)

The letter, now before the Court, having reference to acts of the zillah magistrate, similar in point of irregularity, to those which were submitted to the consideration of Government, under date the 5th Ultimo, the

the Court deem it unnecessary to proceed any further upon them, considering [illegible] to form part of the reference upon which the magistrate has acted upon, and which he is directed by the [illegible] to act upon, and considering the decision of Government, signified in the above-going letter from Mr Secretary Gahagan, to be strictly applicable to them.

The Court have only further to express their hope that the magistrate will not disappoint the reliance entertained by his Honorable the Governor in Council that the explicit declaration of their sentiments will preclude all further discussion; and that the magistrate will in future confine himself strictly within the line of his duty, as prescribed by the regulations, and will, on all occasions, become[illegible] himself with [illegible] respect towards his superiors.

Sent following precept.

(Here enter A.)

To the Magistrate of North Malabar

The judge in circuit in the Western division of

informed, under date the 13th Instant, that the Court considered it to be "indispensably necessary that he "should proceed to Calicut for the "purpose of delivering the jail of "that gaol": and by precept dated the 5th preceding he had been instructed to report "the period of his arrival at, and that of his departure "from, each station on his tour" - a rule, it was added, to be "in future observed by the court of circuit."

The Court not having yet received any report of the arrival of the court of circuit at Calicut, are led to suppose that the judge may have misapprehended, either the intention of the Court, as expressed in their proceedings of the 13th instant, or the tenor of the orders conveyed to him by their precept of the 5th preceding.

It is therefore Ordered that he be by precept returnable within five days after receipt, called upon to satisfy the Court on this point: and, should he not have left

24th May 1811

left the Sudr station Ajmeer
without further loss of time
=pair to the jeilea of South Mal
=bar, and immediately commence
=pear
=sperion of jail delivery

Sent following precept

To the Judge on circuit on the Western Division — (Percentu B)

The judge on circuit
in the Northern division was
under date the 13th ultimo,
instructed to report his arrival
at Masulipatam — whereupon
=pon leaving the only jeilea
remaining to be visited by him
it was also
enabled to return at an early
period, for the purpose of coop
=erating with the joint and third
"judges in clearing the heavy file
"of causes and appeals depend
"ing before the Provincial court"

The reception of jail deli
=very for the jeilea of Guntoor
appears, from the second judge's
letter of the 26th ultimo, to have
closed on the preceding day.
But the Court are not yet in
=formed of his arrival at the
Sudr station.

It is therefore Ordered
for

24th May 1811

that the second judge be, by precept,
returnable within three days
after receipt, called upon, either
to explain the circumstances that
may have prevented his return to
Masulipatam according to the
expectation of the Court, or, should
he have returned, to account for
his omission to report that event
for their information

Sent following precept

(Percentu C)

To the Judge on circuit on the Northern Division

Read letter, dated the 4th
Instant from the magistrate of the jilla
of Guntoor — enclosing a report of
commitments confirmed under sentences
in his jeilea.

From the Magistrate of Cuddapah — with report of commitments confirmed under sentences in his jeilla — (Percentu No 281)

Read letter, dated the 18th
Instant, from the magistrate of the
jeilea of Salem — reporting the death,
on the 12th Instant, of Annigen, late
Daroga of the district of Nomalore,
and nominating Ranga Rao to
succeed him — vacancy
till the vacancy
is filled by the Court are not aware of
any objection to confirming the
appointment of Ranga Rao to be
Daroga of the district of Nomalore,

From the Magistrate of Salem reports the death of the Daroga of Nomalore, and nominates a successor — (Percentu No 304)

24th May 1811

vice Arnigon, deceased.

Resolved, in the
X. regulation I of 1809, that the copy
read this letter be transmitted
with extract of these proceedings
to the secretary to the Government
in the judicial department for the
purpose of being laid before the
Honorable the Governor in Council

Sent following letter
(Reference D)
To the Judicial Secretary to Government

Read letter, dated the
20th Instant, from the pledge on circuit
in the centre division - enclosing
copy of the Calendar
(Reference No. 302)
From the Judge on circuit in the Centre Division with copy of the Chingulpett calendar.

Read letter, dated the
20th Instant, from the pledge proceeding
and the record and proceedings of
the current year in the Gaol of
Chittoor - enclosing copy of the
calendar of prisoners
for trial
(Reference No. 303)
From the Judge on Quarter Sessions in the Centre Division with copy of the Vellore calendar.

Read letter, dated the
13th Instant, from the pledge on
circuit in the southern division
reporting his departure from Tellicherry for Cannanore
(Reference No. 306)
From the Judge on circuit in the Southern Division reports his departure from Tellicherry for Cannanore

Fort St George

At a Court of the Pledges Adelat

Tuesday
May 28th 1811

Present

Andrew Cole Esqr
John Read Esqr
Edmund Croft Greenway Esqr
} Pleas Judges

Read letter, dated the 13th
Instant, from the pledge on circuit in
the southern division - enclosing
copy of the calendar of prisoners
committed, or held to bail, for trial,
by the magistrate of the Gaol of
Salem
(Reference No. 304)
From the Judge on circuit in the Southern division with copy of the Salem calendar.

The Court direct that the pledge
who may precept commanding
a circuit be may precept commanding
to send up copy and transcript of
record of all proceedings held in cause
No. 19, "Ramatelingadien & Moottoo
"Comdien, vers, Sharkanithellian &
"Coopeepaiken - for the murder of
"Ramatewala Comdien, the prose-
"cutor's father."
Sent following precept
(Reference A)
To the Judge on circuit in the Southern division

Read letter, dated the 20th
Instant, from the magistrate of the
Gaol of Chingulpett - enclosing a list
of convicts in the depôt for transport-
ation
(Reference No. 313)
From the Magistrate of Chingulpett with a list of convicts in the depôt for transportation

Read letter, dated the 20th

28th May 1811

Instant, from the pidge on circuit in the Northern division - reporting the arrival of the court of circuit at Paraiporam.

From the Judge on circuit in the Southern division reports his arrival at Paraiporam. (Perientu No. 314)

Read letter, dated the 18th instant, from the pidge on circuit in the Western division - enclosing copy of the calendar of prisoners committed, or held to bail, for trial, by the magistrate of the zilla of Canara.

From the Judge on Circuit in the Western division with copy of the Canara calendar. (Perientu No. 315)

Read letter, dated the 23d instant, from the magistrate of the zilla of Chingulput - enclosing a report of prisoners confined under sentence to the 18th instant.

From the Magistrate of Chingulput with report of prisoners confined under sentence. (Perientu No. 317)

The enclosed report appearing to contain the names of those prisoners only, who received sentence of imprisonment during the last sessions of the court of circuit

Ordered that it be returned to the magistrate, who is without delay to send up a report of the prisoners confined under sentence in the jail of his zilla

Ordered that extract of this proceedings be sent to the

28th May 1811

Zilla magistrate to apprehend [illegible] and thumpoo [illegible] accepted

Read letter, dated the 20th instant, from the pidge on circuit in the Western division - reporting the arrival of the court of circuit in the zilla of South Malabar.

From the Judge on circuit in the Western division reports the arrival of the court of circuit at Calicut (Perientu No. 318)

Read letter, dated the 22d instant, from the magistrate of the zilla of Madura - reporting that Ramasawmy Nayg, a maistry cooly of the house of [illegible] of Madras, is required to attend the ensuing sessions of jail delivery in his zilla, as a witness in behalf of the Sirkar, against Vengaya Nayg No. 31 for stealing

From the Magistrate of Madura requesting that Ramasawmy Nayg a resident of Madras may be made to attend as a witness in behalf of the Sirkar at the ensuing sessions - (Perientu No. 319)

Ordered that notice of the magistrate's requisition be served on Ramasawmy Nayg by the Nazir; and that the Nazir's return be transmitted, with extract of these proceedings, to the zilla magistrate

From the Magistrate of Madura (Perientu C)

Read

10

28th May 1811

Read letter, dated the 27th Instant, from the Secretary to the Government in the Judicial department stating that the Honorable the Governor in Council has been pleased to confirm the appointments of Kawaang Tedungaly to be Daroga of the Northern division of Pygaard, in the room of Koshawa Patawal, dismissed, and of Vengu Patter to be Daroga of the Southern division, vice Kawaang Tedungaly

(Reference No 321)

From the Judicial Secretary to Government confirming the arrangement proposed by the Acting Magistrate of South Malabar for supplying the vacant office of Daroga on the present

Ordered that a copy of the above letter be transmitted

Sent following letter

To the Magistrate of South Malabar

(Reference D)

Ordered that a copy of the above letter be transmitted to the Civil Auditor

Sent following letter

To the Civil Auditor

(Reference E)

Read letter, dated the 30th Instant, from the Acting Magistrate in the Jillah of Canjaam enclosing a report of prisoners confined under sentence in the said Jillah

(Reference No 326)

From the Acting Magistrate of Canjaam with report of prisoners confined under sentence

Wednesday June 5th 1811

Present

Andrew Scott Esqr } Judges
John Read Esqr }
Edward Greenway Esqr }

Read letter, dated the 27th Pemulteema, from the Judge of Circuit in the Centre division, referring his proceedings in case No 20 of the Jillah of Cuddapa - Prisoner, Goparee Soobadoo - Charge, "belonging to a gang who committed highway robbery and murder."

(Reference No 249)

From the Judge of Circuit Centre division, referring his proceedings in case No 20 of Jillah of Cuddapa

The Court having duly considered the proceedings held before the Judge of Circuit, the Jurors of the Pugdaree Cedalut declaring the prisoner subject to Tazeer, are pleased to direct that the Jillah Magistrate do detain him the prisoner in custody Goparee Soobadoo in custody until he shall give security for his future good behaviour and appearance when required.

Read also letter dated the 29th Pemulteema from the Judge of Circuit in the Centre division enclosing his proceedings in case of

No 5

5th June 1811.

to the Court's precept

Court postponing precept

To James Strange Esqr. Puisne Judge
of Circuit Southern Division (Peruntu B)

Read letter, dated the 5th
Instant, from the Judge on circuit in
the Southern Division - enclosing
copy of a letter from the Magistrate
of the Zilla of Tanjore, reporting on the
State of mind of Moothammal who
was tried for murder during the
Fasly 1218 of 1809, and directed
to be confined till the recommendation
should
From the Judge of Circuit (Peruntu No 282)
Southern Division - reports the
Female prisoner Moothammal
to be insane -

Read also letter, dated the
9th September 1810, from the Judge on
circuit - enclosing the Magistrate's
report on the prisoner Moothammal's
State of mind

From the Judge on Circuit S. D. (Peruntu No 1636)
with report of the magistrate of
Salem & other papers concerning
the insane female prisoner
Moothammal -

It appearing to the Court from
the papers before them that the report
of insanity is at present disproved
- cannable in the conduct of the
prisoner, and that she is considered
by the Judge on circuit to be "perfectly
"sound in mind" -

Ordered that the Judge on
circuit be instructed to direct the
Magistrate to release her from
confinement, and to send her to
her relations.

Ordered that a Copy of these
proceedings be sent to the Judge on circuit
for his information - (sent Folio 1 letter C)

To the Judge of Circuit
Southern Division

Fort St. George

Friday June 5th 1818.

Present

Judges.

Andrew Scoble Esqr
John Read Esqr
Edward Croft Greenway Esqr

Read returned warrant
of execution, received from the Judge
on circuit in the Northern division,
in case No. 10 of the Zilla of Rajahmun-
-dry for September 1817.

From the Judge on Circuit N. Division. Returned warrant of execution in Case No. 10. of the Zilla of Rajahmundry -

(Peruntu No 325)

Read letter, dated the 23d
ultimo, from the Judge on circuit
in the Northern division - reporting
his return to the Sudr station -

From Do Do Do reports his return to the Sudr station (Peruntu No. 326)

Read letter, dated the 25th
ultimo, from the Judge on circuit in
the Southern division - enclosing copy
of the calendar of prisoners committed
or held to bail, for trial by the Magis-
-trate of the Zilla of Darapooram.

From the Judge on Circuit Southern Division - with copy of the Darapooram Calendar -

(Peruntu No 328)

The Court direct that the Judge
on circuit be by precept required to
send up copy and translate of the Re-
-cord of all proceedings held in case
No 16 - Seeran onaun, vers, Allauljee
" and Pillaselly - for murdering
" Coilla conaun, the younger brother

5th June 1811

No 5 of the Zilla of Cuddapa - Prisoner Firmal candadan - Charge, "escaping from a guard while on his way from Cuddapa to Chingulput for transportation"

From the Judge of Circuit 6th D. (Hereunto No 250) refers his proceedings in case No 5 of the Zilla of Cuddapa the (Court having duly weighed the proceedings held before the Judge on circuit, the fatwa of the Provincial Law officer, and the fatwa of the (Cazee col coogpat and moofties of the Fuzdaree Adalat, are pleased to direct that the sentence of imprisonment and transportation to Prince of Wales Island there to be kept to hard labour on the public roads or other public works for and during the space of his natural life pronounced by this (Court against the prisoner Firmal candadan under date the 25th of February, 1808 - be forthwith carried into execution.

Sent following letter

To the first Judge of Circuit Southern Division (Hereunto A.)

Read letter, dated the 20th Persult from the first Judge in the Southern division, signed as Senior Judge on circuit" but in fact, presiding at the second quarter sessions of the current year in the Zilla of Tinnivelly - referring his proceedings in case No 7 of

5th June 1811

Remarks of the Law officers on case No 7 Zilla Tinnivelly 2nd Session 1811 -

Re calendar for that Zilla - Prisoner Rayapen - Charge, murder. Value (Hereunto No 243)

Read also remarks of the Cazee col-coogpat and moofties, stating cause for the revision of the trial referred to, and in the foregoing letter

(Hereunto remarks) The (Court direct that the second Judge must be returned to the first Judge in the Southern division by precept, commanding him to instruct the Zilla magistrate to require the prosecutor Annamalai, and the further witnesses deemed necessary by the Cazee col-coogpat and moofties, to be in attendance at the quarterly jail delivery, to be holden on the 23d instant, and the first Judge may postpone the trial of the prisoner Rayapen to the first day of the said quarterly jail delivery, to be brought before him, and then in the presence of the prosecutor interrogated by him and of the prosecutor interrogated by the Cazee col coogpat and moofties to the evidence on record is explained by the prisoner as to the points, upon which his defence, - and that, having examined the further examinations and all the further proceedings to the former prior to recording of the Court of quarterly jail delivery, he do return it the record without delay, for his return to

Judge Brother

5th June 1811

7th June 1811

of the prosecutor

Sent following precept

To the Judge on Circuit in the Southern Division—

(Pers entn A)

Read letter, dated the 6th ulting, from the judge on circuit in the southern division—reporting the close of the sessions at Rajahmundry; that his servants have suspected pain the fever, and that he has recommended Mr Riddell to repair to Bhimavaram

From the Judge on Circuit Southern Division—Reporting the close of the Sessions at Rajahmundry;—the effect of the fever on his servants; and that he has recommended Mr Riddell to go to Bhimavaram—

(Pers entn No 329)

Read letter, dated the 6th ulting, from the magistrate of Gilla of Godavery—reporting the number of prisoners confined and the state of health in his jail.

From the mag.e of Salem—with report of prisoners confined under sentence—

(Pers entn No 331)

Read letter, dated the 4th ulting, from the magistrate of Gilla of Chingulput—reporting the death on the 26th instant, of Sangoolao, a convict on his way from Rajahmundry to the depot for transportation

From the Magistrate of Chingulput—reports the death of a convict for transportation on the road from Rajahmundry—

(Pers entn No 334)

Read letter, dated the 6th ulting from the Secretary to Government in the Judicial department—transmitting a petition of [illegible] stating that he has been pleased to [illegible]

7th June 1811

appointment of Runga Rao to be Darogha in the district of Pondaloor in Gilla Salem, in the room of Annaji, reported to have died on the 12th ulting.

From the Judicial Secretary to Government—Confirms the appointment of Rungarow to be a Darogha in Gilla Salem—

(Pers entn No 339)

Ordered that copy of the above letter be transmitted, with extract of this proceeding, to the Gilla magistrate.

Sent following letter

To the magistrate of the Gilla of Salem—

(Pers entn B)

Ordered that copy of the above letter be communicated for the information of the Civil Auditor.

Sent following letter

To the Civil Auditor—

(Pers entn C)

Read letters with reports of persons proclaimed in the Gillas of Verdachellum & Chittoor, for the last month.

From the acting Mag.e Verdachellum—with list of persons proclaimed—
From the acting Mag.e Chittoor—with report of persons proclaimed in may—

(Pers entn No 340 & 344)

Read reports of prisoners, for the months of February, in the Gillas of Madura.

(Pers entn No 292)

Read reports of prisoners, for the months of March, in the Gillas of Nellore and Madura.

(Pers entn No 291 & 293)

Read

17th June 1811

Read report of prisoners confined under sentence of the Zillah of South Pralabia.

(Percentage No 343)

[illegible]

[illegible]

[illegible]

17th June 1811

Read report of prisoner confined under sentence of jail

(Vide antea No 299)

The Court having duly weighed the proceedings held before the Judge on circuit, the fiat of the Provincial law officer, and the fiat of the Cazee dal Cazzyat and mooftee of the Tropdaree Adalut, as pleaded to confirm the said fiat of the Cazee dal Cazzyat and mooftee aforesaid, and under the direction vesting in the Court under the Regulation pronounced against the prisoner, do adjudge him the prisoner Rammen aforesaid, to be imprisoned and transported to Prince of Wales' island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of his natural life.

To Charles Harris, Esqr. first Judge of the Court of Circuit for the Western Division—

Sent proceedings letter

(Vide antea No 4)

Read letter, dated the 6th instant, from the Judge on circuit in the Southern division — forwarding the record of all proceedings held in case No 1 of the Calendar of

Dismissed by Mr Ellis Register

No 1 of the Zilla Jessore

Vide proceedings held before the Judge on circuit, the fiat of the Provincial Law Officer, and the fiat of the Cazee dal Cazzyat and mooftee of the Tropdaree Adalut, do approving confirm the said fiat of the Cazee dal Cazzyat and mooftee aforesaid, and under the direction allowed by the Regulation aforesaid pronounced against the prisoner, do adjudge her the prisoner Cullamaul aforesaid to be imprisoned for and during the space of seven years.

The Court are, however, induced, in consideration of the opinion upon the merits of the case recorded by the Judge who presided at the trial in his letter of the proceedings, to the final sentence of this Court — to submit the case of the prisoner Cullamaul to the Honorable the Governor in Council with their recommendation that the punishment pronounced against her may be remitted.

Ordered that the record of Cudgeholy Sepoy case No 1 Jessore v. Cullamaul.

10th June 1811

of 1811, be transmitted, with certified copies of these proceedings to the Secretary to the Government in the Judicial department, for the purpose of being laid before the Honorable the Governor in Council.

To the Secretary to the Govt. in the Judicial department.

I am Sir, your most obedient humble servant

(Signed) Edward Greenway

(True extract)

Z 11

At a Session of the Court of Circuit held at Pudukkottai

Wednesday June 12th 1811

Present

Andrew Scott, Esqr
John Read, Esqr
Edward Croft Greenway, Esqr

} Judges.

Read a letter, dated the 23d May 1811, from the Judge on circuit Central Division, reporting his proceedings in case No 47 of the file of Pudukkottai - Prisoner, Bhemmala Chandrapa - Murder.

From the Judge on Circuit Central Division - reports his proceedings in Case No 47 of the file of Pudukkottai -

(True extract No 274)

The Court having duly weighed the proceedings held before the Judge on circuit, the petition of the Circuit Court officer, and the public officer Cazee and moofties of the Pudukkottai Adalut, do approve and confirm the said petition of the Cazee and moofties aforesaid, and do sentence the prisoner Bhemmah to suffer death by being hanged at the usual time and place of execution.

Read also a letter, dated the 10th May 1811, from the Judge on circuit Central Division - reporting his proceedings in case No 25 of the file of Principal Court - Prisoners, Boodumalt Paupee and Boodooraun

10th June 1811

of 1811, be transmitted, with extracts of their proceedings to the Secretary to the Government in the Judicial department, for the purpose of being laid before the Honorable the Governor in Council.

To the Secretary to the Govt. in the Judicial department

(Prisoner B.)

Fort William

At a Session of the Court of Oyer and Terminer holden

Wednesday June 12th 1811.

Present

Cuthbert Cobbe Esqr
John Read Esqr
Edward Croft Greenway Esqr

} Judges.

Read a letter, dated the 7th instant from the Judge on circuit in the Centre Division - reporting his proceedings in case No 47 of the Jail of Cuddapa - Prisoner Bhemmala - Murder.

From the Judge on Circuit Centre Division - reporting his proceedings in case No 47 of the Jail of Cuddapah -

(Prisoner No 274)

The Court having duly weighed the proceedings held before the Judge on circuit, the Pleas of the Prisoner on arraignment, the Verdict of the Petit Jury and the Futwa of the Law Officer of this Court, the Futwa of the Sudder Dewanny Adawlut, do concur in the said Futwa of the Law Officer aforesaid, and do sentence the Prisoner Bhemmah to suffer death by being hanged at the usual time and place of execution.

Read also a letter, dated the 6th instant from the Judge on circuit in the Centre Division - reporting his proceedings in case No 25 of the Jail of Chingulput - Prisoners, Thoosimmah Pauple and Thondaman

12th June 1811

Charge Murder

From the judge & circuit Centre division refers his proceedings in Case No 25 Zilla of Chingulpuk

Received No 298

The Court having maturely considered the proceedings held before the pidge on circuit, the futwa of the provincial law officer, and the futwa of the Cazee ool coorgut and mooftee of the Foujdaree Adalut, do by confirm the said futwa of the Cazee ool coorgut and mooftee aforesaid, and sentence the prisoner Pauppee to suffer death by being hanged at the usual time and place of execution.

And under the Regulation promulgated on the subject of Prisoners, and the operation of section XVII, regulation VII 1802, the Court do adjudge that the said prisoner Pauppee do suffer death by being hanged at the same time and place with the prisoner Pauppee aforesaid.

Read a letter dated the 23d Instant from the pidge on circuit in the centre division reporting his proceedings in case No 50 of the Zilla of Cuddapah - Prisoner Soobaadoo - Charge, Highway Robbery

From the judge on Circuit Centre division refers his proceedings in case No 50 Zilla of Cuddapa -

Received No 299

The Court having duly considered the proceedings held before the pidge on circuit, the futwa of the provincial law officer, and the futwa of the Cazee ool coorgut and mooftee of the Foujdaree Adalut, do by confirm the said futwa of the Cazee ool coorgut and mooftee aforesaid, and under the sentence of Regulation XVII, section XXVII, 1802, award against the prisoner Soobaadoo, do adjudge him the said prisoner Soobaadoo to receive thirty and nine stripes on the bare back with the corah, and thereafter to be imprisoned with hard labor on the public road, or other public works for and during the space of one year.

12th June 1811

To Charles Harris Esqre First Judge of the Court of Circuit for the Centre division

Sent following letter (Vide letter A.)

Read letter dated the 18th Instant, from the pidge on circuit in the centre division - reporting his proceedings in case No 31 of the Zilla of Cuddapa - Prisoners, Yanandee Narrasiah, Yanandee Goorooadoo, Yanandee Polaogandoo, Yanandee Narrasiah and Yanandee Candaogandoo - Charge, Burglary.

From the judge on circuit Centre Division - refers his proceedings in case No 31 of the Zilla of Cuddapah -

Received No 300

The Court having duly considered the proceedings held before the pidge on circuit, the futwa of the provincial law officer, and the futwa of the Cazee ool coorgut and mooftee

12th June 1811

of the Fouzdaree Adalut, confirm the said sentence of the Cazee and Coorjeet and moofteer aforesaid, and inflict the sentence of Cohaolent awarded against the prisoner Yanandee Naugadao, & adjudge him the said prisoner Yanandee Naugado to be imprisoned and kept to hard labour in irons on the public roads or other public works for and during the space of five years.

And under the sentence of Cohaolent pronounced against the prisoners Yanandee Goorooadoo, Yanandee Polaogandao, Yanandee Narraveegandao and Yanandee Condaogandao and the provisions of clause sixth, section II, regulation XV of 1803, the Court do direct the Zilla magistrate to be instructed to detain them the said prisoners

Yanandee Goorooadoo
Yanandee Polaogandoo
Yanandee Narraveegandoo
Yanandee Condaogandoo

in custody until they shall respectively have given sufficient security for their future good behaviour and appearance to be examined.

Sent for Execution

(Here enter the pidgeon current)

To Charles Harris, Esqr. First Judge of the Court of Circuit for the Centre division —

2nd F. Ct.
June 12th 1811

in his repearance of the proceedings held in the aforegoing case, (No. 3) of the Zilla of (Cuddapa), in speaking of the prisoners Goorooadoo, Polaogandoo, Narraveegandoo and Condaogandoo — declared his opinion that it was "a great injustice to commit them", the Court are under the necessity of observing that the language, in which his sentiments are conveyed can only be admitted to be correct, in case he had it in contemplation to bring forward a regular complaint against the Zilla magistrate, and is held by the pidgeon current to consist, were considered by him not to extend beyond an error of judgment, — the terms, which he has employed to characterize it, must be remarked to be not [illegible] propriate to the occasion, tending to impeach the magistrate, to whom misconduct in the discharge of his official duty is so aggravated a nature as that

* and this appears to the Court to be the part of his default, his suspicion to examine and record the deposition of Pydun Naick the police officer, who had rendered and brought in the prisoner, being the great defect in the proceedings, —

13th June 1811

of injustice, is imputed.

Ordered that extract of these proceedings be sent to the first judge of the court of circuit for the Centre division

Sent following letter (Percentr C.)

To Charles Harris, Esqre First Judge of the Court of Circuit for the Centre division —

Fort St. George

Court of the Foujdary Adawlut

Friday June 14th 1811.

Present

Andrew Scott, Esqr
John Read, Esqr
Edward Croft Greenway, Esq

} Judges.

Read letter dated the 1st Inst. from the judge on circuit in the Southern division - reporting his arrival at the station of the magistrate of the Province of Madura (Percentr No 364)

From the judge on Circuit Sn Division reports the arrival of the court of Circuit at Madura -

Read letter from the second judge in the Northern division to the court's precept of 4th Ulto and reporting the return of his circuit (No 365)

From the 2d Judge Northern division - Return to precept requiring a report of his circuits to the Sudr Station -

Read return from the judge on circuit in the Northern division to the Court's precept of 4th Ulto - requiring information concerning the opening of the session in Salem South Malabar (Percentr No 366)

From the judge on circuit Sn Divn - Return to precept requiring information concerning the opening of the Session in South Malabar -

Read letter, dated the 5th Instant, from the judge on circuit in the Western division - representing that the court of a Law officer has put a temporary stop to his proceeding in the Jail delivery at Madura

14th June 1811

and submitting, in the apprehension of the probability of his being prevented from getting through the business of the sessions at Tinnevelly previous to the termination of the present circuit, that it may be expedient to postpone the session of the court of circuit for that zilla till the period fixed for the next ensuing jail delivery.

From the judge on circuit Southern Division
Submits the probability of his being prevented from holding a Session at Tinnevelly previously to the close of his circuit.

(Persecutor No 353)

It appearing to the Court, on reference to the April report of prisoners under charge of the magistrate of Tinnevelly, to be of importance that the several cases should be brought to trial without delay; and it appearing that the jail delivery of that zilla may with the least inconvenience be effected by the judge now on circuit.—

The Court direct that the acting second judge be instructed, at the close of the session for the zilla of Madura, to proceed to Tinnevelly; and there, after the Mookummuplan Court of the zilla court at that station, open a session of the court, and, notwithstanding the condition of the first of the present year

11th June 1811

all persons committed or held to bail for trial, by the magistrate, shall have been tried, and generally the duties of the judge on circuit shall have been completed.

Ordered that extract of these proceedings be sent to the judge on circuit by precept, requiring compliance with its exigence.

To Robert Andrews, Esquire — Sent following precept

Judge on Circuit in the Southern Division —

(Persecutor No 354)

Read letter, dated the 6th instant, from the judge on circuit in the Western division — reporting that the jail delivery of the zilla of Salem had been completed on the 4th instant —

Read the following letter, with reports of prisoners for the month of April, from the zillas of Salem, Canara, Tinnivelly, Bellary, Cuddapa, Poonah, Verdachellum, Seringapatam, Chingleput, Chittoor, Coimbatore, Nellore, Arcot, Guntoor, Candeish, Masulipatam, Vizagapatam, Cannanore, Rajahmundry, South Malabar, North Malabar.

From the Magistrate of Salem, Canara, Tinnivelly, Bellary, Cuddapa, Poonah, Verdachellum, Seringapatam, Chingleput, Chittoor, Coimbatore, Nellore, Arcot, Guntoor, Candeish, Masulipatam, Vizagapatam, Cannanore, Rajahmundry, South Malabar, North Malabar, with reports of prisoners for April

See reports Nos 283, 284, 285, 286, 287, 288, 289, 290, 310, 311, 312, 316, 322, 323, 330, 336, 337, 341, 342

14 14th June 1811

Read letter dated the 20th ultimo from the first judge of the court of circuit for the central division enclosing copy of the proceedings held by the magistrate of the zilla of Chingulput in case No 9 on his calendar for the first sessions of 1811 - Prisoners, Poloogan & Bungaroogan for the murder of the father of Chenchaogan - the trial of which the first judge came to a resolution to postpone, in order to procure the decision of this Court on a question of procedure that had arisen from the refusal of Chenchaogan to give in a declaration charging the prisoners with the murder.

From the judge of circuit Centre Division - refers a question of procedure in case No 9 Zilla Chingulput, wherein the prosecutor refuses to prosecute -

(Here enter No 384)

The Court direct that the magistrate of the zilla of Chingulput be instructed to appear as prosecutor in the said case, at the next sessions of the court of circuit in his zilla.

Ordered that extract of the proceedings be sent to the first judge to be by him communicated for the information of the zilla magistrate

To Charles Harris Esqre First Judge of the Court of Circuit for the Centre Division - Sent pro forma - letter (Here enter B.)

Monday June 17. 1811.

Present

Andrew Scott, Esqr
John Read, Esqr
Edward Croft Greenway, Esqr

} Judges.

Read letter, dated the 1st Inst. from the judge on circuit in the Western division, reporting his proceedings in case No 27 of the zilla of Tanjore - Prisoner, Thoomapoo - Charge, murder.

(Here enter No 350)

The Court having duly weighed the proceedings held before the judge on circuit, the futwa of the Provincial law officer and the futwa of the Cazee ool coozyat and mooftee of the Fouj=dary adalat, [illegible] confirm the said futwa of the Cazee ool coozyat and mooftee aforesaid, and do sentence the prisoner Thoomapoo to suffer death by being hanged at the usual time and place of execution.

Read another letter of the same date from the judge on circuit in the Western division - reporting his proceedings in case No 3 on the additional calendar for the zilla of Tanjore - Prisoner, Karia - Charge, Murder

(Here enter No 352)

The Court having duly weighed the

14 & 17 June 1811.

the proceedings held before the pidge on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coorgat and moofties of the Fouj-daree Adalut, confirming the said futwa of the Cazee ool coorgat and moofties aforesaid; and directing the prisoner Carria to suffer death by being hanged at the usual time and place of execution.

Sent following letter.

(Hereunto A)

Read letter, dated the

From the J
refers a ge
Zilla Ch
requesting

To Charles
First Judge
for the C

17th June 1811

Read letter, dated the 25th ultimo, from the pidge of the circuit for the Western Division, reporting his proceedings in case No. 45 of the Zilla of South Malabar, 2d Sessions, 1810 - Prisoner, Parrambil peddiakel Coree Mamod - Charge, Murder.

(Hereunto No. 349)

The Court having duly weighed the proceedings of the Court of circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coorgat and moofties of the Fouj-daree Adalut, confirm the said futwa of the Cazee ool coorgat and moofties aforesaid, and do direct the release of the prisoner Parrambil peddiakel Coree Mamod.

Sent following letter

(Hereunto C)

Read letter, dated the 19th ultimo, from the pidge on circuit in the Southern division - reporting his proceedings in case No. 23 of the Zilla of Salem - Prisoners, Ballanaidoo & Vencoonaidoo - Charge, Murder

(Hereunto No. 308)

The Court having maturely considered the proceedings held before the pidge on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coorgat and moofties

14 14 17th June 1811. of the Fuoj Dance Udalut, confirm the said Petition of the Cazee and Coajgat and Mooftee aforesaid; and pidge the prisoners Ballanaidoo and Vencoonaidoo to suffer death by being hanged at the usual time and place of execution.

Sent following letter
(Perentu D.)

Read letter, dated the 25 Pennettimo, from the second pidge of the Court of circuit for the Northern division, referring his proceedings in case No. 2 of the Zillah of Ganjam, Jeyporin of 1811 — Prisoner, Neelab — Charge, Murder.

(Perentu No. 267)

The Court having duly weighed the proceedings of the court of circuit, the futwa of the Provincial law officer, and the futwa of the Cazee and Coajgat and Mooftee of the Fuoj Dance Udalut, confirm the said futwa of the Cazee and Coajgat and Mooftee aforesaid; and do accordingly acquit the prisoner Neelab

But it appearing from the proceedings in the case that the prisoner Neelab is subject to mental derangement, the Court direct that the pidge, who passes at the trial of the next

2 — F. U.
June 17 1811.

magistrate of the Zillah of Jeypore to detain her in his custody, under proper treatment, until she shall have recovered the right and entire use of her senses; and that the magistrate do on no account discharge her without the especial permission of this Court, obtained through the pidge on circuit, to whom the magistrate will from time to time report on the state of her mind.

Sent following letter
(Perentu E.)

Read return from the third pidge of the court of circuit for the centre division, to the Court's precept of 14th November 1810, returning the record of the proceedings held before him in case No. 115 of the Zillah of Cuttack, and explaining information of the precise date of the murder charged against the prisoners, and an explanation of the circumstances that had prevented a timely prosecution of the charge — in both of which points the record was found to be defective.

(Perentu No. 9)

Read again letter, dated the 8th of August 1810, from the third pidge, then on circuit in the centre division, referring his proceedings in case No. 4 of the Zillah of Cuttack — Prisoners

14 14 17th June 1811 Yerroogadoo & Nanapa Reddy - Chargd Murder.

(Percanta No. 45. of 1810)

The Court having duly weighed the proceedings of the Court of Circuit, the petition of the provincial law officer and the petitions of the Vazeecoil Coorgul and Inhabitants of the Pondicherry Villages confirm the sentence of the Vazeecoil Coorgul and Inhabitants aforesaid, and do sentence the prisoner Yerroogadoo to suffer death by being hanged at the usual time and place of execution.

And under the sentence of Death pronounced against the prisoner Nanapa Reddy, and the operation of the clause contained in the latter part of section XVII, regulation VIII of 1802, the Court do adjudge him the said prisoner Nanapa Reddy to suffer death by being hanged at the same time and place with the prisoner Yerroogadoo aforesaid.

The crime of which the prisoners are convicted having been specifically provided for by a penalty of the Regulations relating to the prisoner Yerroogadoo, and by a regulation concerning Nanaparaddy without any alternative left to the discretion of the Court under circumstances of extenuation, the prisoners have been condemned to

17th June 1811 to suffer death accordingly. - But the Court considering them to be proper objects of mercy, have resolved to respite the execution of their sentence, and to report the circumstances of the case to the Honorable the Governor in Council.

The prisoners stand convicted of having inflicted a punishment, which after a short interval terminated fatally on a person, who had been accused of practising sorcery, and were found to have put several individuals to death by means of his supposed art. Nanaparaddy is described to be a reddy of the village of Chintapurtee in the Gurramkonda Taloog - before whom and the other reddies and Karnums of the village the deceased had been summoned to appear to answer to charges preferred against him by several of the inhabitants, who ascribed the loss of their relations and cattle to his sorceries. After an enquiry into the said charges, it was ordered that the deceased should be flogged, and the order of the assembly was executed by the prisoner Yerroogadoo, a village Totee, either alone or jointly with others.

From the additional documents, which have been received in return to the Court's precept of the 16th November, this event is shewn to have occurred within a few months after the date at which the Ceded Districts accrued to the possession of the Company

14 17th June 1811

Government. It is also stated to have been enquired into by the Principal Collector, Colonel Munro, on his visiting Gunnumkonda; and he is said to have discharged the parties. And the circumstance of the accusation having at this distant period (21st of February, 1810) been brought before the Zilla magistrate is, by all the deponents, referred to a jealousy having been conceived by the other caddies of Chittapuntee against Namapa reddy, in consequence of his having, on their refusal to rent the village, jointly entered into an agreement with the Munsabdar to take it on his own account; and they are stated from the want of motives to have instigated Mala Boobelegadoo, to bring forward the present accusation.

This view of the case, the Court beg leave to submit, would appear to be sufficient to justify their recommendation of the prisoner to the mercy of Government. But to this to be superadded the consideration that the homicide was committed some time anterior to the enactment of section XXXIV, regulation VII of 1802; that during the prevalence of a notion error of which that enactment has its object to correct, that a degree of pertained to the principal members of the community to try and punish individuals, on charges of being versed in and practising sorcery, the

3. A. 11.

June 17th 1811

The Court have therefore the honor to lay the case before the Honorable the Governor in Council, and recommend to his Lordship that the Government may be pleased, in the exercise of its prerogative of pardoning, to remit the whole of the punishment pronounced against the prisoners Yerradadoo and Nanaparaddy — whom the Court propose the magistrate of the zilla of Cuddapa should be directed to discharge with a solemn and appropriate admonition in open court, pointing out the nature of the offence of which they have been convicted, and the punishment which following the commission of the crime, has been adjudged against them; and explaining the grounds, upon which the benefit of the paradon of Government has been extended to them.

Ordered that the record of case No 24 of the file of Cuddapa, 2d Sessions of 1810, be transmitted, with extract of these proceedings, to the Secretary to the Government in the Judicial department, for the purpose of being laid before the Honorable the Governor in Council.

Sent following letter

(Hereunto 7.)

Read return from the

14 14

17th June 1811

magistrate of the Zilla of Shingulput
to precept dated the 28th ultimo,
extract from the Court's proceed-
ings of the same date, returning a rep
of prisoners confined under sente
to the 15th instant, received by his le
ter of the 23d preceding; and com
manding him to read upon a repor
of all prisoners confined under sen
tence in the jail of his Zilla.

(Perusita No 345)

The prisoner Ponnen, No 12
in the report, received from the Zilla
magistrate in pursuance of the
exigence of the above precept
described, in the column for ten
=poray imprisonment, to be in
=stead confinement", and this de
=scription is conformable to the
orders passed by this Court, unde
date the 11th March, 1806 — acq
=uitting the prisoner of the crim
for which he had been tried on
case No 1 of the Zilla of Shingulput
2d Sessions of 1805 — on full proof
on the record
of the periodical lunacy to which he
was subject.

It is now Ordered that
the judge who presided at the
trial, do by precept instruct the
magistrate of the Zilla of Shin
=gulput to detain the prisoner
Ponnen in safe custody, until

17th June 1811 under proper treatment, until
he shall have recovered the right
and entire use of his senses; and
that the magistrate do on no
account discharge him without
the especial permission of this Court,
obtained through the judge of
the Court of circuit, to whom the
magistrate will from time to
time report on the state of the
prisoner's mind.

Ordered that a extract of the
these proceedings be sent to the Judge
Register of the Court of circuit
for the Centre division, by precept
requiring conformity to its purport.

(Perusita G)

Read letter, dated the 11th
Instant, from the Judge of the Court of
circuit for the Centre division —
forwarding returned warrants &
execution in cases, Nos 7, 16 & 45 of
the Zilla of Cuddapa, & Sessions of
the current year.

(Perusita No 357)

Read letter, dated the 12th
Instant, from the first judge of the
court of circuit for the Southern
division — forwarding returned

14 17th June 1811

warrant of execution in case, No 14. of the Zilla of Tinnevelly, 2d Session of 1810.

(Present No 358)

Read letter, dated the 24th Pennultimo, from the judge on circuit in the centre division, referring his proceedings in case No 39 of the Zilla of Cuddapa.

(Present No 280)

The Court having duly weighed the proceedings held before the said judge on circuit, the futwa of the Mooftee and Mooftee aforesaid, and under the discretion thereby vested in the Court, do adjudge the prisoner Mooregandoo to be imprisoned and transported to Prince of Wales island, there to be kept to hard labour in irons on the public roads or other

Wednesday June 19th 1811.

F. C.

At a Session of the Foujdaree Adalut.

Present

Andrew Scott, Esqr — Judge.
John Read, Esqr —
Edward Croft Greenway, Esqr

Read letter, dated the 23d Pennultimo, from the judge on circuit in the centre division, referring his proceedings in case No 39 of the Zilla of Cuddapa — Prisoners, Mooregandoo, Boodawadoo and Venkatagandoo — the two latter of whom have been discharged by the judge who presided at the trial, he having, in concurrence with the Provincial Law officer, acquitted them of the charge — murder.

(Present No 280)

The Court having duly weighed the proceedings held before the said judge on circuit, the futwa of the Provincial Law officer, and the futwa of the Sezee adl coorgat and Mooftees of the Foujdaree Adalut, confirm the said futwa of the Sezee adl coorgat and Mooftees aforesaid, and under the discretion thereby vested in the Court, do adjudge the prisoner Mooregandoo to be imprisoned and transported to Prince of Wales island, there to be kept to hard labour in irons on the public roads or other

the public works for and during the space of his natural life.

Sent following letter (Pere entre A)

To Charles Hosier, Esq. 1st Judge of the Court of Circuit for the Centre Div.

Read letter, dated the 1st Instant, from the Judge on circuit in the Western division — referring his proceedings in case No. 47 of the Jella of Canara — Prisoner, Boodajee Charge, Murder.

From the Judge on Circuit Western Division — refers his proceedings in case No. 47 — Jella Canara —

(Pere entre No 351)

The Court having maturely considered the proceedings held before the Judge on Circuit, the futwa of the provincial law officer and the futwa of the Cazee and coorgat and moofties of the Sudder Adalut confirm the said futwa of the Cazee and coorgat and moofties aforesaid and do sentence the prisoner Boodajee to suffer death by being hanged at the usual time & place of execution.

Sent following letter (Pere entre B.)

To Hay Stephanie, Esq. Third judge of the Court of Circuit for the Western Div.

Read letter dated the 7th Instant, from the first judge of the court of circuit for the Western division — referring his proceedings in case No. 30 of the Jella of South Malabar 2d Session 1810 —

From the 1st Judge — Wm Dow — his proceedings in Case No. 30 — Jella of South Malabar 2d Session 1810 —

19th June 1811 Chermen Karoota Chaingaren — Charge, Murder.

(Pere entre No 333)

The Court having duly weighed the proceedings of the Court of circuit, the futwa of the Provincial law officer, and the futwa of the Cazee adl coorgat and moofties of the Sudder Adalut, confirm the said futwa of the Cazee adl coorgat and moofties aforesaid, and order the direction given by the sentence of aforesaid pronounced against the prisoner Chermen Karoota Chaingaren, do at pledge him the said prisoner Chermen Karoota Chaingaren to be imprisoned and kept to hard labour in irons on the public roads or other public works for and during the space of his natural life.

To James Stevens, Esq. First Judge of the Court of Circuit for the Western Division —

Sent following letter (Pere entre C.)

The Court are under the necessity of remarking that in reference to the authority quoted by the Provincial law officer in the futwa by him delivered upon the aforegoing case, — that due attention has not been paid to the rule contained in section XIX, regulation VII. of 1802 ordered that extract of

14 19 June 1811

"there proceedings be sent to the judge
"who presided at the trial, to be
"by him communicated to the
"Mooftee Budhanut Adlee."

sent following letter
(Executive D.)

To James Stevens Esqr
First Judge of the Court of Circuit
for the Western Div.

The Court directed that the judge
late on circuit in the zillah of Tuddepa
be by precept commanded to send up
"a complete & exact counterpart of the
Persian record of the proceedings held
in case No. 54 on the calendar — "Coopa
"=chary, pleader, prosecutor, was, Tandu
"=chary, Purnaut, Tenjeeva Rao, pleader
"Vullaba Rao, native commissioner,
"Alghary Achary, native registar, Soolea
"Rao, gomastah, Aswuttu Rao Ghory
"Rao, Chenvoo Buttoo, Shamiah — for
"wicked conspiracy to ruin him by en-
"=couraging Soolea Buttoo to make a
"false charge of bribery against him
"counselling how they would support it
"by means of instructions to different persons
"to perjure themselves and commit the
"crime of false evidence before the court,
"and using direct persuasion with the
"house of the pundit Tenjeeva Rao to
"some of the persons to commit the said
"wicked perjuries" — in which, for the
reasons assigned in the judge's remarks, the
parties are stated to have been "ac-
=quitted" on the 22d April, 1811.

To Chas Harris Esqr
First Judge of the Court of
Circuit for the Ceded Dist.

The first judge will make the
return to this precept within five
days after the receipt.

(last fol. of precept — E)

L. L.

L. L.

Fort St. George Adalut

Sitting Court of the Judges

Present

Friday June 21st 1811.

Andrew Scott, Esqr } Judges.
John Read, Esqr }
Edward Croft Greenway, Esqr }

Read letter, dated the 14th inst
from the judge on circuit in the Southern
division — enclosing copies of three
letters, explanatory of the circumstances,
that will be operate to delay the commence
=ment of the reports of the state of his health &
representing the precarious

(Pervenu No. 360)

From the Judge on Circuit Southern Div. reports that he is still prevented by the Want of the Law Officers from Opening the Session at Madura & that the State of his health is precarious —

letter shew that ordinary powers
continued to prevent the Law officer
of the zilla court at Madura from offi-
ciating as Law officer to the court of
circuit —

The other enclosure from the
Provincial court for the Southern division,
in reply to the acting second judge's
application, that, in case the Cazee
were unable to resume his public duty,
their mooftee might be immediately
sent to him at Madura — informs him
that the Cazee is still sick; and that
the mooftee is occupied in the revision
of a cause tried at the last quarter
sessions, which had been returned

21th June 1811

to the first judge, and "as they are
"given to understand that no Vice=
"=cejor has yet been appointed to
"the late mufter at Combaconum"
"will be required "to proceed with the"
"3d. Judge on circuit on the 1st. of July"
— They therefore suggest to the judge
on circuit the propriety of his proceed=
=ing to the jail delivery at Tanjo=
=velly.

Upon this letter of the Nawaub
court, the Court have to observe that,
under the rule contained in section
IX, regulation XIII of 1808, the judge on
circuit was not at liberty to accept
=ede in their proposed alteration from
the fixed order of reception then
established, without the previous
sanction of the Foujdaree Adawlut;
that the precept, issued by the Court for
=dendate the 5th Instant, returned the
record of case No 7 of the jilla of Tinje=
=nopoly, not being necessarily return=
=able
until the close of the next quarter
session in that jilla, the cessation of
that case did not prevent compliance
with Mr Andrews' application, which
having for its object to expedite the
conclusion of the circuit, would other=
=wisely undergone circumstances
of far greater importance; and that
even admitting the probability of
that the business of the session at
Madura might detain the Moof=
=tee so as to preclude the possibility of

21th June 1811

his return in time to accompany the
"3d. Judge", while "no obstruction to the
"ordinary course of the next circuit"
could arise, the appointment, under
date the 1st Ultimo, of Moohummud Fuzl Aolla Khan to
be mooftee to the court of the Jilla of
Combaconum, having afforded the
means of making prompt & effectual
provision for the case.

Under these circumstances the
Court direct that the judges of the Pro=
=vincial court be by precept command=
=ed forthwith to send their mooftee
to Madura, where, should Mr Andrews
=dieur 'health admit of his opening
the sessions, he will officiate with the
court of circuit, and remain until the
jail delivery of that jilla shall have
been completed.

The third judge will on the
1st Proximo, set out on the second
circuit of the current year, and, on
his arrival at Combaconum, is hereby
authorized to require the mooftee of
the jilla court to perform the duties
of law officer to the court of circuit at
that station: and the third judge is
hereby further empowered to exercise
the same authority at each of the other
jillas in succession, until the mooft=
=tee shall have joined him.

The first judge, to whose turn it

21st June 1811

it falls to preside at the third quarter sessions for the Zilla of Trichinopoly in case of the convalescence of the Court Judge, while, by reason of the confirmed indisposition of the Judge, by precept direct the Judge of that Zilla to institute the mooftee of his Court to officiate for the Judge.

To Joines Strange Esqr
First Judge &
F. A Grant Esqr 3d Judge

Sent following precept
(Peria entu A)

Ordered that extract of these proceedings be sent to the Judge on circuit in the Southern division, with intimation that the arrangement hereby made is intended by the Court to be altogether subject to his being in a state of health to enable him to discharge the remaining duties of the circuit — from which, should the apprehensions stated to be entertained by Mr Surgeon Christie be confirmed, the Court will of course relieve him. In such case the Judge on circuit will communicate immediate notice to this Court, and he will at the same time apprize the Judges of the Provincial Court that the mooftee's presence will not be required at Madura.

Sent following letter.
(Peria entu B)

To
The Hon.ble Robert Andrews Esqr
Judge on Circuit in the Southern Dn

Read letter, dated the 19th Instant, from the magistrate of the Zilla of Trichinopoly — reporting the escape, whilst at work upon the

2 — F. C.

24th June 1811

public roads, of Soobarayen, a prisoner tried and convicted at the last quarter sessions.

From the Magistrate of Trichinopoly
Reports the escape of Soobarayen a Convict tried at the last quarter Sessions —

(Peria entu No 356)

The Court directed that the Zilla magistrate be enjoined to observe part, section IX, regulation XV of 1803.

Ordered that extract of these proceedings be sent to the magistrate
Sent following letter
(Peria entu C)

To D.o of Trichinopoly

Recollection from the judges of the courts of circuit quarterly gaol delivery, for the Northern division, to the Court's precept of the 26th ult.mo commanding them to communicate to the magistrate of the Zilla of North Malabar, the enclosed extract from the Court's proceedings of the 5th Instant on several references from the temporary judges on circuit and inquiries respecting the misconduct of that officer, together with a copy of a letter from Mr. Secretary Cochrane, conveying the sentiments of the Honorable the Governor in Council on the several points submitted to him consideration in the extract referred

To
From the Court of Circuit Wn dn.
Returns precept Commanding them to communicate to the Magistrate North Malabar

(Peria entu No 364)

21st — Message of Govt on the several references condemning his conduct and directing that the establishment of the zilla Judge & Magistrate be purged —

Instructions of the Govt to the zilla magistrate to take immediate measures for purging his establishment of the undue influence, which had been observed to have manifested itself on various occasions, formed part of the charge of the above precept.

And from the return made it appears that the Gomastah Koonjmenon, Ballajee Rayr, Nagiry Govind Rayr, his Naib, and the Pandalar Rannan, have been dismissed accordingly.

Ordered that notice of these proceedings be communicated for the information of the civil auditor.

To the Civil Auditor

Sent for following letter
(Peruntu D)

Read letter dated the Instant, from the magistrate of zilla of Chingulput — enclosing list of convicts in the depôt for transportation

From the Magistrate of Chingulput — report of Convicts in the depôt for transportation (Peruntu No 371)

To Robert Sudgan

Read letter dated the Instant, from the first judge of the court of quarterly jail delivery in the Northern Division, enclosing copy of a letter addressed by him as Judge on circuit to the

fact, presiding at the second session of the current year in the zilla of Masulipatam — of a calendar of prisoners committed, or held to bail, "to take their trial before the court of "circuit for the Northern Circars", but in fact, to take their trial before the court of quarterly jail delivery in the zilla of Masulipatam.

From the Judge in 2d Sessn N Dn with Mr Copy of the Masulipatam Calendar —

(Peruntu No 372)

Under date the 1st of April the Court directed that a prisoner named Paula Pindloo, who had been tried in case No 9 of the zilla of Rajahmundry on a charge of "plunder" and again to whom a sentence of Koolie had been awarded in the fifth delivered by the Cazee of Wagnapilly Moopteer, but who, it appeared, was charged with gang-robbery attended with homicide & other circumstances of aggravation, committed during or previously to the year, 1804, for which he had not been brought to trial — should be sent by the Magistrate of zilla Rajahmundry to Masulipatam, for the purpose of being tried on the said charges at the sessions of quarterly gaol delivery then commencing, and which, it was added, should be continued by adjournment until the trial of the prisoner was completed.

A transcript of the extract from the Court's proceedings was sent

21st June 1811

for the information of the Court of Quarterly Gaol delivery; and from the return made by the Magistrate of the Zilla of Rajahmundry to this Court's precept of the 5th Instant, commanding him to send the prisoner Paula Mullaw to the Magistrate of Masulipatam; it appears that the said precept had been executed on or before the 17th following

In the first Judge's letter, read before the Court, no mention is made of the case of the said prisoner, nor had the Court yet received any return from the Magistrate to their precept commanding him to receive the prisoner into his custody for trial at the second Quarterly Sessions.

Ordered that the first Judge be by precept called upon to state for the information of the Court, whether any and what proceedings have been held in the case of the prisoner Paula Mullaw; and that he be required to ascertain from the Magistrate of Zilla of Masulipatam the cause of his omission to make return to Court's precept of the 5th Instant, and forthwith precept.

(Here enter E.)

To Nathaniel Webb Esqr
First Judge of the Court of
Quarterly Gaol delivery
in the Northern Div.

Tuesday
June 25th 1811

Present

Andrew Forbes Esqr
John Read, Esqr
Edward Croft Greenway, Esqr

} Judges

Read letter, dated the 15th Instant, from the Magistrate of the Zilla of North Malabar - requesting to be furnished with copies of the several references from the Judges of Circuit and Quarterly Gaol delivery for the Western division, upon which were founded the Court's proceedings of the 5th Instant, and the whole of which, with an extract from those proceedings, were submitted to the final determination consideration of the Honorable the Governor in Council

(Here enter No 383)

From the Magistrate of North Malabar
Requests he may be furnished with Copies
of the several references from the Judges
of the Circuit & quarterly Jail delivery
which have been submitted to Govt

From the return made by the Western Judges of the Courts of Circuit and quarterly Jail delivery to the Court's precept of the 24th Ultimo, commanding them to communicate for the information of the Magistrate of the Zilla of North Malabar, copy of the Secretary Gahagan's letter of the 15th preceding, and transcript of the extract from the proceedings, to which it had reference, it appears that the exigence there of

had been fully conformed to, and that the necessary communication had accordingly been made to the Zilla magistrate. The present reference cannot therefore, be considered in any other light than that of an appeal from the decision of Government, and, as such, it becomes their duty to forward it to the Honorable the Governor in Council without any comment.

Ordered that the magistrate's letter, now before the Court be transmitted, with extract of these proceedings to the Secretary to the Government in the Judicial department — in order that the same may be laid before the Honorable the Governor in Council.

To the Secretary to Government in the Judicial Department — Sent following letter (Annexure A.)

Read letter, dated the 1st instant, from the register to the Court of circuit for the Southern division enclosing an application from the third judge on circuit for leave of absence from his station, for two months, and stating that notwithstanding the

25. June 1811

of the Zillas of Madura and Tinnevelly will not have been delivered during the present circuit, the third judge will proceed on circuit on the 1st of next month, in consequence of the [illegible] fever, which is alleged to be still prevalent in the Southern Zillas of the division.

From the Southern Court of Circuit with an application for 2 months leave for the Judge on Circuit, & a proposition from the 3d judge regarding the commencement of the ensuing Circuit

(Annexure No. 38.)

Mr. Andrews' application being supported by a surgeon's certificate of the necessity of his removing to the sea coast for the recovery of his health, the Court readily comply with his request.

And, in consideration of the circumstances upon which the third judge's proposal regarding the commencement of the second circuit of the current year, is founded, it appears to the Court to be expedient to postpone the sessions of the court of circuit for the Zillas of Madura and Tinnevelly, until the third judge, following the order of succession established by clause third section VII, regulation I of 1811, shall have arrived at those stations.

Ordered that extract of these

25th June 1811

these proceedings be sent to the court of circuit for the southern division.

Sent following letter

To the Judges of the Court of Circuit for the Southern Division—

(Vide entry B)

And the Court directed the copies of the above letter, and enclosures, be transmitted, with extract of these proceedings, to the Secretary to the Government in the judicial department, for the purpose of being laid before the Honorable the Governor in Council, for information of the cause of absence which, under the provisions of section XXXI, regulation VII of 1802 has been granted to the Southern second judge of the Court of Circuit.

Sent following letter

To the Secretary to Govt in the Judicial Department—

(Vide entry C.)

Read letter, dated the 14th Instant, from the first judge of the court of circuit for the centre division acknowledging the receipt of extract from the Court's proceedings of 12th, noticing an observation that was in his letter of the 8th Instant, regarding the commitment of four of the prisoners in cause No. 31 of Cuddapa, and stating that he had no thought of censuring the magistrate of Adoni in his letter of the 8th Instant.

From the 1st Judge Centre Div. acknowledges receipt of extract from the Court's proceedings of 12th Instant. and states that he had no intention of accusing the magistrate of Cuddapa

(Vide entry No 373)

2nd. T. Ct.

25th June 1811.

Read a letter, dated the 12th Instant, from the magistrate of the Zilla of North Malabar.

From the Magistrate in North Malabar With further proceedings concerning the burglary committed in Oonee Ram Menons house and With Copies of a reference made to the judge in sessions & his return—

(Vide entry No. 375)

The magistrate represents that he encloses "extract from the "proceedings held in the southern en- "-vestigation of the burglary alledged "to have been committed in the house "of Oonee Rama Menon during the time "it was under the custody of the police "officers" accompanied by copies of the "whole of the depositions & examinations "taken", as also of a reference, which he had been "induced by the necessity of "the case to make to the judge of sessions, "and the whole of the precept & return "connected with the subject thereof."

Read also a letter, dated the 13th Instant, from the magistrate of the Zilla of North Malabar, enclosing a paper, which he describes to be "the "Malabar copy of the petition annexed "to the document marked C omitted to be "sent with" the aforegoing reference.

From the Magistrate in North Malabar enclosing a document omitted to be sent with his letter of the 12th Instant—

(Vide entry No 376)

The Court direct that the enclosures, marked A. B and C in the margin of the magistrate's letter of the 12th Instant, and the paper received

with his letter of the following
be forthwith returned to the
magistrate.

It cannot possibly in
any circumstances be the wi
the Court to know the simple
whether a burglary were or
not committed in the house
Boni Nana Menan during
time he was confined in the
of the Zilla of North Malabar
still less can it appertain to
duty to proceed to the consid
of any criminal case, in which
officer having original juris
can not be entitled to exerci
which can only be taken cog
them either by reference
provisions of regulation VII
and other regulations, or by co
=plaint from some person
himself aggrieved by the proceed
officer having original jurisdic
or in other shape recognized
authorized by existing regu

When under a form
the absconding of the Cadoo
the public Prosecutor for the
grant to persons in the
malabar, examination
burglary in question, the Co
judging them incompetent
unrolled forwarded the pape

it to Boni Nana Menan, on his release
from confinement, to ascertain the fact,
and to lodge a complaint with the pro=
=per officer, persuaded that the magi=
=trate would not fail to use every
exertion, as well to discover the offenders,
as to satisfy himself that no blame at=
=tached to his officers, who had charge
of the premises.

If, on receiving such complaint
from Boni Nana Menan
the magistrate did not do so, and there is not
have done his duty - and there is not
present before the Court any complaint
of the contrary; and if he have satis=
=fied himself that neither the culpa=
=bility of neglect, or the guilt of commis=
=sion attaches to his officers, or any of
them, who had charge of the premises,
then, it is sufficient.

25. June 1811

Ordered that all the proceedings be sent with the papers herein before directed to be returned, to the Magistrate of North Malabar.

To the Magistrate of the Zilla of North Malabar

Sent following letter (Para entire No 355)

Read letter, dated the Instant, from the acting magistrate of Darapooram - forwarding a report of prisoners confined under sentence in the Gaol of that Zilla to the last month.

From the Acting Magistrate Darapooram
With report of Prisoners Confined under Sentence (Para entire No 365)

Z. C.

At a Sessions of the Provincial Adalut

Wednesday
June 26th 1811.

Present
Andrew Scott Esqr
John Read Esqr
Edward Croft Greenway Esqr
} Judges

Read letter, dated the 1st Instant, from the judge on circuit in the Western division - reporting the proceedings in case No 1 on the calendar for the town & island of Seringapatam, viz Sessions of 1811 - Prisoners, Gopalen, Nagamiah, Shreenuviah & Narrialen the latter of whom appears from the record to have been discharged from the Corps of Pioneers - Charge, Theft.

From the Judge on Circuit Wm Dent
Reports his proceedings in Case No 1 of Seringapatam Sessions 1811 -
(Para entire No 355)

The Court having duly weighed the proceedings held before the judge on circuit, the futwa of the Law Officer, and the futwa of the Cazee of the Provincial Adalut and moofties of Cootgul and Mooftee aforesaid Cazee ool coozzat and moofties aforesaid and under the direction thereby given to the Court, do adjudge the prisoners Gopalen, Nagamiah and Shreenuviah, to be, each and every one, imprisoned and kept to hard labour in irons on the public roads or other public works, for and during the space of six years from the day of the date hereof, and there, at

25th June 1811

Ordered that certain
these proceedings be sent, with
paper herein before mentioned
returned, to the magistrate of the
of Northern Malabar.

To the Magistrate of the Zillah of North
& Malabar

Sent following letter
(Prisoners)

Read letter, dated the
Instant, from the acting magistrate
of Darrapooram - forwarding a rep
of prisoners confined under sen
in the gaol of that Zillah to the end
last month.

From the Acting Magistrate Darrapooram
With report of prisoners Confined under Sentence

(Prisoners No 365)

Zillah

At a Sessions of the Fouzdaree Adalut

Wednesday
June 26th 1811

Present
Andrew Scott Esqr
John Read Esqr
Edward Croft Greenway Esqr

Judges

Read letter, dated the 1st
Instant, from the judge on circuit in the
Western division - referring his pro-
ceedings in case No 1 on the calendar
for the town & island of Seringapatam
for the Sessions of 1811 - Prisoners, Gopalen,
Nagamiah, Shreenuviah & Narsiah -
the latter of whom appears from the
record to have been discharged from the
Court - Charge, Theft.

(Prisoners No 355)

From the Judge on Circuit - Western Division - Seringapatam
Sessions 1811

The Court having duly weighed
the proceedings held before the judge
on circuit, the futwa of the Provincial
Law officer, and the futwa of the Cazee
adl coozgut and mooftee & the Fouzdaree
Adalut, confirm the said futwa of the
Cazee adl coozgut and mooftee aforesaid
and under the discretion thereby
given to the Court, do adjudge the
prisoners Gopalen, Nagamiah and
Shreenuviah, to be, each and
every one, imprisoned and kept to
hard labour in irons on the public
roads or other public works, for and
during the space of six years from the
day of the date hereof, and then, at

26. June 1811

21.

21.

at the expiration of the said period
he be released

To Hay Clephane Esqr
Judge of the
Court of Circuit for the Wn Dn

Sent following letter
(Vide entry A)

Read letter, dated the
ultimo from the Judge presiding
the first quarter sessions of the cou
year in the Zilla of North Malab
reporting his proceedings in case
Prisoner, Veloonna Nambiar and
Tanishany Koongoo - Charge, Murd

From the Judge in 2d Session Wn Dn
Refers his proceedings in Case N. 27 North
Malabar - 1st Sessions 1811

(Vide entry No 296)

The Court having duly co
-dered the proceedings held before the
court of quarterly jail delivery, the
future of the Provincial laws officers and
the future of the Cazee adawlut & moofties
of the Tooparee Adawlut, confirm the said
future of the Cazee adawlut & moofties
aforesaid; and under the sentence of
adawlut pronounced against the pris
-oner Malay Coni Amah, viz adjudge
-ner the said Malay Coni Amah to be cont
-prisoned and kept to hard labour in
-cons on the public roads or other public
works for and during the space of one
year, and, at the expiration of the said term
to be released on finding security for her
behaviour and appearance when
-quired, for twelve months.

And the Court directed that the
prisoner Poodishany Amaad Coa be
forthwith discharged.

Sent following letter
(Vide entry B)

To John Imee, Esqr
Second Judge of the Court of Quarterly
Jail delivery in the Wn Dn

Read letter, dated the 16th
ultimo, from the first judge of the court of
circuit for the Western division reporting
his proceedings in case No 36 of the Zilla
of South Malabar, 2d Sessions of 1810 - Pris
-oners, Attiepayl Nachee and Chelly -
-voreen, Murder
Charge,

From the 1 Judge Wn Dn
Refers his proceedings in Case N 36 - South
Malabar - 2 Sessions 1810

(Vide entry No 295) The

(Vide entry No 320)

The Court having maturely consi
-dered the proceedings held before the
court of quarterly jail delivery, the
future of the Provincial laws officers and
the future of the Cazee adawlut & moofties
of the Tooparee Adawlut, confirm the said
future of the Cazee adawlut & moofties
aforesaid; and under the sentence of
adawlut pronounced against the pris
-oner Malay Coni Amah, viz adjudge
-ner the said Malay Coni Amah to be cont
-prisoned and kept to hard labour in
-cons on the public roads or other public
works for and during the space of one
year, and, at the expiration of the said term
to be released on finding security for her
behaviour and appearance
when required, for twelve months.

And the Court directed that the
prisoner Poodishany Amaad Coa be
forthwith discharged.

Sent following letter
(Vide entry B)

Read letter, dated the 16th
ultimo, from the first judge of the court of
circuit for the Western division reporting
his proceedings in case No 36 of the Zilla
of South Malabar, 2d Sessions of 1810 - Pris
-oners, Attiepayl Nachee and Chelly -
-voreen, Murder
Charge,

From the 1 Judge in 2d Session
Refers his proceedings in Case No 28 - Zilla of North
Malabar

2 2 26 June 1844

The Court having duly weighed the proceedings of the court of circuit, the futwa of the Provincial law officer, the futwa of the Cazee adl coorgut and moofties of the Fouzdaree Udalut, the said futwa of the Cazee adl Coorgut and mooftee aforesaid, and confirm the sentence of Corporal punishment passed upon the prisoner Atteepoyl Nacher, alias Pidipoyl Nair the said Atteepoyl Nair to receive thirty and nine stripes on his bare back with the corah, and to be imprisoned with hard labour on the public roads or other public works for and during the space of six months

And the Court direct that on the release of the prisoner he be sent

To James Stevens Esqr
1st Judge of the Court of Circuit for the Northern Division

(Signed) Lt Col Morison
2d Judge

(Recd ante C)

Read letter, dated the 14th March, from the Pidipoyl on circuit in the Northern division - reporting his proceedings in case No 3 of the Calendar of Vizagapatam - 1st Reports of 1844 - Prisoners, Terry Durmia and Thanapatty Yenakapa - Charge, Perjury

From the Judge on Circuit Northern Division
Refers his proceedings in Case No 3 of the Zilla of Vizagapatam

(Recd ante No 195)

The Court having duly considered the proceedings held by the Pidipoyl on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee adl coorgut and mooftee of the Fouzdaree Udalut, confirm the said futwa of the Cazee adl coorgut and mooftee aforesaid, and do adjudge the prisoners Theeranx Durreagangah and Nainaswamy to be forthwith discharged

(Signed) Lt Col Morison
2d Judge

To James Stevens Esqr
1st Judge of the Court of Circuit for the Northern Division

2 Lt
June 26 1844

The Foujdaree Udalut, confirm the said futwa of the Cazee adl coorgut and mooftee aforesaid; and direct that the prisoners Terry Durmia and Thanapatty Yerrakapa be forthwith discharged.

Sent poleaway letter
(Recd ante D)

(Signed) J B Travers Esqr 2d Judge of the Court of Circuit for the Northern Div

Read letter, dated the 6th March, from the Pidipoyl on circuit in the Central division - reporting his proceedings in case No 53 of the Calendar of Bellary - Prisoners, Reddiveeragangah and Nainaswamy - Charge, Fraud and Nainaswamy

From the Judge on Circuit Central Div
Refers his proceedings in Case No 53 of the Zilla of Bellary

(Recd ante No 189)

The Court having maturely considered the proceedings held by the Pidipoyl on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee adl coorgut and mooftee of the Fouzdaree Udalut, confirm the said futwa of the Cazee adl coorgut and mooftee aforesaid, and do adjudge the prisoners Theeranx Durreagangah and Nainaswamy to be forthwith discharged

(Signed) Lt Col Morison
2d Judge

To Charles Harris Esqr 1st Judge of the Court of Circuit for the Central Div

At a Sessions of the Peace & Oyer & Terminer held
Wednesday
July 3d 1811.

Present

Andrew Scobell Esqr
John Read Esqr
Edmond Lecky Esqr

} Judges

Read a letter dated the 6th
April, from the Judge presiding at the
first quarter Sessions of the Court of Oyer
in the Zilla of Masulipatam referring
his proceedings in case No 3 Prisoners
Nunkeedamilly Chellamgalu and
Nundroony Venkata Dass Charge,
Perjury
Therm the 3d Judge on Quarter Sessions Northern Division
refers his proceedings in case No 3 of the Zillas of Masulipatam
(Pecuniate No 1 & 6)
the Court having duly considered
the proceedings of the Court of Oyer &
Jail delivery, the petition of the Prosecu-
tor & law officer, and the petition of the
Cazee and Coozgul and Mooftee of the
Fouzdaree Adawlut, respectively confirm
the sentence of the Cazee and Coozgul and
Mooftee aforesaid, and do direct that
the prisoners Nunkeedamilly Chellam-
-galu and Nundroony Venkata Dass
be forthwith discharged.

And following letter
To the 3d Judge of the court of quarterly jail delivery for the Northern Division
(Pecuniate No A)

Read a letter, dated the 6th
April, from the first judge of the
Court of Circuit for the Western division
referring his proceedings in case No 46
of

3d July 1811

From the first Judge on the Western Division, respecting his proceedings on case No 46 of the Zillah of South Malabar, 3d Sessions, 1810.

Of the Zillah of South Malabar, 3d Sessions 1810 - Parvanda Teatoo Narain Neerapoorta Nayaldy, and Kapoorakal Nambara - Charge Murder.

(Peruntu No 266)

The Court having considered the proceedings of the court of circuit, the futwa of the Provincial law officer, and the futwa of the Cazee adaulut and Mooftee of the Tuojeaure Adalut, confirming the said futwa of the Cazee adaulut and Mooftee aforesaid and acquitting the prisoners Neerapoorta Nayaldy Chengrapaty Thoopil Parakoorumpy and Kapoorakal Nambara of the charge of murder, and direct that the Zillah Magistrate be instructed to detain them in custody until they shall respectively give sufficient security for their future good behaviour and appearance when required for five years.

To the first Judge and the Western Division.

(Peruntu B)

Read letter dated the 17th ultimo from the Secretary to Government in the Judicial department, enclosing for the Court's information a copy of a letter from the Court's proceedings of the 3d instant, wherein the Court submitted to the consideration of Government the record of the trial of Parvanda Teatoo Narain Neerapoorta Nayaldy, Chengrapaty Thoopil Parakoorumpy and Kapoorakal Nambara of the Zillah of South Malabar, charged with murder, and recommended that the prisoners be transported beyond sea for the period of fourteen years.

From the Judicial Secretary to Government, remitting the sentence on case No 46 of the Zillah of South Malabar, 3d Sessions, 1810.

3d July 1811

From the Judicial Secretary to Government, remitting the sentence on case No 1 of the Zillah of Tinnevelly, 1st Sessions, 1811.

To Robert Andrews Esqr 1st Judge on circuit in the Southern Division - 1st Sessions of 1811.

(Peruntu No 378)

The Court direct that the above letter be transcribed at the bottom of the sentence passed in this case under date the 10th instant, and to the pulja who presided at the trial, followed by an order for the release of the prisoner Cullumal.

Sent following letter (Peruntu C)

Read letter, dated the 29th ultimo, from the Secretary to the Government in the judicial department, acknowledging the receipt of certain proceedings of the Court, proceedings of the 17th instant, wherein the Court submitted to the consideration of Government the record of the trial of Cullumal, in case No 24 of the Zillah of Cuddalore, in the 2d Sessions of 1810, with a recommendation of the prisoners Yerrooyadoo and Namapareddy to mercy; and stating that the Honorable the Governor in Council is pleased to remit the whole of the punishment pronounced against them.

From the Judicial Secretary to Government, remitting the punishment in case No 24 Zillah of Cuddalore, 2d Sessions, 1810.

(Peruntu No 403)

The Court direct that copy of the above letter be transmitted as

at the bottom of the sentence, pass-
and proceedings held, by the Court
in the case under date the
and followed by an order to the
who presided at the trial, to instruct
the magistrate of the zillah of Cuddapah
to discharge the prisoners Gerroo
=doo and Ramapareddy with a
solemn and appropriate admoni-
in open court, pointing out the
nature of the offence of which they
stand convicted, and fully explain-
the grounds, upon which the benefit
of the pardon of Government is extended
to them.

Ordered that extract of the
proceeding be sent to the third judge
of the court of circuit for the con-
duction by precept, commanding
him to communicate the same, *
the information of the Zillah magis-
trate — whose return to the Court
is prayed by the third judge in this case
will be sent up for the information
of the Court with the third judge's
return to this precept.

Sent following precept.

(Vide Ord. 3d July 1811)

* together with a transcript of the Court's proceedings of the 7th ultimo

To the Judge on circuit in the Southern Division — Greeting (Vide Ord. 3d July 1811)

The Court direct their Com-
officers to point out the errors of the proce-
to the court of circuit for the Northern divi-
in his future
on cases
of Sl. 11 South

Present

Andrew Casamajor Esqr. } Judges.
John Read Esqr. }
Edward Hay Greenway Esqr. }

Friday July 5th 1811.

Read letter, dated the 29th ultimo, from the Secretary to the Govern-
=ment in the judicial department,
acknowledging the receipt of extract from
the Court's proceedings of the 25th preceding
with an original letter from the Magi-
=strate of the Zillah of South Malabar,
wherein he requested to be furnished
with copies of letters from the Judges
of the courts of circuit and practitioners
of the Court, previous to the Determination
of the Court
concerning his conduct on various
recent occasions, and signifying the
desire of the Honorable the Governor in
Council that the Magistrate may
be required to abstain from the further
agitation of a subject, which has re-
ceived the full consideration and
final decision of the Supreme Government.

(Vide Proceedings of 30th June 1811)

From the Judicial Secretary to the Board no report of the Magistrate's conduct has been received since the date of the reference to which this is a reply nor any other proceedings, as far as the Records show, on the subject.

Ordered that copy of the
above letter and extract from the
Court's proceedings of the 25th Penultimo,
be transmitted, with extract of these
proceedings, to the Magistrate of the
Zillah of South Malabar, by precept

5. July 1811.

strictly prohibiting further
on the subject

From the Magistrate of South Malabar

sent following precept

(Here enter No. 394)

Read letter, dated the
ultimo, from the Judge of the cir-
cuit for the Northern Division re-
-porting the death of Koodian Koran one
the prisoners in case No. 3 of the Jail
Roll the Calendar referred to the fol-
-lowing precept of this Court

From the 1st Judge on the Western Division reports the death of the prisoner Koodian Koran on case No. 3 of the Calicut Roll.

(Here enter No. 396)

Read letter, dated the
ultimo from the Magistrate of the
of Chingulpet - enclosing a list
convicts in the Jail under sentence
transportation beyond sea.

From the Magistrate of Chingulpet with list of convicts in his jails under sentences of transportation.

(Here enter No. 397)

Read return from the
judge of the court of circuit for the
division to the Court's precept of the
17th ultimo - with instructions for
-ing the future custody of the pri-
-soners, a Lunatic, in case No. 1
Jail of Chingulpet, 2 Depn of 1805.

From the 2d Judge of the Southern Division returns to precept with instructions concerning the custody of the Lunatic Prisoner at Chingulpet.

(Here enter No. 398)

Read report of convicts
confined under sentence in the
Jail of the Zillah of South Malabar.

* The Jail of convicts confined under sentence in the Jail of the Zillah of South Malabar.

(Here enter No. 399)

Read return from the
judge of the court of circuit & gaol de-
-livery for the Southern Division, to the
Court's precept of the 7th ultimo, comand-
-ing them to send their proceedings to Pal-
-ghaut with the judge on circuit.

From the Judges on circuit on the Southern Division returns to precept directing them to proceed to Tinnevelly after delivering the gaol at Madura. -

(Here enter No. 402)

Read letter, dated the 1st
Instant, from the first judge of the court
of circuit for the Centre division - enclos-
-ing returned warrant of execution in
case No. 25 of the Zillah of Chingulpet, 1st Sessions
1811.

From the 1st Judge of the Centre Division with returned warrant of execution in case No. 25 of Chingulpet 1st Sessions, 1811.

(Here enter No. 405)

Read letter, dated the 1st
Instant, from the acting Magistrate of
the Zillah of Cuddapah - enclosing

5. July 1811

the Calendar of prisoners to be tried at the ensuing Session of Jail delivery for the Zillah of Cuddapah, to proceed to Tinnevelly and deliver the Jail of that station

From the Judges on circuit on the Southern Division returns to precept directing them to proceed to Tinnevelly after delivering the gaol at Madura. -

(Here enter No. 399)

The Judge certifies that indispos-
-ition has prevented execution of the orders con-
-tained in the above precept.

Read letter, dated the 26th
ultimo, from the Magistrate of the Zillah
of Trichinopoly - reporting the escape
Kavian of the convict Soobanopen, whose
escape he had announced under date the
No. preceding.

From the Magistrate of Trichinopoly reports the escape of the convict Kavian.

(Here enter No. 400)

Read return from the Superin-
-tendant of Police & grant to Jail de-
-livery for the Southern Division, to the
Court's precept of the 7th ultimo, comand-
-ing them to send their proceedings to Pal-
-ghaut with the Judge on circuit.

From the Judges of circuit on the Southern Division returns to precept commanding them to send their proceedings to the Judge on circuit.

(Here enter No. 402)

Read letter, dated the 1st
Instant, from the first judge of the court
of circuit for the Centre division - enclos-
-ing returned warrant of execution in
case No. 25 of the Zillah of Chingulpet, 1st Session
1811.

From the 1st Judge of the Centre Division with returned warrant of execution in case No. 25 of Chingulpet 1st Sessions, 1811. -

(Here enter No. 405)

Read letter, dated the 1st
Instant, from the acting Magistrate of
the Zillah of Cuddapah - enclosing

5th July 1811

21

a register of persons proclaimed in that Zillah for the last month.

From the Acting Magistrate of Verdachellum with register of persons proclaimed in June. (Fort St. George Consultation No. 406)

Read letter, dated the 3d Instant, from the Secretary to the Government in the Judicial department acknowledging the receipt of extract from the Court's proceedings of the 25th Ultimo, reporting the leave of absence, which had been granted to the Judge on circuit in the Southern division.

From the Judicial Secretary to Government acknowledging receipt of extract from the Court's proceedings granting leave of absence to Mr. Andrews. (Fort St. George Consultation No. 408)

Read the following letter, with reports of prisoners, for the last month, in the Zillahs of Vencapooram, Cuddapa, Canara, Salem, Chingleput, Trichinopoly, Seringapatam, Tanjore, Madura, Coimbatoor, Dindigul, Bellary, Rajahmundry, Masulipatam, Chittoor, Combaconum, Tinnevelly, Ganjam, Nellore, South Malabar, Vizagapatam and North Malabar.

From the Magistrates of Vencapooram, Cuddapa, Canara, Salem, Chingleput, Trichinopoly, Seringapatam, Tanjore, Madura, Bellary, Rajahmundry, Masulipatam, Chittoor, Combaconum, Dindigul, Tinnevelly, Ganjam, Nellore, South Malabar, Vizagapatam, and North Malabar, with reports of prisoners for May. (Fort St. George Consultation Nos. 361, 362, 363, 369, 370, 373, 379, 380, 381, 385, 389, 390, 391, 393, 398 & 401.)

Read letter, dated the 22d ultimo, from the magistrate in the Zillah of Rajahmundry - reporting the escape of three prisoners, and requesting authority to increase his establishment with a view to the greater security of the jail.

From the Magistrate of Rajahmundry, reporting the escape of three prisoners, and requesting authority to increase his establishment. (Fort St. George Consultation No. 396.)

Ordered that the above letter do lie on the table.

Tuesday July 9th 1811.

At a Court of the Hon.ble Sir Francis Workman Macnaghten Knt. Chief Judge, Andrew Scott, Esqr. and John Read, Esqr. Judges. Present Edward Crop Greenway, Esqr.

Read letter, dated the 25th Ultimo, from the magistrate of the Zillah of North Malabar.

From the Magistrate in North Malabar, with petition of Kulpully Cavima Kurup & others, complaining of the proceedings of the 1st Judge on circuit. (Fort St. George Consultation No. 411)

The Zillah magistrate forwards a petition, with an enclosure - reporting it to have been received from a person named Kulpully Cavimbikana Kurup, "complaining of certain proceedings "towards him by the Judge of the Second "Division - pit and appeine"

The magistrate goes on to state that the petitioner has been further charged by the Judge "with strong ex- "pressions of conspiracy & subornation:- "and inferring that, if the Judge really "believed there were grounds for this "additional charge, he would have "observed certain forms, which he is "represented to have used on two former "occasions, & assumes that "the conclusion "that he was satisfied his opinion "was an erroneous one; and then, in "this conclusion, he submits to the "determination of this Court, whether "the facts set forth in the petition"

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"do not contravent every idea of any
"undue means having been resorted
"to in bringing" to trial the prisoners
in cases Nos 7 & 26 on his calendars.

Read also another letter
from the magistrate of the Zilla of North
Malabar, dated the 30th ultimo - for-
-warding a document, attested by
himself, which is described to be an
enclosure in the petition sent up by
his letter of the 25th preceding.

From the Magistrate of North Malabar - with a document intended to have been sent with his despatch of 25th June. Presented No. 4 to 7.

The Court, in deciding that
the enclosures in the above letters be
immediately returned to the magistrate
of the Zilla of North Malabar, cannot
the receipt they are under of point-
-ing out to that gentleman the pal-
-pable irregularity of his receiving any
circumstances whatever a
complaint of, or appeal from, the
acts or proceedings of the high estab-
-lishment in his division. — But if the
magistrate's receipt of the petition of
Kulpelly Cunnihara Menon be lia-
-ble to objection, his assumption in
commencing any proceeding of the
first judge towards the petitioner,
it is to be observed
his inference, drawn solely from the
judge's not having in this case pur-
-sued - and probably not intending
to pursue - the same course as twice
before he had judged it proper to
adopt, — that his charge against

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the petitioner was to be imputed to
malicious & corrupt motives; and his
want of respect for his superior in set-
-ting up in opposition to his deliberate
judgment the naked, unsupported alleg-
-ations contained in the petition - are
still more exceptionable, and still more
obviously the subjects of reproof.

The Court are accordingly of
opinion that his conduct, in the inclination
dispposed of this petition, has been
much to be deplored - and this
produced by the abundant evidence,
which they have recently had before them,
of the erroneous impressions regarding
the line of his duty, which have so fre-
-quently been entertained by the magistrate
of the Zilla of North Malabar - to consi-
-der that the present impropriety may be
traced to a like source, an erroneous
and mistaken notion of the relative situ-
-ation of the judges of the provincial court
of appeal & circuit and himself. The Court
therefore direct that he be admonished of
his error, and by precept cautioned to
avoid the commission of similar irre-
-gularity - but that it be at the same
time intimated to him that, in any
other point of view, his present conduct
would for the third time have subjected
him to the severest penalties for mis-con-
-duct established by the regulations,
for the Court would not be acting with
fairness towards the magistrate, were they

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ting to suppose him to remain in ignorance that the matter contained in his return to the precept dated 29th March last of the Zilla Court, enclosing copies of a letter and enclosure from the register to the Western Provincial court, and demanding such explanation, as he might have to offer, concerning the subject thereof was not by any means justificatory of the proceeding complained of by the Provincial court; whilst they thought it was found necessary to submit the violent declamation & indecent invective, in which the Magistrate took occasion to indulge against the judges of that court, to the notice of the Honorable the Governor in Council, the explicit declaration of whose sentiments on the general conduct of the Zilla magistrate contained in Mr Jenkins's Garagen's letter of the 15th ult. would, it was hoped, suffice to correct his errors, and put a stop to his reprehensible proceedings.

The Court have only further to observe that if the petitioner Dalpelly Cannichana Menon have any complaint to prefer against the judge, who presided at the recent master's sale of 1811 in the Zilla of North Malabar, the petition written on appropriate stamp paper — accompanying transcripts of original documents being also written on appropriate stamp paper — should be addressed to the Court of which the sentiments on the general conduct of the Zilla magistrate contained in Mr Jenkins's Garagen's letter of the 15th ult. would, it was hoped, suffice to correct his errors, and put a stop to his reprehensible proceedings.

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Ordered that an extract of these proceedings be sent to the magistrate of the Zilla of North Malabar, together with the following precept

(Perunta A)

To the Magistrate of North Malabar.

Read petition, presented by the unpaid Gholam Rasool on behalf of Manantala Keshavan Potowal, late Davoglia in Wynaad

(Perunta No 16 of 1811.)

Petitioner of Manantala Keshavan Pottowal, late Davoglia in Wynaad.

The petitioner enters into a detail of the circumstances, in which he has been employed since the year 975 M.S. represents that in the month of Pungooneee 983 he was appointed Head Davoglia in Wynaad and complains that he has recently been deprived of that office by the magistrate of the Zilla of North Malabar, who charged him with having imprisoned several persons in Wynaad without reason, and without having perused himself before the commanding officer

He alleges that the magi-

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Cutcherry accusations are unfounded and prays that the Promise from the Western Dimmes may be directed to enter upon an inquiry relative thereof.

By a letter, dated the 2d April 1811, received from the magistrate of the Jillah of North Malabar, the Court were apprized that Cairshavan Potowal, the petitioner, had been dismissed from his situation in Pynaad, in pursuance of the orders of Government; and that [illegible] something received from the magistrate of a letter from the Secretary to the Government in the Judicial department, dated the 2d of March, signifying the pleasure of the Honorable the Governor in Council to that effect.

The Court are therefore precluded from taking cognizance of the case of the petitioner, and cannot comply with his petition.

It is accordingly Ordered that the prayer of the above petition be rejected — and that extract of these proceedings be furnished to the petitioner, who will pay to the Cutcherry Gholam Rasool the fee of four annas, to which he is entitled under the rules

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Petition X of 1802.

Read petition of Roostoomjee

(Received 1st No 8 of 1811)

Roostoomjee

The petitioner states that he formerly held the office of Kotwal of the garden of Guntoor, complains that he has been dismissed by the magistrate of the Jilla of Masulipatam; and prays that the magistrate may be directed to replace him in that situation.

An English petition, addressed to "the Judge and magistrate of the Jillah of Masulipatam" and stated to have been presented to that officer by the petitioner, accompanied his petition to this Court; and bears an endorsement, apparently in the handwriting of the Jillah magistrate, not rejecting the petition, but ordering the petitioner to present one written in the Hindostanee language.

The Court, on reference to the establishment of officers employed under the magistrate of Masulipatam, received from the magistrate under date the 15th April 1811 observe that the office of Kotwal at Guntoor was held by a person named [illegible] and had any [illegible] convey since occurred in that state

from death, resignation, removal
or other cause, under the rule to be exam-
=ined in section XVI, regulation I of 1809,
such vacancy must have been repor-
=ted for their information.

But the Court have not yet
received from the magistrate any
report of the alleged alteration in
his establishment. — The Court are
therefore to presume that no alteration
has since taken place in the said office.

And it not appearing to the
Court, from any of the papers before
them, that the zilla magistrate has
omitted or refused to [illegible] peti-
tion from the petitioners: —

Ordered that the prayer
of the above petition be rejected; and
that extract of these proceedings be
furnished to the petitioners.

Read letter, dated the 27th
ultimo, from the judge presiding at
the second quarter sessions of 1811 in
the Western division — forwarding
copies of the calendar for the zilla of
North Malabar.

From the judge and Quarter Sessions in the Western Division with copy of the North Malabar calendar, 2d Sessions 1811. — (Here enter No 410)

F. C.

At a Session of the Court of Dewanny Adawlut

Monday July 15th 1811.

Present

Andrew Scott, Esqr. } Judges.
John Read, Esqr.
Edward Croft Greenway, Esqr.

Read letter, dated the 2d
Pennultimo, from the first judge of the court
of circuit for the Western division, re-
=ferring his proceedings in case No 239
the zilla of South Malabar, 2d Sessions 1810 —
Prisoners Kadaloor Cuttil Koonjoonee Nayr
Pootoora Keloo Panikar, Tarragil
Kettoonee Nayr, Kaddaloor Cuttil Chan-
=goonee Nayr and Moonamoora Ittemey
Nayr, and Moonamoora Ittemey Nayr.

From the 1st Judge and the Western Division, respecting his proceedings in case No 2 of the South Malabar, 2d Sessions 1810.

Read letter, dated the 20
April, from the first judge of the court of
circuit for the Western division, refer-
=ring

The Court having carefully weighed
the proceedings of the court of circuit, the
futwa of the Provincial law officer, and
the futwa of the Cazee and coonjoo and
moofties of the Tellicherry Adawlut, and
[illegible] confirm the said futwa of the
Cazee and coonjoo and moofties aforesaid
and direct the release of the prisoners
Kaddaloor Cuttil Koonjoonee Nayr, Pa-
=toora Keloo Panikar, Tarragil Ket-
=toonee Nayr, Kaddaloor Cuttil Chan-
=goonee Nayr and Moonamoora Ittemey Nayr
Nayr.

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his proceedings in case No 20 of the file of the Zillah of South Malabar, 2d Sept. 1810 — Prisoner, Tachana Toddail Oonee Moideen Charge, Murder & robbery.

From the 1st Judge on the Western circuit refers his proceedings in case No 20 Zillah South Malabar, 2 Sessions, 1810.

(Here enter No 269)

The Court having duly considered the proceedings of the court of circuit, the futwa of the Provincial Law officer and the futwa of the Cazee ool coozzat and Mooftee of the Fouj Maree Adalut, confirm the said futwa of the Cazee ool coozzat and Mooftee aforesaid, and direct the release of the prisoner Tachana Toddail Oonee Moideen.

Read letter, dated the 3d April, from the first Judge of the court of circuit for the Western division, referring his proceedings in case No 62 of the file of Canara, 2d Sept. 1810 — Prisoners, Veeru Munja — Mahá Deva — Gumpay Munja Pootai Munja — Soobka Bhutt — Timoo Venkat Ramana Shanbhag & Narsing Rao. Charge, Arson

From the Judge on the Western Division refers his proceedings in case No 63 of the Zillah of Canara —

(Here enter No 270)

The Court having maturely considered the proceedings of the court of circuit, the futwa of the Provincial Law officer and the futwa of the Cazee ool coozzat and Mooftee of the Fouj Maree Adalut, confirm the said futwa of the Cazee ool coozzat & Mooftee aforesaid, and under the sentence of Ooka-dast pronounced against the prisoners Veeru Munja and Mahá Deva,

15th July 1811

do adjudge them the said prisoners Veeru Munja and Mahá Deva to be imprisoned and transported to Prince of Wales's Island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of their natural lives respectively.

The Court direct that the prisoners Soobha Bhutt, Timoo, Venkat Ramana Shanbhag and Narsing Rao be detained in the custody of the Zillah magistrate, until they shall have severally given security for their future good behaviour and appearance when required for three years.

And the Court direct that the prisoners Gumpay Munja & Pootai Munja

Read letter, dated the 16th April from the first Judge presiding at the 2d quarter sessions of 1811 in the Zillah of South Malabar reporting his proceedings in case No 11 Prisoners, Koodean Poonan — Koodean Karigi Kanna — Koodean Kaigi Kanna — Moolapally Chaddean & Choolikallan — Charge, Murder.

From the Judge on Quarter Sessions on the Western Division refers his proceedings in case No 11 of the South Zillah —

(Here enter No 302)

The Court having maturely weighed the proceedings of the court of quarterly jail delivery, the futwa of the Provincial Law officer, and the futwa of the Cazee ool coozzat and Mooftee of the Fouj Maree Adalut, confirmation & futwa of the Cazee ool coozzat and Mooftee aforesaid, and the sentence of the court, the futwa

15th July 1811 and do sentence the prisoner Koodeain Proonan to suffer death by being hanged at the usual time and place of execution.

And the Court direct that the prisoners Koodean Kairign Kanrayen Koodaly Chaddean and Choolie Kellen be discharged.

Ordered transmit &c that the remarks of the Cazee adl Coazzat and Mooftee, shewing the errors committed by the Mooftee Burkant Allee, in the futwa by him delivered in cases Nos 2 & 20 of the Zilla of South Malabar, and in case No 1 of the Zilla of North Malabar be transmitted to the first Judge, to be by him communicated for the information of the Mooftee.

Sent following letter
To the First Judge on the Western Division - (Vide inter A.)

Read letter, dated the 17th Ultimo from the third Judge of the Court of Circuit for the Pertandiviesion, referring his proceedings in case No 14 of the Zilla of Canara, 1st Sepoy of 1811 - Prisoners, Oere - Burmana - Ayata and Comarah, Charge, Murder and Robbery.

From the Judge on circuit on the Western Division refers his proceedings in case No 14 of the Zillah Canara - (Vide inter No 388)

The Court having maturely considered the proceedings held before the Judge late on Circuit the Futwa of the Provincial Cazee of Pieer, and the futwa of the Cazee adl Coazzat & Mooftee

2 - F. CC.
7th July, 1811.

of the Two Judges Adalut, confirm the said futwa of the Cazee adl Coazzat & Mooftee aforesaid, and do sentence the prisoners Burmana and Comarah to suffer death by being hanged at the usual time and place of execution.

And under the sentence of Doohoobut pronounced against the prisoners Oere and Ayata, and the operation of the rule contained in the latter part of section XVII. regulation VIII. of 1802, the Court do adjudge them the said prisoners Oere and Ayata to suffer death by being hanged at the same time and place with the prisoners Burmana and Comarah aforesaid.

Sent following letter
To the Judge on Circuit on the Western Division (Vide inter B.)

Read letter, dated the 9th Instant, from the first Judge of the Court of Circuit for the centre division, referring his proceedings in case No 21 of the Zilla of Bellary - Prisoners, Ita Kristnamah & Kopaul Vondapah, Charge, Attempt to suborn perjury and swindling

From the Judge on Circuit on the Southern Division refers his proceedings in case No 21 of the Zillah of Bellary. - (Vide inter No 294)

The Court having duly considered the proceedings held before the Judge late on Circuit, the futwa

15th July 1811 and dated

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of the Provincial law officers and Futtia of the Cazee and Moofty and Moofties of the Fouzdaree Adalut confirm the said futtaa of the Cazee and Moofties of the Cazee adl coazgal and direct the release of the prisoners Sta Krishnapah and Kopaul Vondapah

sent following letter

To the Judges on Circuit in the Southern Division.

(Seventeen)

Read letter from the pidge late on circuit in the Southern division to the Court preceding 28th Pendlebury covering list of and copy of the proceedings held on No 19 Ramata Comdeen and Woo "Comdeen, wear Shankarabhatta "Coopparacken for the murder "Ramata Comdeen, the pidge "Cutan's pattee"

From the Judge on Circuit in the Southern Division returns to force of calling for the record in case No 19 of the Zillah of Salem.

(Seventeen) 369

The Court having considered the proceedings the Court of Circuit the Provincial law officers of the Cazee adl coazgal of the Fouzdaree Adalut, confirm said futtaa of the Cazee adl and most respectfully recommend

From the Court by the pidge

15th July 1811

jail delivery at Salem was held, in the column set apart for that purpose in the copy of the calendar received by his letter of the 17th May - it appeared to the Court that the first prisoner had been acquitted and discharged, but that the second prisoner had been "convicted on Cohoadut Shankarabhatta "decelah" and sentenced.

This, being a case of murder, could only of which crime it was impossible to form from the pidge's observations, the prisoner Coopparacken had been convicted, was considered by the Court to be referable to their judgment, and a counterpart of the record of the proceedings held therein was accordingly called for. — It appears, however, on examination of the record that the conviction of the prisoner Coopparacken, and the discretionary punishment, to which he was declared liable by the futtaa of the Cazee of the Court of Circuit, were founded exclusively on proof of his having beaten the deceased, to which beating, it was not established, had been the cause of his death. The Court have confirmed the futtaa of their law officers, and, the prisoner being reported by the pidge to have received no judgment, they consider it unnecessary to hold further proceedings in the case.

But the Court have to observe that the pidge's remarks should have been more particular in respect of the nature of the offence, of which he noted

15th July 1811

15th July 1811 the recent prisoner to have been convicted; =ed; and further that in this, our inten=
=cater, the measure of punishment pro=
=nounced by the Court of circuit should
be distinctly specified.

Ordered that extract of the
proceedings incident to the Certificate record
to be herein recorded on the proceed-
pidge, against Pestonjee Cursetjee
=ings of the court of circuit & quarterly
for the Southern division
jail delivery in the Southern division
for the information of the pidge expectedly
presiding at the present sessions of that
court.

Sent following precept

To the Judge on circuit on the Southern Division. (Here enter D.)

To the Pidge of the court of circuit for the
division, to the Court's precept of
29th Ultimo calling for a certified
of the Persian record of ale proceedings
held in case No. 26 Prisoner
=chang, Pundit & others Charged
and exhumation of perjury

From the Sast Judge of the Centre Division with the Persian record of case No. 54 Zilla of Cuddapah. (Here enter No. 36)

The Court having duly
the proceedings of the court of circuit
for the Division of the Provincial Court of
the Division of the Cazee adaulut
of the Tuppaceedabad, comprising
the return of the Cazee adaulut
aforesaid, and the prisoner
discharged, consider it unnecessary
to hold further proceedings in

From the
refers his pro

Friday
the 26th 1811. Present

Andrew Scott Esqr
John Read, Esqr
Edmund Croft Greenway, Esqr } Judges.

Read letter dated the 8th
Instant, from the first pidge of the court
of circuit for the Centre division, en=
=closing a turned warrant of execution
in case No 47 of the Zilla of Cuddapa,
1st Sepr. 1811.

From the Sast Judge of the Centre Division with the returned warrant of execution in case No 47 Zilla of Cuddapa 1st Septr 1811. (Here enter No. 413)

Read letter, dated the 8th
Instant, from the third pidge of the court
of circuit for the Western division for=
=warding returned warrants of exe=
=cution in cases Nos 3, 27 & 47 of the
Zilla of Canara 1st Septr 1811

From the Third Judge of the Western Division with returned warrants of executions in cases Nos 3, 27 and 47 Zillas Canara. (Here enter No. 416)

Read letter, dated the 10th
Instant, from the pidge on circuit in the
Northern division - reporting his arri=
=val at Nellore.

From the Judge on circuit on the Northern division reports his arrival at Nellore (Here enter No. 417)

Read letter, dated the 8th
Instant, from the pidge on circuit in the
Southern division - reporting his arrival
at Combaconum.

From the Judge on circuit on the Southern Division reports his arrival at Combaconum. (Here enter No. 419)

Read letter, dated the 20th
Instant from the magistrate of the Zilla

15th July 1811 and dated as

26th July 1811 of Chingulput - forwarding a list of convicts in the depot for transports

From the Magistrate of Chingulput with list of convicts in the depot for transportation -

(Peruentu No. 423)

Read letter, dated 8th Instant, from the third pidje presiding at the third quarter Sessions of 1811 in the Centre Division - with copy of the calendar for the jilla of Chittoor

From the 3d Judge of the Centre Division - with the Chittoor calendar, 3d quarter Sessions of 1811 -

(Peruentu No. 425)

Read letter dated the 8th Instant, from the Magistrate of the jilla of North Malabar - reporting for the orders of the Honble the Governor in Council, the suspension of the Kurnby Kalendar, prepared by him nomination of Francis Jagoe to act in the place

From the Magistrate of North Malabar - reports the removal of his jailer and nomination of a successor

(Peruentu No. 431)

The Court, having considered the papers transmitted by the jilla Magistrate, do approve the removal of Kurnby Kalen and are pleased to appoint Jagoe to succeed to the office.

Ordered that these proceedings be record Magistrate in North Mala

Sent pollowing letter

To the Magistrate of North Malabar -

(Peruentu No.

26th July 1811 16th Instant, from the pidje late on circuit in the Western division - with copy of the calendar for the jilla of South Malabar

From the 3d Judge of the Western Division - with copy of the South Malabar calendar, 1st Sessions of 1811 -

(Peruentu No. 432)

Read letter, dated the 22d Instant, from the pidje on circuit in the Southern division - with copy of the calendar for the jilla of Tanjore

From the Judge on circuit in the Southern Division with copy of the Combaconum calendar -

(Peruentu No. 437)

Read letter, dated the 22d Instant, from the pidje on circuit in the Southern division - reporting his immediate departure for Verdachelum

From the Judge on circuit in the Southern Division states his immediate departure for Verdachelum

(Peruentu No. 438)

Read letter from the third pidje of the court of circuit for the Centre division, to the Court's precept of the 5th Instant, commanding him to direct the Magistrate of the jilla of Cuddapa to discharge the prisoners Yerrodogadoo & Ronnaparedy

From the 3d Judge of the Centre division - relative to precept directing the discharge of the prisoner Yerroga doo and Ronnaparedy on cause No. 24 of the Cuddapa, 3 Sessions 1810

(Peruentu No. 442)

Read letter, dated the 23d Instant, from the Magistrate of the jilla of Salem - with lists of convicts under sentence of banishment & transportation.

From the Magistrate of the jilla of Salem - with lists of convicts under sentence of banishment and transportation -

(Peruentu No. 443)

The Court direct that

15th July 1811 and dose

26th July 1811 notice be communicated to the Civil Auditor of the appointment of Francis Jogues to be keeper of the jail in the zilla of North Malabar, in the room of Kumby Kalendar, dismissed.

Sent polecanny letter

(See entry B)

To the Civil Auditor

Read letter dated the 19th instant from the magistrate of the zilla of North Malabar

(See entry No 435)

From the Magistrate of North Malabar requests to know whether he has any discretion on rewarding the punishment ordered by clause 1st Section 13 Regn 14th 1808. and whether that ref. concerns the case of Toddy.

magistrate requests to be informed whether he has any discretion in rewarding the punishment ordered by clause 1st Section 13 Regn 14th 1808. and whether that ref. concerns the case of Toddy.

The Board are of opinion that the magistrate is not to be considered as possessing any discretion in enforcing the penalty enacted by section XIII Regulation 14th 1808.

The section appears to be framed for the purpose of preventing persons convicted of manufacturing or selling spirituous liquors without a licence, to be fined in a sum not exceeding one hundred rupees.

It therefore determined that the magistrate be informed in reply to the further question submitted in the above letter that regulation XIV of 1808. does not contain any provisions respecting the value of toddy, of which he states, there is also a monopoly.

Fort William

Friday August 2d 1811

Present

Andrew Scott Esqr
John Read, Esqr
Edward Croft Greenway, Esqr

} Judges

Read letter, dated the 17th Instant from the magistrate of the zilla of Chittoor - requesting authority to tender a conditional pardon to a person, named Syyud Sahib, who is reported to have been recently brought in with twenty other reputed pheansegars; to have been a willing approver to make a full confession of the crimes the gang he belonged to have committed - to be able to furnish information concerning considerable number of pheansegars, who are stated to be in different parts of the country.

(See entry No 444)

It appearing to the Court for the reasons explained by the zilla magistrate, to be expedient that the authority, which he solicits, should be granted -

Resolved that the above reference be transmitted to the Secretary to the Government in the judicial department for the purpose of being laid before the Honorable the Governor in Council, with the recommendation that the magistrate of the

15th July 1811

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2d August 1811

Zilla of Chittoor may recommend permission to offer a pardon to the said Syyed Sahib, on condition of his making a full disclosure of every circumstance within his knowledge, relative to the crimes committed by the gang to which he belonged, and on the further condition of his giving all the information in his power respecting all individual, or gangs of Pharaseegars, with whose person and haunts he may be acquainted.

Ordered that a copy of these proceedings be sent to Mr. Secretary Garrow for the information of the Governor in the Judicial department.

Sent following letter to the Secretary to the Government in the Judicial department—

(Revenue N° 4)

Read letter, dated the 26th ultimo, from the Judge on circuit Northern Division reporting his arrival in the Gilla of Cuddapah

From the Judge on circuit Western Division reports his arrival at Onore—

(Revenue N° 446)

Read letter, dated the 29th ultimo, from the Judge Western Division enclosing copy of the Calendar for the Gilla of Canara

From the 2d Judge Southern Division with returned warrant of execution in Case N° 23 of the Gilla of Salem—

(Revenue N° 452)

Read letter, dated the 29th ultimo, from the Judge Eastern Division, reporting his departure from the Head Quarter Sessions of the Gilla of Chittoor

(Revenue N° 453)

2d August 1811

From the 1st Judge Southern Division—With Copy of the Trichinopoly Calendar 3d Quarter Sessions 1811.

Copy of the calendar for the Gilla of Trichinopoly

(Revenue N° 453)

Read letter, dated the 26th ultimo, from the Judge presiding at the Sessions of 1811 in the Northern Division—enclosing copy of the Calendar for the Gilla of Vizagapatam

From the 1st Judge Northern Division—With Copy of the Masulipatam Calendar, 3d Quarter Sessions 1811.

(Revenue N° 457)

Read letter, dated the 29th ultimo, from the Judge on circuit in the Northern division—enclosing copy of the calendar for the Gilla of Nellore

From the Judge on circuit Northern Division—With Copy of the Nellore Calendar.

(Revenue N° 460)

Read letter, dated the 30th ultimo, from the Judge on circuit Northern division—reporting his immediate departure from Nellore.

From the Judge on circuit Northern division reports his departure from Nellore—

(Revenue N° 461)

Read letter, dated the 15th ultimo, from the magistrate of the Gilla of Chingleput.

From the Magistrate of Chingleput—requesting to be informed whether he is to proceed against Hajee Sahib, who is charged with forgery committed at the Pagoda and has been sent to him by the Justices

(Revenue N° 439)

The magistrate reports having received into his custody a person named Hajee Hoobyn Named, alias Hajee Sahib, who is stated to have been sent to him by one of His Majesty's Justices of the Peace at Madras, on a charge of forgery, alleged to have been committed

15th July 1811 and dated the

2d August 1811

committed within the jurisdiction limits of the
of the Zilla of Chingulput; and requests
the directions of the Court "how to act
"on the occasion."

The Court, holding it to be
improper and inconvenient that
any opinion of this Court should
interfere with the discretion, which
in the present stage of the proceedings
in this case it belongs to the Office
of the Zilla Magistrate to exercise, di-
-rect that all the papers received
with the above letter be returned to
the Magistrate of the Zilla of Chingulput
and that extract of these proceedings
be therewith transmitted

Sent following letter

To the Magistrate of the Zillah of
Chingulput

(Pevente B)

Read the following letter
with reports of prisoners, for the
of June, from the Zillas of Nellore,
Ganjam, Chingulput, Verdachellum,
Canara, Tinnevelly, Bellary, Salem,
Masulipatam, Cuddapa, Combaconum,
North Malabar, Chittoor, Seringapatam,
Darapooram, Vizagapatam, Rajahmundry
and South Malabar.

From the Magistrate of Nellore, Ganjam, Chingulput, Verdachellum, Canara, Tinnevelly, Bellary, Salem, Cuddapah, Combaconum, North Malabar, Chittoor, Seringapatam, Vizagapatam, Darapooram, Rajahmundry, South Malabar with reports of prisoners for June —

see reports in Nos 418, 420, 421, 422, 426, 427, 429, 430, 434, 435, 436, 440, 441, 448, 449, 450, 462

From the Judicial Sect. to Government
authorizing an offer of conditional pardon to Syyud Sahab in Zillah Chittoor —

(Pevente No. 472)

The Court direct that copy
of the above letter, and the extract
to which it has reference, be trans-
-mitted, with extract of these pro-
-ceedings, to the Magistrate of the
Zillah of Chittoor.

Sent following letter

To the Magistrate of the Zillah of
Chittoor —

(Pevente A)

Read letter, dated the 25th
ultimo, from the Magistrate of the
Zillah of Chittoor — submitting that a
person, named Abdul Caudeer"

who

Tuesday
August 13th 1811

At a Court of the Foujdaree Adalut

Present
Andrew Scott, Esq
John Read, Esq
Edward Crop Greenaway, Esq

Judges

Read letter, dated the 6th
Instant, from the Secretary to the Go-
-vernment in the Judicial depart-
-ment — acknowledging the receipt
of extract from the Court's proceedings
of the 2d; and stating that the Honor-
-able the Governor in Council is
pleased to authorize the Magistrate
of the Zillah of Chittoor to tender an
offer of pardon to Syyud Sahab on
the conditions as specified in the
Court's proceedings

15th July 1811 and do [illegible]

2

13th August 1811

Read letter, dated the 1st Instant, from the judge on circuit in the Southern division — with copy of the Calendar for the Zilla of Vedachellum.

From the judge on circuit S. D. With Copy of the Vedachellum calendar —

(Here enter No 669)

Read letter, dated the 5th Instant, from the third judge of the court of circuit for the Western division — with returned warrant of execution in case of No 14 Zilla of Canara 1st Sept. of 1811.

From the 3d judge Western division with returned Warrants of execution in case of No 14 Zilla of Canara 1st Septr 1811 —

(Here enter No 670)

Read letter, dated the 6th Instant, from the judge on circuit in the Southern division — reporting his arrival at Salem

From the Judge on Circuit Southern Dn reports his Arrival at Salem —

(Here enter No 671)

Read letter, dated the 1st ultimo, from the magistrate of the Zilla of Masulipatam — requesting to be informed, whether persons convicted of having in their possession a considerable quantity of arrack, without a corresponding permit, are or are not liable to the penalties prescribed by the XIII th section of regulation, 1808."

From the Magistrate of Masulipatam — Requests to know whether persons having arrack in their possession without a permit are liable to the penalties of section 13. Regn I. of 1809 —

(Here enter No 647)

The regulation referred to was enacted with the view of subjecting the manufacture and sale of country arrack to the restrictions — more or less proper restrictions — But the Court are not aware of any part of the said regulation by which it is rendered penal to have arrack in possession without a permit, nor does it appear to them that a simple unconnected fact of having in possession is thereby rendered penal [illegible]

Read the letter

In the Court of the Zillah Vedachellum

Friday August 16th 1811

Present

Andrew Scott Esqr
John Read, Esqr
Edward Croft Greenway Esqr

} Judges

It appearing to the Court that apprehensions have been entertained that, during the annual festival at Tripetty, the persons and property of pilgrims resorting to the temple at that place are exposed to danger, the performance of the ceremonies usual on that occasion to interruption, and the public tranquillity thence arising to loss — from the want of a competent officer on the spot, to superintend and direct the exertions of the police of the district, and promptly to punish offenders; and generally to preserve the peace: —

Ordered that the magistrate of the Zillah of Chittoor be by precept commanded to be in due time previous to the ensuing festival, which commences on the 18th instant, to dispatch to that place his assistant Mr. Septimus Money, vested, under sections XVII and XVIII, regulation XII of 1802, with the full powers of a Zillah magistrate, and charged with instructions to use his utmost endeavours, in co-operation with

13th August 1811 ... who is stated to have been made over to him on a warrant to the superintendant of police at Madras, and was suspected of having been concerned in the robbery lately committed at Nungumbaukpauk within the limits of the jurisdiction of the Supreme court of judicature — is now willing on a promise of pardon to relate all he knows respecting that robbery and the persons concerned in it.

From the Magistrate of the Zillah of Chingleput reports that a person named Abdul Caulick has offered to make a full discovery of all he knows concerning the late robbery at Nungumbaukpauk — (Perusita No. 465)

The Court directed the Register to issue the necessary precept authorizing the Magistrate of Chingleput to send the prisoner Abdul Caulick in safe custody, either to the office of His Majesty's justices of the peace at Madras, or to the superintendant of police; with a letter communicating the information contained in the above reference.

Sent pleasing precept

To the Magistrate of the Zillah of Chingleput — (Perusita B.)

Read letter, dated the ult.mo, from the magistrate of the Zillah of Chingleput reporting that Iringa Runana & Vencatasy two of the convicts under sentence of transportation to Prince of Wales island, are in a very bad state of health

From the Magistrate of Chingleput reports the Circuit Court of two convicts for transportation to Prince of Wales island — (Perusita No. 466)

13th August 1811 ... confined under sentence of transportation to Prince of Wales island on the 30th March

From the 1st Judge Western Division with copy of the North Malabar Calendar for 2d Session 1811 (see report No. 463)

Read letter, dated the 26th ult.mo, from the first judge of the court of quarterly jail delivery for the Western division — enclosing copy of the North Malabar calendar for the 3d sessions of the year.

From the 1st Judge Western Division with returned Warrants of execution in case (Perusita No. 464)

Read another letter from the first judge, dated the 29th ult.mo forwarding returned warrant of execution in case No. 11 of 3d Sessions North Malabar, 2d Session 1811.

From the 1st Judge Western Division with returned Warrants of execution in case No. 11 of North Malabar. 2d Session 1811 — (see entry No. 465)

Read letter, dated the 31st ult.mo, from the judge on circuit in the Centre division — reporting his arrival at Bellary.

From the judge on Circuit S. D. reports his arrival at Bellary — (Perusita No. 466)

Read letter, dated the 1st instant, from the judge on circuit in the Southern division — reporting his departure from Verdachellum for Salem.

From the judge on Circuit S. D. reports his immediate departure for Salem — (Perusita No. 467)

Read letter, dated the 1st instant, from the magistrate of the Zillah of Verdachellum — enclosing a report of persons proclaimed under the provisions of regulation XIII of 1809, for the last month.

From the Magistrate of Verdachellum reports the [illegible] of persons proclaimed for [illegible] — (Perusita No. 468)

Read

15th July 1811

16th August 1811.

2nd 13th Au

From

W

co

16th August 1811.

the collector of the zilla, to protect the pilgrims, to preserve order, tranquillity & regularity in the town of Kiputty & its environs, to assist in the arrangements necessary to the full completion of the ceremonies.

It does not appear that the magistrate, under the powers of regulation VI of 1809, has power to commit the offenders for trial before the court of circuit for the 2d division, which will commence on the 1st day of October: but if the complainants to appear at the sessions, and the witnesses to attend and give evidence: and the assistant magistrate's reports to be sent up to this Court with the magistrate's monthly reports prescribed by section XXVII XXVIII and XXIX regulation VI of 1802

To the Magistrate of Zilla of Chittoor.

Sent following precepts

(Seven enclosures)

Read letter, dated 7th ultimo, from the acting assistant in the Zilla of Ganjam, reporting the suspension of Coputtee Appa Doraphan, police darogha, under the orders prescribed in section XVII regulation I of 1802

16th August 1811.

and nominating Cavelly Narrasachellum to act in his place

(Seventeen No 655)

The Court, on a review of the acting magistrate's proceedings in the case, considered the proofs of the facts as exhibited in the depositions of Gorogo-=hono & five other witnesses, to be too loose and imperfect, to enable them to submit to the Honorable the Governor in Council the opinion required by section VIII, regulation I of 1809 - the rules contained in which, and not those in section XVII, the acting judge will find, on reference to section X, are applicable to police daroghas.

The Court therefore direct that the enclosures from No 1 to 8 be returned to the acting magistrate in order that in the further examination of the witnesses they may be particularly interrogated respecting the dates of the facts to which they speak, and the circumstances under which they came to the knowledge of those facts.

And the Court direct that the papers, from No 9 to 16 be at the same time returned to the acting magistrate who will proceed with the investigation directed by precept, dated 22d April, 1811 from the judge on circuit - into the charge of corruption exhibited against Coputtee Appanah by the complainant Dookal Dandee.

Ordered that extract of these

15: July 1811

16: August 1811

proceedings be sent to the acting Ma-
=gistrate by precept requiring confor-
=mity to the orders therein contained.

Sent following precept
To the acting Magistrate in the
Zilla of Ganjam. (Annexure B)

Ordered that the suspen-
sion of Coupture Uppanah be reported
for the information of the Honorable
the Governor in Council, with the
request of the Court that the provision
=al appointment of Cowelly Shan-
=dellaur may be confirmed.

Sent following letter
To the Secretary to the Government
in the Judicial Department. (Annexure C.)

Fol

Session of the Tuojdarree Adalut

Monday August 19th 1811. Present

Hon.ble Scott, Esqr.
John Reid, Esqr.
Edward Croft Greenaway, Esqr. } Judges.

Read letter dated the 18th April from the first Judge of the court of circuit the Southern division referring his proceedings in case No 1 of the Zilla of Madura for the second sessions of 1810. Prisoner, Moothoocurpen. Charge, Murder. (Annexure No 234)

From the 1st Judge Southern Cir.
refers his proceedings in Case No. 1 Zilla of
Madura 2d Session 1810.

The Court having duly weighed the proceedings of the court of circuit, the futwa of the Provincial Law officer, and the futwa of the Cazee al coorgat and Moofties of the Tuojdarree Adalut conformable thereto aforesaid, and thereby acquit the prisoner Moothoo-
=curpen of the charge of murder, but direct that the Zilla magistrate be instructed to detain him in custody until he shall give sufficient security for his future good conduct & appear-
=ance when required for one year.

Read also, letter dated the 8th of March, from the first Judge refer-
=ring his proceedings in case No. 39 of the Zilla of Madura for the second sessions of 1810. Prisoners, Soorane-
=thakristnen, Shungoocottagan and

and Chinnah Koodoan been Chas
Riot & murder.

From the 1st Judge on the Southern Dn
Express his proceedings in Case No. 39 of the
Zilla of Madura 2d Sessions 1810

(Perusal No 134)

The Court having maturely
considered the proceedings of the
Circuit, the futwa of the Prom
Law officer and the futwa of the
adl coazzat and mooftee of
Fouzdaree Udalut, confirm the
futwa of the Cazee adl coazzat and
mooftee aforesaid and thereby
grant the pravaner of Vavanee
Kotnen Sungaacal cagan
Chinnah Koodoan be
that the magistrate be instr
detain them in his custody
they shall respectively have
sufficient security for their
good conduct & appearance
required for five years

Read also letter
the first judge who presided
record proceedings of the
the Zilla of Tinnevelly to
precept of the 5th ult
further evidence in case
Zilla Prisoner Royapen
Murder

From the Judge on 2d Session Southern Dn
Return to precept commanding revision of Case
No. Zilla of Trichinopoly

(Perusal No 69)

Read again letter
20th of April from the
forming the proceedings

From the 1st Judge Southern
Division refers his proceedings
in Case No. of the Zilla of Trichinopoly
2d Sessions 1811

(Perusal No 2[illegible])

The Court having maturely weigh
ed the proceedings held before the Court
of quarterly gaol delivery, the futwa of
the Provincial Law officer, and the futwa of
the Cazee adl coazzat and mooftee of the
Fouzdaree Udalut, confirm the sen
futwa of the Cazee adl coazzat and
mooftee aforesaid, and do adjudge the
prisoner Royapen to be imprisoned and
transported to Prince of Wales island,
there to be kept to hard labour in irons
on the public roads or other public
works for and during the space of his
natural life

The 1st Judge of the Courts of Circuit and Quarterly Gaol delivery for the Southern Dn

Sent following letter

(Perusal No A.)

Read letter, dated the 3d
ult. from the Judge late on Circuit in
the Western division - referring his proceed
-ings in case No 22 of the Zilla of South
Malabar 1st Sessions of 1811. - Prisoner,
Nagasunmal
Cheroylatoo Peddiad Patoonnah - Charge,
Murder.

(Perusal No 416)

Read also remarks of the Cazee
adl coazzat and mooftee, shewing cause
for the reversion of the trial referred in the
aforegoing letter.

Remarks of the Law Officers
in Case No. 22 Zilla of South Malabar
1st Sessions 1811

(Perusal remarks)

The Court direct that the record
be returned to the third judge of the court
of Circuit for the Western division by
precept, commanding him to instruct the
Zilla

15th July

19th August

1811

2 Fol

19th August 1811

the 1st Reports of 1811, wherein he had been tried on a charge of plunder; and Oakoolen Moor accused in the return delivered by the Cazee and Coopgaltan moofties: but as it appeared that he stood charged with gang robbery, attended with homicide & other circumstances of aggravation, committed during or previously to the year 1804, for which he had never been brought to trial, the Court resolved to suspend passing judgment on the prisoner, and directed that he should be delivered over to the magistrate of Masulipatam, for the purpose of being tried on the said charges before the court of quarterly gaol delivery

From the Magistrate of Masulipatam Return to precept Commanding him to receive the prisoners Paulamalloo into his custody for trial at the quarter Session —

(Peruntu № 409)

Read also return from the Assistant pidge of the court of quarterly gaol delivery to the Court's precept of 21st Pendutime, calling for information whether any & what proceedings had been held before him in the case of the prisoner Paula Mulloo.

From the 1st Judge Northern Division Return to precept Calling for information regarding the proceedings in the Case of Pixula Mulloo, a prisoner sent from Rajahmundry —

(Peruntu № 424)

From the aforegoing return it appears to the Court that the person, who might have appeared to prosecute Paula Mulloo on the charges in question, died some time since, and that no other person is to be found, who can give evidence against him.

The

From the Judges of the Court of Circuit for the Western Division —

(Peruntu № 3)

Read the following letter from the Judges of the Court of Circuit for the Western Division, dated the 3d instant, transmitting the proceedings of the Court of Circuit held at Calicut during the months of June & July last, and requesting the opinion of the Court on certain points of law which occurred in the trial of Cadoo Moocoopoora Pedickal and others, charged with gang robbery, attended with homicide & other circumstances of aggravation, committed in the year 1804.

To the Judges of the Court of Circuit for the Western Division —

Sent following precept

(Peruntu № 4)

Ordered that the said proceedings be sent to the Judges of Circuit for their information.

To the Judges of Circuit for the Western Division —

Sent following letter

(Peruntu № 5)

Read return from the Assistant Magistrate of the Zillah of Malabar to the Court's precept of the 21st April, commanding him to cause the undermentioned persons, named in the margin of the Court's precept, to be delivered over to the Magistrate of Tellicherry, viz. Mulloo one of the prisoners in the gaol of the Zillah of Malabar

19th August 1811.

The Court therefore proceeded to the further consideration of the proceedings held before the pidge late on circuit in the Northern division in case No 9 of the zilla of Napkurnum Prisoners, Panicha talab, Logoo Tigandoo, Maadoonoor, Coo Paula Mulloo - Charge, Plunder on the 1st of April - when the Court sentenced the three former prisoners to be imprisoned for 7 days and to pay a fine of seven years from that date and to be banished during the said of their sentence from the district in which their respective place of abode was situate

Perused under the 20th of Regulation as amended, the opinion of the Provincial Law officer against the prisoner Paula Mulloo, that the said pidge should sentence him the said Paula Mulloo to be imprisoned for and during the space of one year from the 1st day of April and to be banished from the district in which his place of abode is situate, and kept to hard labour on the public roads or other public works in such other manner as he may hereafter be employed under the order of the Court

Ordered that the said proceedings be sent to

19th August 1811

for the Northern division by precept commanding him to cause the Court's sentence to be carried into execution.

Sent following precept

To J B Travers Esqr

(Perusta D)

Read letter, dated the 16th of May, from the third pidge of the court of circuit for the Western division, referring his proceedings in case No 18 of the zilla of South Malabar, 1st Sessions of 1811 - Prisoners, Koyaxherry Kelao Pannikar, Kawoongal Koodlas and Panee hamitel Kristoeen - Charge, Perjury - of which the two latter prisoners were acquitted by the Provincial Law officer, the release was directed by the pidge, who presided at the trial.

(Perusta No 30 Q)

The Court having duly weighed the proceedings of the court of circuit, the future of the Provincial Law officer and the future of the Cazee ool coozgat and mooftee of the Tuojdaree Adaulut, confirm the said future of the Cazee ool coozgat and mooftee aforesaid; and under the Dookaubt amended against the prisoner Koyaxherry Kelao Pannikar, do adjudge him the said prisoner Koyaxherry Kelao Pannikar to be imprisoned for and during the space of one calendar month from the day of the date of the warrant to be issued by the pidge of circuit to the zilla

From the pidge on Circuit Western Div
Refers his proceedings in Case No 18
Zilla of South Malabar

15th July

19th August 1811.

To the 3 Judges of the Court of Circuit for the Western Division

magistrate

sent following letter

(Present

Read letter, dated 15th of May, from the second judge of court of quarterly jail delivery for the Centre division, referring proceedings in case No. 13 of the file of 1811 for trial, 2d grant, depositions of the prisoners Venkatasama Reddy, Venkapah Reddy, and Chinnadas — Charge, having feloniously beaten and confined the prosecutor and forcibly plundered their property valued 4000 Pagodas

(Present No. 330

The Court having duly considered the proceedings held before the court of quarterly jail delivery for the Centre division, and the returns of the Provincial Court of Circuit, and the returns of the Register and Recorder of Chittoor, confirm the said jail delivery, and also adjudge the prisoners Venkatasama Reddy, Pond Venkapah Reddy and Boochee to be imprisoned for the space of three calendar months from the day of the date of the warrant to be issued by the

From the Judge in 2d Session of the Centre Zilla, referring his proceedings in Case No. 13 of the Zilla of Chittoor — 2 Session 1811 —

3 — F. 11.

19th August, 1811

second pidge to the zilla magistrate and at the expiration of the said period of three months to be detained in the custody of the magistrate until they shall severally have given sufficient security for their future good behaviour & appearance when required for five years.

To the 2d Judge of the Court of quarterly Jail delivery for the Centre Division

sent following letter

(Present F.

On the record of the proceedings of the court of quarterly jail delivery in the aforesaid case No. 13 of the file of 1811 for the Centre division, and the transcript of a precept issued by the second judge to the acting magistrate of the zilla of Chittoor, requiring him to explain his reasons for not having examined four witnesses summoned on behalf of the prisoners, and expressing his opinion "that the "witnesses for the prisoners as well as "for the prosecution should in all cases "be examined and their depositions "reduced into writing" — in his return to which the acting magistrate states that for the reasons given by the second judge, he "thinks it would "be preferable that the persons so "summoned should be examined" by

19th August 1811.

From the 3 Judges of the Court of Circuit for the Mrs Dn

Sent following letter (Presented

Read letter dated
15th of May from the second judge
Court of quarterly jail delivery
Centre division reporting proc
=ings in case No 3 of the calen
=dar, 2d quarter of this year
Prisoners Venkatasawma Reddy
Reddy Canlapah Reddy and
=chennaidas Charge, having
"wrongfully and forcibly plundered their property
"valued 4000 Pagodas"

From the Judge in 2d Session Centre Dn
refers his proceedings in the Case No 13 of the
Zilla of Chittoor 2d Session 1811—

(Presented No 3

The Court having duly
=dered the proceedings held before
Court of quarterly jail delivery
futtra of the Provincial Court of
and the futtra of the Judges
and practices of the Sudder
Adalat, confirm the said jail
the Cazee adcoyat and moofty
=said, and do adjudge the pris
Venkatasawma Reddy, Pana
Canlapah Reddy and Boochi
=also to be imprisoned for
during the space of three cal
months from the day of the
the warrant to be issued by

3 - L. C.

19th August, 1811

second pidge to the Zilla magistrate,
and at the expiration of the said
period of three months to be detain
=ed in the custody of the magistrate
until they shall severally have
given sufficient security for their
future good behaviour & appear
=ance when required for five
years.

Sent following letter

To the 2d Judge of the Court of quarterly Jail delivery for the Centre Dn

(Presented No 4.

On the record of the proceedings
of the court of quarterly jail delivery
in the aforegoing case, the Court ob
=serve the transcript of a precept issued
by the second judge to the acting Ma
=gistrate of the Zilla of Chittoor, re
=quiring him to explain his reasons for
not having examined four witnesses
summoned on behalf of the prisoners,
and expressing his opinion "that the
"witnesses for the prisoner as well as
"for the prosecution should in all cases
"be examined and their depositions
"reduced into writing" - in his return
to which the acting magistrate
states that for the reasons given by
the second judge, he "thinks it would
"be preferable that the persons so
"summoned should be examined by

15th July

27 15th

19th August 1811

"by the magistrate", intimating that in such case it will be necessary for the company to cause their attendance earlier than the time fixed for their attendance by regulation VI section XII & XXXIII 1802

The Court not being aware of any rule in the existing regulations whereby magistrates are empowered and required to receive the depositions of witnesses previous to the commitment of a prisoner who has been committed on bail, for trial, direct that the judge be called upon to declare particularly what appeared to him to warrant the commitment of the said prisoner by his precept of the 6th of May 1811

Ordered that the said proceedings be sent to the record by precept, requiring a return in forty eight hours after the receipt

Sent for record

To the 2 Judges of the Courts of Circuit and Quarterly jail Delivery for the Centre &c.

(Seventy)

Read the letter dated the 17th of April from the judge of the circuit in the Centre division transmitting the proceedings in the trial of Kadeejan in 1811.

(Seventy No. 2)

19th August 1811

ed the proceedings of the court of circuit the futwa of the Provincial law officers and the futwa of the Cazee and Cooazat and moofties of the Moodaliar, confirm the said futwa of the Cazee and Cooazat and moofties aforesaid, but direct that the record do lie on the table.

Moodichetty Nanaimah, the prisoner in this case, was tried on a charge of returning from transportation before the expiration of the fixed time - an offence made capital by clause second, section IX, regulation XV of 1803, inasmuch as such return were "without permission."

Under date the 30th of January, 1804, the prisoner was brought to trial, before the court of circuit for the centre division, for the murder of Chinnapa Redee and Ramana Kumum; and, on a reference of the proceedings for the final sentence of this court, having been convicted of being present at the commission of the crime, and declared liable to discretionary punishment, was adjudged to be banished beyond seas for and during the term of twenty one years from the 6th day of March, 1804. He appears to have been apprehended at Sibbal in the Rachoutty taluk on the 15th of September last, where he is stated to have been found at liberty and occupied in cultivation; and was committed by the zilla magistrate under clause second, section IX, regulation XV of 1803. His defence before

15: Jul

2[illegible] 13 19th August 1811 the court of circuit is under stood as follows, viz^t that he was transport=ed to Prince of Wales' Island, that after being kept there at work for the space of four years, he was removed with many other convicts to Malacca, where they were worked during about two years or a year and half, and then brought back to Prince of Wales' Island that two gentlemen, named by the prisoner "Messrs Brown & Wallace" selected twenty or thirty of the oldest of them, and giving each a coopee told them they should be furnished with passports, whenever they found an opportunity of proceeding to their coun=try; that he accordingly received a release certificate, and came to Madras in a vessel belonging to Nagore and the vessel after his arrival he returned to village. — The Cafree coolies who practice in the Settlement declared by them, declared the prisoner to be a Mahomedan by Nation and on his confession convicted of returning from transpor=tation previously to the expiration of his sentence. The Court have resolved to suspend passing sentence on the prisoner, and to report the case to the Honorable the Governor in Council

A The passport or certificate of release, which the prisoner

4 — F. 11.

19th August 1811

banishment, he avers to have been destroyed by rain during the passage when he was compelled to live upon deck, the people of the ship having refused him permission to go below. — The prisoner is therefore deprived of the means of adducing proof to the matter of fact alledged in his defence. But if the means have thus been lost to the prisoner of substantiating his allegation, that his return from transportation was sanctioned by the public authorities at this island, it is not the less clear — for it appears from Mr. Secretary Galloway's letter of the 29th December to the magistrate in Tillicherry 1810, one of the documents on the record, that "no advices have been "received by Government of convicts "having been publicly released at "Penang," — that no means exist within the reach of the Court of ascer=taining themselves that the plea is wholly undeserving of credit; while on the other hand, it would seem, that the possibility of the occurrence related by the prisoner cannot be the subject of doubt.

Under these circumstances the Court beg leave to request that the Honorable the Gover[illegible] in

15: Jul

27 13 19th August 1811

Council may be pleased to direct that measures be taken for ascertaining from the Governor of Prince of Wales' island whether transported from these Territories convicts have at any time been released at that island previously to the expiry of their sentences and if so, the names of such as have been set at liberty and the date of their discharge

Ordered that extract of these proceedings be sent to the Secretary to the Government in the Judicial department for the purpose of their being laid before the Honorable the Governor in Council.

To the Secretary to Govt in the Judicial Department

Ordered that extract of these proceedings be sent to the first Judge of the Court of Circuit for the Centre division — to be laid before the Court of Circuit for the Western division — respecting the prosecution for the information of the magistrate of the Zilla of Cuddapa. — in case No 22 of the Zilla of Canara, Reports of 1810 — Prisoners Hoopen Cooty — Bamatee Ahmodey — and Amoonee — Chor Robbery

Read letter, dated the 1st April, from the first Judge of the Court of Circuit for the Western division — respecting the prosecution in case No 22 of the Zilla of Canara, Reports of 1810 — Prisoners Hoopen Cooty — Bamatee Ahmodey — and Amoonee — Chor Robbery

Sent following letter (Percentage A)

To the 1st Judge of the Court of Circuit for the Centre Dr

From the 1st Judge Western Dr
Refers his Proceedings in Case No 22 Zilla of Canara — 2 Sessions 1810 —

Percentage No 213

The Court having duly considered the proceedings of the Court of Circuit, the Petitioner's prosecution, and the papers connected therewith,

19th August 1811

Letters of the Cazee and Coojgat and Mofflee of the Faujdaree Adalut, confirm the said Fatwa of the Cazee and Coojgat & Mofflee aforesaid; and, under the latitude given to the Court by the discretionary punishment of Tazeer awarded against the prisoners Hoopen Cooty and Bamatee, do adjudge them the said prisoners Hoopen Cooty and Bamatee to be imprisoned for the space of three calendar months from the date of the warrant to be issued by the first Judge to the Magistrate of the Zilla of Canara.

And the Court direct the release of the prisoners Ahmodey and Amoonee.

Sent following letter (Percentage J.)

To the 1st Judge of the Court of Circuit for the Western Dr

In this case, wherein the prisoners, who appear to be related to, or connected with the prosecutor, are charged with having taken forcible possession of certain property under an alleged claim of right thereto, the Court, in determining the measure of punishment, which, under the direction left by the Law, should be inflicted on the prisoners Hoopen Cooty and Bamatee, have had it in view rather to mark the illegality of the act — the Law not suffering the parties to take possession, [illegible] until they have

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2 13 19 August 1811

recovered the property by legal means and to punish their violation of the peace, than to absolve them from further proceeding on that account, for the Court consider that the prosecutor may have his private remedy by action for the injury alledged to have been sustained by him individually, and recover a civil satisfaction in damages, and the Court further consider that the Judge of the zilla of Canara might have punished the offenders, for the illegal exertion of authority in this instance in their civil cause, under the rule contained in section XXII, regulation III of 1802. Ordered that extract of these proceedings be sent to the Judge of the Court of circuit for the Western division — to be by him communicated for the information of the Judge & magistrate of the zilla of Canara.

Sent to the Judge of the Court of Circuit for the Western Division following letter (Pera enter K)

Read letter, dated the 8th Instant, from the magistrate of zilla of Combaconum — forwarding report of prisoners confined under sentence in the jail of that zilla

From the Magistrate of Combaconum — With report of prisoners Confined under sentence (Pera enter No 4)

F. C.

At a Court of the Foujdaree Adalut

Friday August 23d 1811. Present

Andrew Scott, Esqr
John Read, Esqr
Edward Croft Greenaway, Esqr

} Judges

Read letter, dated the 20th Instant, from the magistrate of the zilla of Chingulput stating that there are forty one convicts in the depôt for transportation to Prince of Wales's island; and reporting the death of the convict Cencatavegandoo

From the Magistrate of Chingulput Reporting that there are 41 Convicts in the depôt for transportation —

(Pera enter No 693)

Ordered that the Honorable the Governor in Council be requested to issue orders that accommodation may be provided for that number of convicts on board the Honorable Company's ships proceeding to the Eastward, and that Mr. Secretary Gahagan be informed that a report of their names, crimes and sentences will be submitted for the information of Government as soon as the magistrate's return for the last month shall have been received

Sent following letter (Pera enter A)

To the Secretary to the Government in the Judicial Department

Read letter, dated the 8th

2 15 23d August 1811

Instant, from the Judge on circuit in the Western division reporting his departure from the Station of the magistrate for the zilla of Canara

From the Judge on Circuit Wn Dn
Reports his departure from Onore

(Perusal No. 478)

Read a letter from the second judge of the court of circuit for the Southern division, to the Point's address of the 5th Ultimo commanding him to record on the proceedings of the courts of circuit & quarterly gaol delivery, instructions concerning the remarks to be noted on the copies of calendars sent up to this Court

From the 2d Judge Southern Dn
Return to precept with instructions regarding the remarks of the judges on Circuit on the copies of Calendars sent up by him to this Court

(Perusal No. 479)

Read letter, dated the 6th Instant, from the judge on circuit in the Southern division reporting his departure for the zilla of Canara

From the Judge on Circuit Southern Dn
Reporting his departure for Salem

(Perusal No. 485)

Read letter, dated the 8th Instant, from the acting magistrate of the zilla of Verdachellum - enclosing a list containing the names of persons under sentence of banishment

From the Acting Magistrate Verdachellum
With list of Convicts under Sentence of banishment

(Perusal No. 487)

Read the following letters with reports of prisoners confined under sentence in the Gaol of Verdachellum & North Malabar

From the Acting Magistrate Verdachellum With list of prisoners Confined under Sentence

From the Magistrate of North Malabar
With Report of Prisoners Confined under Sentence in his zilla

(Perusal No. 3005)

Read letter, dated the

23d August 1811

Instant, from the judge on circuit in the Southern division - enclosing a copy of the calendar of prisoners committed, or held to bail, for trial by the magistrate of the zilla of Salem.

From the Judge on Circuit Southern Dn
With Copy of the Salem Calendar

(Perusal No. 486)

The Court on a review of the copy of calendar observe that in case No. 3 the prisoner is stated to have been committed, but "being a lunatic" was "sentenced only to be kept in confine-" "-ment until he can be delivered over" "to the safe custody of his family;" and that similar instructions were issued to the magistrate respecting the prisoner in case No. 13, also a lunatic, who is stated to have been acquitted.

The Court deem it reasonable to presume that in the cases in question the proceedings of the court of circuit have been regulated by the instructions communicated by this Court for their guidance under date the 29th of October, 1807 - They have, however, to observe that the orders given by the judge on circuit regarding the custody of the prisoners should have corresponded with those, which are uniformly issued by this Court in referred cases, wherein it is ascertained to their satisfaction that the parties are either absolutely insane, or subject to occasional derangement.

It is therefore Ordered that

15th July 1811

28th August 1811.

2 1 2.

the judge on circuit do by precept in-
:struct the magistrate of the zilla of
Calpentyn to detain the Lunatick Veera-
:gaman and Arnauchellam in
safe custody and under proper
treatment, until they shall respect-
:ively have recovered the right and
entire use of their senses, and that he
do on no account discharge them
without the especial permission of the
court of circuit, to whom the magistrate
will from time to time report on the
state of their mind.

Ordered that extract of these
proceedings be sent to the judge on
circuit in the Southern division, by the
precept commanding conformity to
the orders therein contained.

Sent following precept

To the Judge on Circuit in the Southern Dn (Here enter B)

Read letter dated the 29th
Instant, from the judge on circuit in the
centre division — reporting his de-
:parture for the station of the magis-
:trate of the zilla of Cuddapa (Here enter No 66)

From the Judge on Circuit Centre Dn
Reports his departure for Cuddapa —

Read letter, dated the 19th
Instant, from the magistrate of the
zilla of Chingulpet, enclosing a
list of convicts in the depot for
transportation (Here enter No 67)

From the Magistrate of Chingulpet —
With list of Convicts in the depot for transportation

From the Judge on Circuit Southern Division — refers his proceedings in Case No 9 of the zilla of Verdachellum.

At a Session of the Providence Court

Monday August 26th 1811. Present

Andrew Scott Esqr
John Read, Esqr
Edward Croft Greenway, Esqr } Judges.

Read letter, dated the 10th
Instant, from the judge on circuit in
the Southern division — reporting the
proceedings in case No 9 of the zilla of
Verdachellum — Prisoners Comanapa
Naick and Pencatumbly Padiachy
charged with feloniously stealing one ox to a value
(Here enter No 68)

the Court having duly weighed
the proceedings held before the judge
on circuit in the presence of the Provincial
Law officer and the fortuna of the Lasca-
rins of the Providence Battalion
confirm the said fortuna of the Lascarins
and under the sentence of corporal punish-
:ment against the prisoner Comanapa
Naick, do adjudge him the said
prisoner Comenapa Naick to be
imprisoned and kept to hard labour
in irons for and during the space of
seven years from the day of the date
hereof.

And the Court sent following letter
against the prisoner (Here enter A)
Pencatumbly Padiachy.

To the Judge on Circuit in the
Southern Division —

Read letter, dated the 15th of

15: July 1

28: Au

26: August 1811

Madras, from the first pridge of the cou
of Circuit for the Southern Division
referring his proceedings in case N
of the Zilla of Madura, 2d Sessions 18
Prisoner, Palaneyandy — Charge,
Riot & murder.

From the 1st Judge
Southern division
in case N: 8 of
2d Sessions 1810

(Reference N: 183)

The Court having duly co
sidered the proceedings of the cou
of Circuit, the futwa of the Provin
cial Law Officer and the futwa of the Cuzz
zee Coast and Moofties of the
Hindoo Adalut confirming the sa
futwa of the Cuzzee Coast and
Moofties aforesaid, and hereby
acquit the prisoner Palaneyandy
but direct that the Zilla Magis
trate be instructed to detain him in
custody, until he shall give sufficient
security for his future good conduct
& appearance when required for one

Read also the letter dated
the 19th of March from the first Judge
referring his proceedings in case N:
9 of the Zilla of Madura, 2d Sessions
Prisoner, Thungiran — Charge
Riot & murder.

From the 1st Judge Southern division
refers his proceedings in Case N: 9 of
Madura Zilla 2d Sessions 1810.

(Reference N: 180)

The Court having similarly
considered the proceedings of the
Court of Circuit, the futwa of the Pro
vincial Law Officer, and the futwas
of the Cuzzee Coast and Moofties
of the Hindoo Adalut confirming

With test of Sentence

26: Augt
1811

the said futwa of the Cuzzee Coast and
Moofties aforesaid, and, under the Regul
to which the prisoner is therein declared
to be liable, do adjudge him to be im
prisoned and kept to hard labor for
and during the space of one year, from
the day of the date of the warrant to be
issued by the first pridge to the Zilla Ma
gistrate; and, at the expiration thereof
to be detained in the custody of the
Magistrate, until he shall have given
sufficient
security for his future good behaviour
and appearance when required for
Twelve calendar months.

Read also letter, dated the
19th of March, from the first pridge referring his
proceedings in case N: 15 of the Zilla of
Madura, in the case of Perias — Prisoner
Pellandy — Charge, Riot & Murder.

From the 1st Judge Southern division
refers his proceedings in Case N: 15 of
Zilla Madura 2d Sessions
1810.

(Reference N: 183)

The Court having duly weighed
the proceedings of the Court of Circuit, the
futwa of the Provincial Law Officer and
the futwa of the Cuzzee Coast and
Moofties of the Hindoo Adalut, con
firm the said futwa of the Cuzzee Coast
and Moofties aforesaid, and hereby
acquit the prisoner Pellandy; but
direct that the Zilla Magistrate be in
structed to detain him in custody until
he shall give sufficient security for his
future good conduct & appearance when
required for one year.

Read

15th July 1811

28th August

Read another letter dated the 5th August 1811

ool coogat and moaftee aforesaid, and thereby acquit the prisoner Vannoo=
=cora Curpen, but direct that the magistrate be instructed to detain him in custody, until he shall give sufficient security for his future good conduct & appearance when required for one year.

Read also, letter dated the 8th of April, from the first judge, referring his proceedings in case No. 27, of the file of Madura in the above reports. — Prisoners, Moothoocurpen & Mayen. — Charge, Riot & Murder

From the 1st Judge Southern division. refers his proceedings in Case No. 27 (Pereira No. 2023) Zilla Madura 2d Sessions 1810.

The Court having duly weighed the proceedings of the court of circuit, the futwa of the Provincial law officers and the futwa of the Cazee ool coogat and moaftee of the Tuticoreee Adawlut, confirm the said futwa of the Cazee ool coogat and moaftee aforesaid, and thereby acquit the prisoners Moothoocurpen and Mayen, but direct that the magistrate be instructed to detain them in custody until they shall severally give sufficient security for their future good conduct and appearance when required for two years.

Read also, letter dated the 15th

From the 1st Judge Southern division. refers his proceedings in Case No. 27 Zilla Madura 2d Sessions 1810.

Read another letter dated the 5th August 1811 ordering his proceedings in case of Zilla Madura in the matter of Prisoner, Shem Hanacooden — Riot & Murder.

From the 1st Judge. Southern division. refers his proceedings in Case No. 28 of the file of Madura 2d Sessions 1810. (Pereira No. 1930)

The Court having duly considered the proceedings of the court of circuit, the futwa of the Provincial law officers and the futwa of the Cazee ool coogat and moaftee aforesaid, and hereby acquit the prisoner Shem Hanacooden but direct that the magistrate be instructed to detain him in custody until he shall give sufficient security for his future good behaviour for one year from date when required for one year.

Read also letter dated the 18th of March from the first judge referring his proceedings in case of the file of Madura in the above reports — Prisoner, Emmanaiker Curpen — Charge, Riot & Murder.

From the 1st Judge Southern division refers his proceedings in Case No. 28 Zilla Madura 2d Sessions 1810. (Pereira No. 1931)

The Court having duly weighed the proceedings of the court of circuit, the futwa of the Provincial law officers and the futwa of the Cazee ool coogat and moaftee of the Tuticoreee Adawlut, confirm the said futwa of the Cazee ool coogat and moaftee aforesaid, and hereby acquit the prisoner Emmanaiker Curpen, but direct that the magistrate be instructed to detain him in custody until he shall give sufficient security for his future good behaviour for one year from date when required for one year.

With list of Prisoners entered

15. Feb. 1811

28. 26. August 1811

2

15. of April, from the first judge, refer-
=ring his proceedings in case No 33 of the
Zillah of Madura, wherein Poo-
=vanen Shungeley is prosecutor, and
Rice Moodelyeeren, Charge
Riot & murder.

From the 1st Judge Southern division
refers his proceedings in case No 33 of the Zillah of Madura, 2d Sessions 1810.

(Vide enclosure No 222)

The Court having maturely considered the proceedings of the court of circuit, the future of the Pro-
=vincial law officer and the future of the Cazee ool coorgut and moofties of the Fuojdaree Adalut, confirm the said future of the Cazee ool coorgut and moofties aforesaid, and under the sentence of 20 rotan Court awards against the prisoner Shungeley-
=veeren, do adjudge him the said prisoner Shungeleyveeren to be imprisoned and kept to hard labor for and during the space of one year from the date of the warrant to be issued by the first judge to the Zillah magistrate; and, at the expiration thereof, to be detained in the custody of the magistrate, until he shall have given sufficient security for his future good conduct & appear-
=ance when required for twelve calendar months.

Read another letter of the same date, from the first judge, referring his proceedings in case No 37 of the Zilla of Madura, sent

26. August 1811

sepoys. - Prisoner, Chinnan - Charge, Riot & murder.

From the 1st Judge Southern division refers his proceedings in case No 37 Zillah Madura, 2d Sessions 1810.

(Vide enclosure No 223)

The Court having duly consi-
=dered the proceedings of the court of circuit, the future of the Provincial law officer, and the future of the Cazee ool coorgut and moofties of the Fuoj-
daree Adalut, confirm the said future of the Cazee ool coorgut and moofties afore-
=said, and thereby acquit the prisoner Chinnan, but direct that the magis-
=trate be instructed to detain him in custody, until he shall give sufficient security for his future good con-
=duct & appearance when re-
=quired for one year.

To the First Judge of the Court of Circuit for the Southern division.

sent following letter

(Vide enclosure B)

The Court observing from the record of case No 39 of the Zillah of Madura, read this day, that Moo-
=dreen, one of the witnesses on the part of the prosecution, was by the court of circuit ordered into gaol, there to be confined, to receive on the 26th instant, within eight of the clock in the morning 15 stripes at 10 o'clock in the morning of the said day; and it only appearing in the proceedings being that ground of this proceeding the the court of circuit considered the

26. August 1811

"conduct of this witness to be of such
"general bad tendency, that he became
"a fit object of its highest displeasure
"and punishment."—

Ordered that the Judge, who
presided at the trial, be by precept
called upon specifically to describe
for their information the nature of the
offence, which had been committed by
the witness Mootooverun, and for
which, without any formal accusa-
tion against him, infliction of punish-
ment was so promptly ordered by the
Court of Circuit.

To James Strange Eyre first Judge of the Court of Circuit for the Southern division.

Sent for Examining Precept

Here enter C.

Read letter dated the 28th Instant, from the Magistrate of the Police of Chingulpet enclosing a list of convicts under his charge, who have been sentenced to be transported to Prince of Wales's Island.

From the Magistrate of Chingulpet with a list of Convicts in the depôt for transportation.

(Here enter No 506)

The Court direct that a re-
-port of the manner, time and ten-
-dency of the several convicts in the
depôt for transportation be trans-
-mitted to the Secretary to the Go-
-vernment in the Judicial Depart-
-ment for the information of the
Governor in Council.

To the Secretary to Government in the Judicial Department.

(Sent for & letter D.)

Friday August 30. 1811

F. C.

At a Court of the Hon. Peace Eldalus

Present

Andrew Scott, Esq.
John Read, Esq. } Judges
Edward Crop Greenaway, Esq.

Read letter from the Magistrate of the Police of Chittoor to the Court's precept of the 26th Instant, communicating him to despatch his assistant Mr. Septimus Money, to Tripatty, vested with the powers of a Police Magistrate, for the purpose generally of protecting the pilgrims, preserving the peace of that town & its environs, and of superintending in the arrangements necessary to the due performance of the ceremonies at the autumnal festival at that place.

(Here enter No 505)

The Magistrate anticipates that, previously to the receipt of the Precept, Mr. Money had applied to Govern-
-ment for permission to visit the Pre-
-sidency during the Dupra vacation, and proposes, in the event of his ap-
-plication being complied with, that Mr. Dickenson, the second assistant Magistrate, should be sent to Tripatty to carry into effect the orders of the Court.

The Court, in consideration of

30th August 1811

circumstances connected with the peculiar nature of the service to be executed by the Capitan a Magistrate at Tuticoreen, hold it to be expedient that Mr. Money, rather than an officer so much superior as Mr. Dickenson, should be entrusted with the discharge of that duty.

The Court cannot therefore acquiesce in the proposal of the Zilla Magistrate — but have resolved to lay before the Honorable the Governor in Council their recommendation that Mr. Money may receive permission to come [illegible] to Madras at the termination of the present Season of equal extent to that which he is reported to have visited.

Ordered that the Clerk of the Proceedings be sent to the Magistrate of the Zilla of Chittoor

And the Court direct that with the Minutes of the Proceedings a transcript thereof be sent to the Secretary to the Government in the judicial department for the purpose of being submitted to the consideration of the Honorable the Governor in Council.

To the Magistrate of the Zilla of Chittoor —
To the Secretary to the Government in the Judicial Department —

Sent for a letter and (Peruse B.)

Read

30th August 1811.

26th Instant, from the Magistrate of the Zilla of Madura — reporting that Ramsawmy Naig, a Maistry Cooly of the house of Griffith & Co merchants, is required to attend at the ensuing Sessions of Jail Delivery in his Zilla, as a witness in cause No 71 — the Sunkarapuram, Vengaya Naig for stealing

From the Magistrate of Madura — requests a Res[pon]d at Pagnas may be required to attend the ensuing Sessions in his Zilla.

(Peruse No. 517)

Ordered that notice of the Magistrate's requisition be issued on Ramsawmy Naig, and that the Magistrate's return be transmitted, with extract of these proceedings, to the Zilla Magistrate.

To the Magistrate of Madura — Sent for a Counterletter

(Peruse)

Read letter, dated the 23d Instant, from the Secretary Judicial Department, stating that orders have been issued to the Marine Board for providing for the accommodation of the convicts proceeding to Prince of Wales' Island.

From the Judicial Secretary to Government — States that orders have been given for providing for the transportation of the Convicts to Prince of Wales' Island.

(Peruse No. 499)

Read a report of prisoners confined under sentence in the Jail of the Zilla of Pellore on the 31st Ultimo.

(See No. 503)

Read letter, dated the 20th Instant from the Magistrate of the Zilla of Salem — requesting authority to grant an offer of conditional pardon to a person named Shaik Madar, who is

30th August 1811

2 - F. 11.

30th August 1811.

Read letter, dated the 22d Instant, from the magistrate of the Zilla of Madura, requesting authority to reduce the allowance for subsistence to convicts confined under sentence of imprisonment in his jail, who are stated to have a part of the money at present paid to them

From the Magistrate of Madura requests authority to reduce the daily allowance to criminals confined in his jail.

(See entry No. 512)

For the section, which provides for the payment of subsistence money to prisoners, not being specific in fixing what shall be its amount, the Court are of opinion that a discretion vests in the magistrate to regulate the allowance by what may be found to be sufficient for the prisoner's support; and that a sufficiency for his maintenance should on no occasion be exceeded. Any excess, it is obvious to remark, must afford the convict the means of procuring indulgences wholly incompatible with the idea of punishment, and might even operate as an inducement to the native to commit offences incurring imprisonment, simply for the sake of the superfluity, which his idle habits detained him from acquiring by honest industry.

The Court therefore consider that the Zilla magistrates should not reduce or waive the allowance, as

Read letter, dated the 26th Instant, from the magistrate of the Zilla of Chingulpat, enclosing a list of convicts under sentence of transportation to Prince of Wales' Island, who have been sent down to the Presidency for the purpose of being embarked on the ships expected to sail on the 1st Proximo.

From the Magistrate of the Zilla of Chingulpat - with list of convicts sent down to be embarked for Prince of Wales Island -

(See entry No. 513)

Read reports of prisoners, for the months of May & June last, received from the magistrate of the Zilla of Madura.

(See reports Nos. 508 & 509)

From the Magistrate of Salem requests authority to tender an offer of pardon to Sheikh Mudar -

(See entry No. 504)

Ordered that copy of Mr. Secretary Graham's letter of the 20th December last, with extract from the Court's proceedings of the following day, and extract of the proceedings to be sent for the information of the magistrate of the Zilla of Salem.

To the Magistrate of the Zilla of Salem -

Sent following letter

(See entry D)

authorizing an offer of pardon to the said Sheik Mudar,

30th August 1811

on consideration of the charge &
or clearness of practicants may ap=
=pear to them to be proper and ne=
=cessary

And the Court direct that
extract of these proceedings be trans=
=mitted to each of the judges on
circuit, in order that the determin=
=ation of the Court therein recorded
may be by them communicated for
the information of the several ma=
=gistrates within their respective ju=
=risdictions.

(Circular
To the Judges on Circuit within the
Island following letter
(Annexure E.)

Read letter, dated the 28th August instant, from the Secretary to the Government, forwarding for the consideration of the Court proceedings of the Grand Jury of the Southern division, terming the "removal to the gaol of Colombo of the convicted prisoners, who were tried during the present sessions of the Court, for escaping from the gaol of Point de Galle, during the period of his sentence of six years confinement passed at the preceding sessions of the Court of Gaol delivery and Oyer and Terminer, holden at Point de Galle in and for the Southern division, terming the "removal to the gaol of Colombo" of the convicted prisoners who were tried during the present sessions of the Court for escaping from the gaol of Point de Galle during the period of his sentence of six years confinement passed at the preceding sessions of the Court of Gaol delivery and Oyer and Terminer

30th August 1811

his arrival at Rajahmundry.

From the judge on circuit Southern division - reporting his arrival at Rajahmundry (Perusal No 522)

Read the following letter with reports of prisoners for the gillas for the months of April last.

From the Magistrate of Masulipatam with reports of prisoners for April last (Perusal No. 462)

Read report of prisoners in the gillas of Nellore, for the month of June.

(Perusal No. 473)

Read letter, dated the 7th instant, from the judge on circuit in the Ceatte division - forwarding copy of the Criminal calendar.

From the judge on circuit Centre division - with copy of the calendar for Gillah Bellary (Perusal No. 469)

Fort St George
Friday
6th September, 1811.

A Court of the Judicature Adalut

Present.

Andrew Scott Esqr
John Read, Esqr
Edward Croft Greenway, Esqr

} Judges.

Read letter, dated the 28th ultimo, from the judge Eastern circuit in the Southern division - enclosing the record of case No. 16 of the Gillah of Vanapoorum, 1st Sessions of 1811, pursuant to the Court's orders conveyed to him by precept dated the 7th June last

From the D. Judge Southern Div. returning precept of 7th June calling for his proceedings in Case No. 16 Gilla Vanapoorum 1st Session 1811 (Perusal No. 519)

The above being an irregular return to a precept -

Ordered that it and its enclosures be sent back to the acting second judge, in order that a return may be made to the Court's precept of the 7th June, according to established form.

Ordered that extract of these proceedings be sent to the acting second judge in the Southern division.

Sent following letter

To the Acting 2d Judge in the S. Div. (Perusal A.)

Read the following letters with reports of prisoners confined under sentence in the Gillahs of Canara, Tinchinopoly, Salem & South Malabar

From the Magistrates of Canara - Trichenopoly Salem & South Malabar - with Reports of prisoners Confined under Sentence (See Nos. 525, 530, 532 & 533) Rec

6th September 1811

Read letter, dated the 4th ultimo, from the magistrate of the town & island of Seringapatam reporting the escape of several convicts, and his intention to proceed in the punishment of the seven seapoys, who failed in their attempt to escape, as provided in "see XXII, regulation VIII AD 1802"

From the Magistrate of Seringapatam
Reporting the escape of six Convicts—

(Annexture No. 527)

Ordered that the magistrate's attention be by precept directed to clause first, section IX, regulation XV of 1803 — wherein the section referred to in his letter is described and provision is made for the case of convicts who escape from jail during the period of their sentences — for subsequent escape, as well as for any acts of violence attending their escape, or any violent acts done in an attempt to escape.

To the Magistrate for the town & Island of Seringapatam —

Sent for cleaning precipt

(Annexture B)

Read letter dated the 31st ultimo from the Register Gadapa acknowledging the receipt of the report of convicts for transportation sent up on the 26th preceding

From the Judicial Secretary to Govt — acknowledge receipt of the Report of Convicts for transportation —

(Annexture No. 528)

Read letter, dated the 1st

6th September 1811

ultimo, from the judge on circuit in the Southern division — reporting his departure for the Zillah of Madura

From the Judge on Circuit Southern Dn reporting his departure for Madura —

(Annexture No. 534)

Read the following letters, with reports of prisoners, for the months of July in the Zillah of Salem, Cuddapah, Canara, Cuddalore, Tanjore, Trichinopoly, Coimbatore, Dindigul, Madura, Tinnevelly, Rajahmundry, Chittoor, Nellore and North & South Malabar.

From the Magistrates of Salem, Cuddapa, Canara, Cuddalore, Trichinopoly, Tanjore, Coimbatore, Dindigul, Madura, Tinnevelly, Masulipatam, Seringapatam, Rajahmundry, Vizagapatam, Chittoor, South Malabar, Nellore & North Malabar With reports of Prisoners for July

(See reports in No. 477, 480, 481, 482, 483, 484, 491, 498, 500, 501, 502, 507, 510, 516, 520, 529, 538, 540.

Read letter, dated the 31st ultimo, from the judge on circuit in the Southern division — enclosing copy of the calendar for the Zillah of Canara

From the Judge on Circuit Southern Dn with Copy of the Canara Calendar —

(Annexture No. 535)

Read return from the second judge of the court of circuit for the Northern division, to the (Govt's) precept of the 19th ultimo — commanding execution of the sentence on the prisoner Poulamallo, in case No. 9 of the Zillah of Rajahmundry, 1 Septr 1811.

From the 2d Judge Northern Dn Return to precept & Commanding execution of the Court's Sentence on the prisoner Poulamallo

(Annexture No. 536)

Read letter, dated the 1st

6th September 1811.

Extract from the acting Magistrate of Verdachellum — With report of persons proclaimed for August

From the acting Magistrate of Verdachellum — With report of persons proclaimed for the last month.

(Received No. 536)

Read return from the second judge of the court of circuit for the centre division to the Court's precept of 4th. ultimo, calling upon him to describe the section, wherein he has ordered the Magistrate of the Zilla of Chittoor to examine the witnesses summoned on behalf of the Prisoners —

From the 2d. Judge Centre Div. Returns precept requiring information concerning the Section under which he has ordered the Magistrate of Chittoor to examine the Witnesses Summoned on behalf of the Prisoners —

(Received No. 537)

The second judge certifies his inability to point out such section, and adds that he acted under the sanction of his Law officer's opinion, and to the best of his own judgment.

Ordered that the second judge be directed to give such orders to the Magistrate of Chittoor, as may prevent the necessity of his attending to the instructions required by the acting magistrate by his precept of the 4th. of May. —

(Sent 5th. 2d. precept —)

To the 2d. Judge of the Court of Circuit for the Centre Div.

Court of the Foujdaree Adalut.

Friday, September 20th. 1811.

Present

Andrew Scott Esqr.
John Read, Esqr.
Edward Croft Graeme, Esqr. } Judges.

Read return from the first judge of the court of circuit for the southern division to the Court's precept of 26th. ultimo — requiring him to describe the nature of the offence, for which Mootoovenna, one of the witnesses in case No. 9 of the Zilla of Madura, 2d. Sessions of 1810, appeared, without any formal accusation against him, or other proceeding whatever, to have been "ordered into jail, there to be confined "to receive on the 26th. Instant, within "sight of the court, at 10 o'Clock in the "morning, 15 stripes with the Coradah."

From the 1st. Judge Southern Div. Return to Precept requiring information respecting the punishment inflicted on one of the Witnesses in Case No. 9 of the Zilla of Madura. 2d. Sessions 1810 —

(Received No. 531)

The first judge certifies that Mootoovenna had prevaricated in his evidence, and confessed having perjured himself before the magistrate, and that in ordering him to be punished, he had proceeded under section XXVIII, regulation VII of 1802, which prescribes the "punish-"ment to be inflicted on persons "guilty of contempt of court in "open

"open court."

The Court have to observe that the case, as detailed in the first judge's return, does not come within the provisions of the section referred to: But the first judge should have directed the magistrate to commit the party to take his trial for perjury before the court of circuit

Ordered that certified copies of the proceedings be sent to the court of circuit for the Southern division.

From the Court of Circuit for the S. Dn. Sent following letter (Reference A).

From the Judge on Circuit Southern Division reporting his arrival at Cuddalore

(Reference No. 556)

Read letter, dated the instant, from the judge on circuit in the Northern division acknowledging the receipt of the copies of the calendars received from the magistrate of the Jail of Cannanore.

From the judge on Circuit Nn. Dn. With copy of the Cannanore Calendars

(Reference No. 543)

Read return from the magistrate of the Jail of Chingleput to the Court's precept of the 16th instant directing him to send the prisoner Abdul Cauleek to the Judges or Superintendant of police

To the 2d Judge of the Court of Circuit for the Centre Dn.

of His Majesty's Justices of the peace, or to the Superintendant of police, at Madras.

From the Magistrate of Chittoor Return to Precept directing him to send the prisoner Abdul Cauleek to the Judges or Superintendant of police

(Reference No. 551)

Read letter from the magistrate of the Jail of Chingleput with a list of convicts in the depôt for transportation.

From the Magistrate of Chingleput With a report of Convicts in the depôt for transportation

(Reference No. 555)

Read letter, dated the 17th instant, from Mr. Secretary Gahagan with a copy of a letter to Majr. Townsend Blake of Cazalet, appointing them a special court to sit at Virajapetam.

From the Judicial dept. to Government With Copy of Letter appointing to Special Commission to sit at Virajapetam

(Reference No. 557)

Read letter, dated the 13th instant, from the Secretary to the Government in the judicial department acknowledging the receipt of the Registrar's letter of the 16th ultimo, reporting the suspension of Coparatee Eppanadu, a police Cavaglia in the Jaffna of Ganjam, and stating that the Honorable the Governor in Council is pleased to confirm the provisional appointment of Cowdey Thashachalam to be a police Cavaglia, pending the further

From the judge on Circuit S. Dn. Reports his arrival at Salem

(Reference No. 558)

20th September 1811

investigation of the charge of extortion alledged against Capootee Vijiapah

From the Judicial Secretary to Govt Confirms the provisional Appointment of Cavelly Vashachellum, a police Darogah at Ganjam —

(Here enter No 555)

Ordered that a copy of the above letter be transmitted for the information of the Zilla Magistrate

Sent following letter

To the Magistrate of the Zilla of Ganjam.

(Here enter B)

Ordered that notice of Vashachellum's provisional appointment be communicated to the Civil Auditor.

Sent following letter

To the Civil Auditor

(Here enter C)

Read letter, dated the Instant, from the magistrate of Vizagapatam — reporting the suspension of Boodapanty Cheramiah, Daroga of Vellegandah, the death of the Daroga of Conadah, and the resignation of the Daroga Paramiah, Daroga of Devarakah, and nominating persons to supply the vacancies

From the Magistrate of Vizagapatam — Reporting the Suspension of one Daroga the death of another and the resignation of a third & nominating Successors

(Here enter No 590)

Under the provisions of Regulation V of 1811, the Court being empowered to confirm the appointment removal & resignation of Police Daroghas, within their respective divisions, the duty of the Court in this case is confined to ascertaining whether the persons nominated for the vacant divisions possess the requisite qualifications

To the Magistrate of the Zilla of Vizagapatam —

To the 2d Judge of the Court of Circuit for the Centre Division —

From the Returns Concerning the Rights to examine Witnesses on behalf of Prisoners —

Friday October 15th 1811. Present

Sir Alexander Seton Bart & Edward Greenway Esqrs Judges

Read again letter dated the 4th June from the Secretary to the Government in the Judicial department referring a correspondence on the subject of building a new jail in the Zilla of Canara; and stating, that the Honorable the Governor in Council, considering that it may ultimately be found expedient to remove the Court of that Zilla to Mangalore is desirous of receiving the opinion of the Court before the orders are issued for commencing the work.

From the Judicial Sect.y to Govt — remitting the sentence in Case N.o 1 Zilla of Nedachellum 3d Session 1811 — & referring a Correspondence relative the Construction of a new jail in Zilla Canara — under a doubt as to the expediency of confirming a Note as the Zilla Station —

(Here enter No 578)

Read also letter, dated the 11th of January, 1810, from the register to the Provincial Court for the Western division — forwarding by direction of that Court petitions, which had been presented by the inhabitants of Mangalore to the third judge while on circuit, praying the re-establishment of the Zilla Court at that place, together with a letter from the third judge & other enclosures, containing information concerning the matter and prayer of the said petitions.

From the Provincial Court Wn on with petitions from Certain inhabitants of Mangalore praying that the Court of the Zilla of Canara may be fixed at that place —

(Here enter No 18 of 1810) The

From
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Return
Concern
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on behal
Prisoners

To the 2 Judge
Court of Circuit for
Centre Div

The subject to which the
Honorable the Governor in Council
has been pleased to direct the at-
tention of the Court under date
the 29th of May last, was the
projected union of the respective pro-
vinces into which the province
was then divided, it became a
question which of the two towns
should be selected for the station of
the judge and magistrate of the
district of Carleton: and while
the 7th of May on that point the
result of the Court's deliberations
was submitted to the consideration
of Government.

The preference given by the
Court to Ornoc was founded in
view of the necessity that should
to exist for the province of New
State as near as possible to the
ern boundary for the purpose
repressing the predatory incursions
to which the districts on the
to that frontier were exposed
of protecting the timber
in the lakes and outlets to the
in that part of the district
attaches of the Penobscot
whilst on a comparative
timber remained from the
and the protection of the
and for the
that the

preceding on the 1st of March 1808, in the
district of Ornoc, was fourfold that in the
district of Mangabase, and that the number
of persons apprehended during the twelve
preceding months in the latter district
bore no sort of proportion to the former.

But in respect to the first of the
above reasons, the Court are not aware
that any such alteration has yet
taken place in the state and circum-
stances of the Northern districts of
the district, as should render less requisite
the active exertions and constant
superintendance of a vigilant police.
On the contrary it appears from the
reasons given by the district magistrate
to several queries addressed to him by
the judge at the last session of the Court
of 1809, that during the latter half of
the year 1808, and first session of 1809,
those districts were still the scene of
disorders, and frequent outrageous
breaches of the peace, which, it is even
apprehended, had increased to a deplorable
extent.

It is, however, to be observed
that the question stands at present
exclusively on this ground: — and it is
on this ground alone that the judge
and magistrate, who is evidently de-
cidedly adverse to a change of station,
rests his objections to the measure, and
contends for the expediency of contin-
uing the Court at Ornoc. — Every

6th September 1811

5th October 1811

other present view of the subject that
it appears to a committee different from
that to which the former arguments
consideration of the Court had con-
ducted them. The proportion of the
population of South to North Caro-
taking the item of Consideration as the
centre being nearly as two to one
number of suits originating in the
Southern portion, which had been
instituted since the consolidation
of the two pillars, being considerably
exceeded those originating in the north
-ward, notwithstanding the relative
common to the inhabitants of the
Southern district to appear
the actual population State and com
-mercial importance of Prov
opposed to the comparative in
-ficance of Anson — also seem to
conducive in favour of the former
place as the proper station for the Circuit

It remains, therefore
considered — whether the ex
-pregnancies to be apprehended
the duration of the magistrates
from Anson, are sufficient
to be put in competition with
manifold advantages
result to the larger
portion of the community
establishment of the court of
office of magistrate at
where the

2 Fl.

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and occurrences which give rise to
violations of public rights & duties,
incidental to a large population
and extensive commercial dealings,
must necessarily be more numerous,
and are the less capable of subsidising
to delay in their adjustment, than
those which have their origin in the
country.

But this question may be
determined by a reference to the state
of the Northern district, subsequently
to the adoption of the resolution to
fix the residence of the magistrate at
Anson, and to the share in the
superintendance of that office
intended to those districts.

The magistrate, in his replies
to the queries, of which mention has
already been made, shews, that
since the junction of the two pillars,
the disorders prevalent in the dis-
trict in question had increased.
These disorders are stated to "embrace
"in their nature every description
"of crime — that most general leading
"gang-robbery, almost always ac-
"companied with torture, and very
"frequently, where the least opposition
"is attempted, with murder or arson."
He says, "the county during this
"period (records of 1808, and

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first & second sessions of 1809 has
been more infested by banditti
than at any previous one known;
gangs have for a length of time
been the terror of the province, and
have hitherto committed all kinds
of violence with an extent of
success." He then goes on to enu-
merate a long list of atrocities
committed within the preceding
twelve months, of which several
had been already recorded — add-
ing "there is every reason to believe
that many other crimes of equal
turpitude have not come to light
The magistrate, in
to maintain his position, pre-
sents to be proving too much
for if the magistrates, the evil
of which was one of the principal
objects the Court had in view
recommending arms for the
station — had increased, the
practical inutility of the pro-
is liable to be questioned, as
cannot be denied, the expe
which the Court had for
been disappointed.

The Court have
at present before them
to be considered
relative

15th October 1811

magistrate in these territories district
And it is found to consist in receiving
weekly returns of all passengers and
strangers passing through any of the
villages or thanas, particularising the
property found on them, their place
of residence, destination, &c.; — orders
to the police; and an invitation to
the ryots at once to communicate freely with
the officers of police, and generally
on all occasions to aid & assist them.
Now it is obvious to remark that these
weekly returns might with the same
facility, and little less delay be for-
warded to the magistrate at Man-
galore; and that his orders to the
police, and exhortations to the ryots
might as easily spring from that
place. And since the magistrate's
interference does not appear on any
occasion to have been personally
exerted, and his superintendance of
the details of police has been merely
by agency, the greater distance of
Mangalore would appear to be of
little or no consequence.

The magistrate does indeed
intimate that in the two or three
months preceding the date of his replies,
a diminution was visible in the
number of crimes committed. But
this diminution he ascribes, not to
any improvement that had taken

15 October 1811

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expected in the habits or morals of the people, or to any personal exertions of his own to prevent the commission of crimes, but to the accidental circumstance of a most daring and atrocious murder having given occasion to a vigilant enquiry, backed by the offer of a conditional pardon under the sanction of Government, with a view to discover the offenders. —

~~[illegible]~~ to orders having been issued by the courts of Canara and Wynaad to apprehend any of the parties who might take refuge in their countries and to a body of troops having been stationed on the limits of the territory of the latter power to apprehend the guilty on the spot. — It seems scarcely necessary to observe that the whole of this combined effort to apprehend a desperate gang, if unsuccessful, might have been set in motion, as well from Mangalore as it was from Arnee.

In this view of the matter it would appear to be desirable that the Court of the Zillah of Canara should be removed from Arnee to Mangalore. And it is to be hoped to reflect that this transfer would meet the united wishes of the inhabitants of South Canara, particularly of Mangalore, satisfied of the [illegible] they experienced from the

To the 2 Judges Court of Circuit. Centre Div

3. F. H.

October 15th 1811

of the Court at that place, have never ceased to lament it's abolition, and have availed themselves of every opportunity to urge their solicitations for it's re-establishment. — At the same time it may be expected that Mangalore will furnish constant & useful employment for the numerous convicts confined under sentence in the Zillah jail. — and it is reasonable to presume that in so populous a place the rate of labor and prices of building materials will be lower, and workmen more skilful, than at Arnee where the disadvantages attending the execution of the intended work are stated by the Superintending Engineer to induce him "to think "the actual cost will exceed the estimate "considerably", the amount of which appears to be already sufficiently large.

Should the personal superintendance of an officer vested with the powers of a magistrate be hereafter found to be requisite in the Northern districts of the Zillah, the Court beg leave to submit that it may perhaps be expedient occasionally to station an assistant magistrate at Arnee — a measure, for which the Court observe

15 October 1811

expected in the habits or morals of the people, or to any personal exertions of his own to prevent the commission of crimes, but to the accidental circumstance of a most daring and atrocious murder having given occasion to a most vigilant enquiry, backed by the offer of a conditional pardon under the sanction of Government, the offence with a view to discovery. [illegible] to orders having been issued by the courts of Poonah and Bijapoor to apprehend any of the parties, who might take refuge in their countries, and to a body of troops having been stationed on the limits of the two states of the latter power to apprehend the guilty. It seems scarcely necessary to observe that the whole of this combined effort to apprehend a desperate young, [illegible] might have been set in motion, as well from Mangalore as it was from Onore.

In this view of the question it would appear to be desirable that the court of the zillah of South Canara should be removed from Onore to Mangalore. And it is to be hoped to reflect that this transfer will meet the united wishes of the inhabitants of South Canara, particularly of Mangalore satisfied of the [illegible] they expect to derive from the

[illegible] 2 Judges
[illegible] Court of Circuit
[illegible] on

3. L. 41.

October 15th 1811

of the court at that place, have ceased to lament it's abolition, and have availed themselves of every opportunity to urge their solicitations for it's re-establishment. — At the same time it may be expected that Mangalore will furnish constant & useful employment for the numerous convicts confined under sentence in the zillah jail. — and it is reasonable to presume that in so populous a place the rate of labour and prices of building materials will be lower, and workmen more skilful, than at Onore, where the disadvantages attending the execution of the intended work are stated by the superintending Engineer to induce him "to think "the actual cost will exceed the estimate "considerably", the amount of which appears to be already sufficiently large.

Should the personal superintendance of an officer vested with the powers of a magistrate be hereafter found to be requisite in the Northern district of the zillah, the Court beg leave to submit that it may perhaps be expedient occasionally to station an assistant magistrate at Onore — a measure, for which the Court observe

15th October 1811

A motion was made by the Govt. in Genal in Council for the promotion subordinate to the Presidency of Fort William, by regulation XVI of 1810.

Ordered that extract of these proceedings be transmitted to the Secretary Gahagan, for the purpose of being laid before the Honorable the Governor in Council, and that the papers received with his letter of the 19th inst. be returned with the return

Sent following letter to the Secretary to the Govt. in the Judicial Department

(Recd. in No. 547)

Read the following letters, with reports of prisoners for the month of August, in the Zillas of — Canara, Ganjam, Chingulpet, Verdachellum, Tinnevelly, Salem, North Malabar, Rajahmundry, Guntoor, Ongole, Nellore, Masulipatam, Chittoor, Cuddapa, Vizagapatam, Combaconum, and Tanjore.

From the Magistrates of Canara, Ganjam, Chingulpet, Verdachellum, Tinnevelly, Salem, Salem, North Malabar, Trichinopoly, Barapoorum, Rajahmundry, Bellary, Masulipatam, Chittoor, Serengapatam, Vizagapatam, Combaconum & Cuddapa. With Reports of Prisoners for August

(See reports in No. 546, 552, 560, 561, 564, 565, 570, 577, 584, 585, 589, 592, 602, 6[illegible])

To the 2d Jud. Court of Circuit. Centre Div.

Read letter from the Judge in circuit, dated the 19th ult. forwarding the proceedings of the Court of Circuit held by him at Masulipatam, in the month of August last, and requesting that the Court may be authorized to proceed to Ongole, Nellore, Guntoor, and Chittoor, in the months of October, November, and December next.

Ordered that the Judge in circuit be informed in reply, that the Court is authorized to proceed to the stations mentioned in his letter, at the periods therein specified.

From the Judge in Circuit. Centre Div. Requesting authority to proceed to Ongole, Nellore, Guntoor, and Chittoor, in the months of October, November, and December next

(Recd. in No. 563)

Read letter, dated the 16th ult. from the Judge in circuit in the Northern division, reporting his arrival at Calicut.

From the Judge in Circuit. Northern Div. Reports his arrival at Calicut

(Recd. in No. 566)

Read letter, dated the 16th ult. from the Judge in circuit in the Northern division, enclosing copy of the calendar for the Zillah of Rajahmundry, and stating his intention to proceed to Vizagapatam on the 5th.

From the Judge in Circuit. Northern Div. With Copy of the Rajahmundry Calendar & Reporting his intention to proceed to Vizagapatam on the 5th Oct.

(Recd. in No. 569)

Read letter, dated the 18th ult. from the same, reporting his immediate intention to proceed to Vizagapatam.

From the Judge in Circuit. Northern Div. Reporting his intention to proceed immediately to Vizagapatam

(Recd. in No. 574)

Read letter, dated the 1st instant, from the Magistrate of Verdachellum, enclosing a report of persons proclaimed for the last month.

From the Magistrate of Verdachellum With report of persons proclaimed for the last month

(Recd. in No. 594)

Read letter, dated this day from the Judge in circuit

15th October 1811

From the Judge on Circuit—Wn. Dr.
Reports his departure from the zilla of South Malabar—

in the Western division reporting his having left the zilla of South Malabar.

(Executive No. 599)

Read letter, dated the 6th Instant, from the 2d Judge on circuit in the Southern division—reporting his departure for the zilla of Tinnevelly.

From the Judge on Circuit—S. Dr.
Reports his departure for the zilla of Tinnevelly—

(Executive No 604)

Read letter, dated the 5th Instant, from the Second Judge of the Court of Circuit for the Northern division, forwarding copy of the return made by the Magistrate of the zilla of Rajahmundry to the Warrant issued by the Court of Circuit on the 4th Ultimo—and also copy of their proceedings on the 5th Ultimo—under which they ordered the Prisoner Paula Mallen to be delivered over to the Magistrate of the said zilla, and pronounced sentence on Paula Mallen one of the persons concerned in that case, who had been convicted by the Court of Circuit on the 4th Ultimo of Murder—and directed that he should be made over to the Magistrate of the zilla of Masulipatam, for the purpose of being brought to trial on a charge of Murder alleged against him, and attended with circumstances of aggravation.

From the 2d Judge N. Dr.
With Copy of Return made by the Magistrate of Rajahmundry to his Warrant for executing the Sentence on Paula Mallen—

(Executive No 568)

Read Letter from the Register of the Court of Circuit, stating that the Prisoner was delivered over to the charge of the Magistrate of Masulipatam, in pursuance of the Warrant issued by the Court of Circuit on the 4th Ultimo, and directing that that Warrant and precept commanded to be returned to the Court of Circuit by the Magistrate of Rajahmundry in order that the same might be transmitted to the Magistrate of the zilla Masulipatam.

To the Magistrate of the zilla Masulipatam—

(Sent for the precept)

Ordered that the said precept be returned to the Court of Circuit by the Magistrate of Rajahmundry in order that the same may be transmitted to the Magistrate of the zilla Masulipatam.

To the 2d Judge of the Court of Circuit & Dr.

(Executive)

To the 2d Judge Court of Circuit Centre Dr.

F. C.

At a Session of the Fouzdaree Adalut

Dedivered on the 16th October 1811.

Present

Andrew Scott, Esqr. } Judges.
Edward Cop. Greenway, Esqr. }

Read letter, dated the 26th Ultimo, from the Judge late on circuit in the Western division, reporting his proceedings in case No 4 of the zilla of South Malabar, 1st Session of 1811—Prisoners, Pharnatollen Kentuen (released by order of the Judge on circuit) and Tekken Ayapen—Charge, murder.

From the 2d Judge—Wn. Dr.
Reports his proceedings in Case No 4 zilla of South Malabar 1st Session 1811—

(Executive No 526)

The Court having duly considered the proceedings of the Court of Circuit, the futwa of the Provincial Law Officer and the futwa of the Cazee and moofties of the Fouzdaree Adalut, confirm the said futwa of the Cazee and moofties aforesaid; and direct the discharge of the Prisoner Tekken Ayapen.

Read a letter, dated the 23d Ultimo from the Judge late on circuit, reporting his proceedings in case No 5 of the zilla of South Malabar, 1st Session of 1811—Prisoners, Cherman Broandan, Cherman Pelloorta Chukan, and Cherman Ponee Chatta—Charge, Murder.

From the 3d Judge Wn. Dr.
Reports his proceedings in Case No 5 of the zilla of South Malabar 1st Session 1811—

(Executive No. 523)

The Court having maturely considered the proceedings of the Court of Circuit, the futwa of the Provincial Law Officer, and the futwa of the Cazee

6th September 1811

15th October 1811

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16th October 1811

...ol cooppet and moofteen of the Foujdaree
Adalut, confirm the said Sentence
Cajee aol cooppet and Moofteen of the
said Foujdaree Adalut, do sentence the
Pelaata Chukea to suffer death by
being hanged at the usual time and
place of execution.

And inasmuch as the Sentence
pronounced against the prisoner
Cherman Moondelan and Cherman
Aonee Chaten, and the provisions of
Section XVII, Regulation VIII of
the Court do not apply to the said
prisoner Cherman Moondelan
Cherman Aonee Chaten, to suffer
death by being hanged at the
time and place with the Pelaata Chukea aforesaid.

And the Court do, accordingly
adjudge that after execution
sentence of the prisoner Pelaata
Chukea, Cherman Moondelan
Cherman Aonee Chaten, be had
upon a gibbet in chains at
the place where the murder or
murders have been committed, as
prescribed.

I am &c.

To the 2d Judge of the Court of Circuit
for the Western Division

(Peruntan B.)

Read letter, dated the 4th
Ultimo, from the Register on Circuit in the
Southern Division — referring the proceedings
in case No. 10 of the Zilla of Chingleput —
Prisoner, Peruntan — Charge, Murder.

(Peruntan No. 579)

The Court having fully considered
the proceedings held before the Judge on
Circuit the Futwa of the Provincial Law
Officer, and the Futwa of the Cajee aol cooppet
and Moofteen of the Foujdaree Adalut
confirm the said Futwa of the Cajee aol coop-
pet and Moofteen aforesaid, and inasmuch as

From the Judge on Circuit S. Div.
referring his proceedings in Case No. 10 of
Zilla of Chingleput —

To the Judge on Circuit in the S. Div.

16th October 1811

Ramaruamy — Charge "Escaping from the Zilla jail."

From the judge on Circuit N. Div.
Refers his proceedings in Case No. 27 of
Zilla Rajahmundry —

(Peruntan No. 581)

The Court having duly weighed the
proceedings held before the Judge on Circuit
the Futwa of the Provincial Law officer, and
the Futwa of the Cajee aol cooppet and Moofteen
of the Foujdaree Adalut, do sentence the
prisoner Allamoory Ramaruamy, for the
escape from jail, of which he is declared by
the Futwa of the Cajee aol cooppet and
Moofteen aforesaid to be convicted — to be
imprisoned and kept to hard labour in
irons on the public roads or other public
works for and during the space of two
years, to commence from the day of the
date of the expiration of the former years
of imprisonment passed on the prisoner by
Captain Blunt.

Sent following letter

To the Judge on Circuit in the N. Div.

(Peruntan B.)

Read letter, dated the 4th
Ultimo, from the Register on Circuit in the
Southern Division — referring the proceedings
in case No. 10 of the Zilla of Chingleput —
Prisoner, Peruntan — Charge, Murder.

(Peruntan No. 579)

The Court having fully considered
the proceedings held before the Judge on
Circuit the Futwa of the Provincial Law
Officer, and the Futwa of the Cajee aol cooppet
and Moofteen of the Foujdaree Adalut
confirm the said Futwa of the Cajee aol coop-
pet and Moofteen aforesaid, and inasmuch as

6 September 1811

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Decreed that the prisoner Venkatta be sentenced to be imprisoned & kept to hard labour on the public roads or other public works for and during the space of seven years from the day of the date hereof.

Sent following letter

To the Judge on Circuit in the N. Divn

(Perventa C)

Read letter dated the 26th of July from the first judge in the Northern division - referring his proceedings in case No. 1 of the zilla of Masulipatam 2d quarter sessions of the year - Prisoner, Mutcaut Venkata Gondaran - Charge, false imprisonment & forcible abduction to a foreign country.

From the 1st Judge N. Divn refers his proceedings in Case No. 1 of Zilla Masulipatam 2d Session 1811

(Perventa No 658)

The proceedings of the court of quarterly jail delivery, the future of the Provincial law officer, and the future of the Cazee adaulut and moofties of the Fougdaree Adaulut from the said future of the Cazee adaulut and moofties aforesaid, and direct the discharge of the prisoner, Mutcaut Venkata Gondaran.

Sent following letter

To the 1st Judge of Court of quarterly jail delivery in the N. Divn

(Perventa D)

Read the following letter with reports of prisoners confined under sentence in the gaol of Rajapoor

From the 2 Judge Court of Circuit Centre Divn

From the Magistrates of Bellary, Chittoor & Vizagapatam - With reports of prisoners confined under sentences -

Bellary, Chittoor & Vizagapatam

(See reports in Nos 571, 575, 588 and 603)

F. C.

At a Court of the Fougdaree Adaulut

Friday 11th October 2nd 1811.

Present

Andrew Scott, Esq
Edmund Croft Greenway, Esq } Judges

Read letter, dated the 7th Instant, from the Special commission in the Northern division - requesting to be informed how they are to procure the evidence of "Lieutenant & Adjutant "J. Smith, Serjeant Major Brown, Major "Pringle, George Parke, Esq and "Serjeant D. Johns" - who are stated to have been named as witnesses by the prisoners to be tried before them.

From the Special Commission Northern Divn Requesting to be informed how they are to obtain the evidence of Messrs Smith, Brown, & others whose names as Witnesses by the prisoners to be true

(Perventa No 612)

Ordered that copies of the above letter be transmitted to the Secretary to the Government in the judicial department, for the purpose of being laid before the Honorable the Governor in Council with their request that orders may be issued for causing the attendance of the military officers therein named for the purpose of being examined in the defence of the prisoners before the Special Court sitting at Vizagapatam.

With respect to Mr. George Parke the magistrate by whom the prisoners were committed for trial under the provisions of regulation XX of

6th September 18

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To the Judges

From the 1st Judge

Refers his proceedings

To the 2d Judge

Court of Circuit

Centre Division

22d October 1811.

1007. The Court consider that
to lie in abeyance attendance
the trials, and of convicts tried
be examined upon oath touching
fact concerning which
application may be made
may be deemed necessary
Judges.

Ordered that extract
these proceedings be sent to the
to Tellicherry Magistrate

Ordered that extract
transmitted to the Special Commissioners
in the Northern Division
sent following letters

A To the Secretary to the Govt. J. D.
B To the Special Commissioners Vizagapatam

From the Judge on Circuit Southern Division
Reporting his arrival at Vizagapatam

(Records No. 609)

Read letter, dated the 8th
instant, from the magistrate of the
zilla of South Malabar — with
reports of prisoners in that zilla
months of August.

From the Magistrate of South Malabar
With reports of prisoners for August

(Records No. 610)

Read letter dated the 8th
instant, from the Judge on Circuit Northern Division
his arrival at the station of the magistrate of the
zilla of Vizagapatam.

(Records No. 611)

Read letter, dated the 8th
instant, from the Judge on Circuit
the Southern division — reporting
his arrival on the 30th Ultimo
at the station of the magistrate of the
zilla of Tinnevelly.

From the Judge on Circuit Southern Division
Reports his arrival at Tellicherry

(Records No. 615)

Read report of prisoners
confined under sentence in the jail
of the zilla of South Malabar.

From the Magistrate of South Malabar
Report of prisoners confined under sentence

(Records No. 617)

Read letter from the Judge
Judge in the Northern division reporting
=ing that in consequence of the absence
and indisposition of law officers, he
had been compelled to postpone the
commencement of the fourth quarter

22d October
1811

=ing him to recall certain orders given
to the magistrate of the zilla of Chittoor
by his precept of the 6th May, regarding the
examination of witnesses named a pri=
=soner.

From the 2d Judge Centre Div.
Returns precept directing him to
cancel his instructions to the Magistrate of Chittoor
for examining a prisoners Witnesses

(Records No. 608)

Read return from the ma=
=gistrate of the zilla of Tellicherry to the
Court's precept of the 30th Penultimo — com=
=manding him to send the convict Soobaroyen
=royen to the custody of the magistrate
of the zilla of Darapooram.

From the Magistrate of Tellicherry
Return to precept directing him to send the Convict
Soobaroyen to Coimbetoor

(Records No. 609)

Read report of persons
proclaimed in the zilla of Cuddapa
for the months of August.

From the Magistrate of Cuddapa
Report of persons proclaimed in his zilla for the
Months of August

(Records No. 610)

Read letter, dated the 8th
instant, from the Judge on Circuit Southern
Southern division — reporting his arri=
=val at Tinnevelly.

From the Judge on Circuit Southern Div.
Reports his arrival at Tellicherry

(Records No. 615)

Read report of prisoners
confined under sentence in the jail
of the zilla of South Malabar.

From the Magistrate of South Malabar
Report of prisoners confined under sentence

(Records No. 617)

Read letter from the Judge
Judge in the Northern division reporting
=ing that in consequence of the absence
and indisposition of law officers, he
had been compelled to postpone the
commencement of the fourth quarter

16 October 1811

Reopening of the year.

From the 2d Judge Northern Div.
Reports the postponement of the quarter Sessions in Consequence of the Sickness & absence of Sub officer

(Execution No 622)

Read letter, dated the 4th instant, from the magistrate of the Zilla of Tanjore - with a list of convicts in the depôt for transportation

From the Magistrate of Chingulpet
With List of Convicts in the depôt for transportation

(Execution No 623)

Read letter, dated the 30th ultimo, from the magistrate of the Zilla of Chittoor - enclosing translation of original papers concerning the misconduct of Moohummud Hadeyn, Darogha of Santgid, and reporting his suspension from office

From the Magistrate of Chittoor
Reporting the Suspension of the Darogah of Santgud

(Execution No 595)

Read also letter, dated the 3d instant, from the magistrate of Chittoor - forwarding copies of the original papers referred to in the above letter.

From the Magistrate of Chittoor
With Copies of original papers Concerning the Suspension of the Durogah of Santgud

(Execution No 597)

Under the provision of section V Regulation V of 1811, the court of circuit being empowered to confirm the appointment, removal & resignation of the police daroghas, within their respective divisions, the subject of the above referred is cognizable by the court of circuit for the Centre division.

Ordered that the enclosures in the above letter be returned to the magistrate - with extract of these proceedings.

Sent following letter

To the Magistrate of the Zilla of Chittoor

(Execution C.)

Present

Andrew Scott Esqr
Edmund Croft Greenway Esqr } Judges.

Read letter, dated the 10th ultimo, from the judge on circuit in the Centre division - referring his proceedings in case No 22 of the Zilla of Cuddapa - Prisoner, Chakala Vencatagaudoo. Charge, murder.

From the Judge on Circuit 6th Div
referring his proceedings in Case No 22 of Zilla of Cuddapa

(Execution No 587)

The Court having maturely considered the proceedings held before the judge on circuit, the futwa of the Provincial law officers, and the futwa of the Cazee ool coozat and mooftee of the Cazee ool coozat and mooftees aforesaid, and do sentence the prisoner Chakala Vencatagaudoo to suffer death by being hanged at the usual time & place of execution.

Sent following letter

To the Judge on Circuit in the 6th Div

(Execution A.)

Read letter, dated the 30th ultimo, from the judge on circuit in the Northern division - referring his proceedings in case No 11 of the Zilla of Nellore - Peroomal Ellagonda Roopain, Veerabadra Ellagonda Roopain, Shaick Roopain - Charge, Depredations, Shaick Roopain - and his proceedings in case No 140 of the same Zilla Prisoner, Cateka Nadee

6th September 1811

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28th October 1811

Charge, Murder.

From the Judge on Circuit 1st Div. refers his proceedings in Cases Nos. 11. and 14. Zilla Nellore.

(Perusal No 459)

The Court having duly weighed the proceedings held before the Judge on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee cool coozgat and moofteer of the Foujdaree Adalut, confirm the said futwa of the Cazee cool coozgat and moofteer aforesaid, and direct the discharge of the prisoner Elligonda Roopaia alias, Shaick Roopaia.

The Court having fully considered the proceedings held before the Judge on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee cool coozgat and moofteer of the Foujdaree Adalut, confirm the said futwa of the Cazee cool coozgat & moofteer aforesaid, and direct the discharge of the prisoner Catcha Nalee, on his finding security for his future good behaviour & appearance when required for and during the space of one year from the day of the date hereof.

Read also letter, dated the 18th ultimo, from the Judge on circuit, referring his proceedings in case No 5 of the Zilla of Rajahmundry. Prisoner, Buttoola Luchamiah. Charge, Perjury.

From the Judge on Circuit 1st Div. refers his proceedings in Case No 5 of the Zilla of Rajahmundry.

(Perusal No 580)

The Court having duly considered

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the proceedings held before the Judge on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee cool coozgat and moofteer of the Foujdaree Adalut, confirm the said futwa of the Cazee cool coozgat and moofteer aforesaid, and direct the discharge of the prisoner Buttoola Luchamiah.

Sent following letter

To the Judge on Circuit in the Northern Div.

(Perusal B)

Read letter, dated the 6th Sept. from the Judge on circuit in the Northern division, referring his proceedings in case No 64 of the Zilla of Tanjore. Prisoner, Pandoo. Charge, Murder & robbery.

From the Judge on Circuit 1st Div. refers his proceedings in Case No 6 of the Zilla of Canara

(Perusal No 547)

The Court having maturely weighed the proceedings held before the Judge on circuit, the futwa of the Provincial law officer and the futwa of the Cazee cool coozgat and moofteer of the Foujdaree Adalut, confirm the said futwa of the Cazee cool coozgat and moofteer aforesaid, and under clause first, section IV, regulation XV of 1803, do sentence the prisoner Pandoo to suffer death by being hanged at the usual time & place of execution.

Sent following letter

To the Judge on Circuit in the 1st Div.

(Perusal C)

Read return from the Judge on circuit in the Southern

22: October 1811

division, to the Court's precept of the 7: June - commanding him to send up copy and translate of the record of all proceedings held in case No: 46 of the calendar for the zilla of Dharapooram Veeracommum, ver, Allaudyen and Pillavelly.

From the Judge Late on Circuit Southern Division - return to precept Calling for the record of Case No 46 Dharapooram Calendar —

(Pevenue No. 611)

The record, received with the above return, being incomplete, as not showing the sentence passed by the court of circuit on the prisoners Allaudyen & Pillavelly: —

Ordered that it be returned to the judge, who presided at the trial, in order that the same may be entered thereon, and that a transcript of the warrant issued to the zilla magistrate for the execution of such sentence may be thereunto annexed.

Ordered that extract of these proceedings be sent to the judge by precept, requiring conformity to the orders contained therein.

Sent following precept

To the judge Late on Circuit in the S. Div.

(Revenue 8)

F. C.

At a Court of the Faujdaree & Adalut.

Friday October 29: 1811. Present

Andrew Scott, Esqr. } Judges
Edmund Craft Greenway, Esq. }

Read letter, dated the 26th Instant, from the magistrate of the zilla of Chittoor - requesting authority to tender a conditional pardon to a person named Cassim Mahomed, who is stated to have offered to furnish information respecting certain property.

From the Magistrate of Chittoor Requests Authority to grant a Conditional pardon to Cassim Mahomed —

(Revenue No. 644)

The Court considering the reasons in explanation of all offences of the description referred to in the returned information to be of the utmost importance to the peace of the country, and to the lives and property of the inhabitants, direct that a copy of the above application be transmitted to the Secretary to the Government in the Judicial Department, for the purpose of being laid before the Honorable the Governor in Council, with their request that the zilla magistrate may receive permission to offer a pardon to the said Cassim Mahomed, on the express condition of his making a full and unreserved communication of every fact & circumstance within his knowledge relative to crimes committed by the plunderers, and the several persons concerned therein.

Ordered that extract of these proceedings be sent to the Secretary

6. September

22. October 1811

From the Judge late Southern Division Calling for the recon Daraporam Cale

29. October 1811 Gahagan

To the Secretary to Government in the J. D.

Sent following letter

(Recd enter A)

Read letter, dated 5th instant, from the magistrate of Tillery of Chittoor - recommending that the pay of the daroga of may be increased from seven to ten pagodas per month; that the Nawab Roza, at present under the daroga of Vandavash, may be appointed daroga of Sautgud on the reduced allowance of seven, instead of ten pagodas per month, the salary for the vacancy to be attached to that situation; that the Nawab daroghaship of Vandavash may be abolished, and that the portion of that office may be divided between the Darogahs of Vandavash & Vellore

(Recd enter No 600)

Under the provisions of section V regulation V of 1811, it is the duty of the court of circuit for the ceded districts to submit for the sanction of government the nomination of persons to be darogahs of police throughout the magistracy of Chittoor, and the court of circuit for the Carnatic to the court of circuit for the Ceded districts, for the nomination of persons to be darogahs of Sautgud

With respect to the allowances suggested by the magistrate of Chittoor for the darogahs of Vandavash & Sautgud, the Board are not prepared to recommend any alteration in the present rates of pay, which appear adequate to the duties required of those officers.

To the Secretary to the Government in the J. D.

29. October 1811 that copy of the magistrate's letter be transmitted to the Secretary to the Government in the judicial department, for the purpose of being laid before the Honorable the Governor in Council, with their opinion that it may be expedient to abolish the Naib daroghaship of Vandavash; and to sanction the following distribution of the salaries of the several daroghaships, viz.

per Mensem

The daroghaship of Arcot to receive — Pags. 15 —
Do — of Sautgud — Do — 7 —
Do — of Vandavash — Do — 9 —
Do — of Velore — Do — 9 —

Ordered that extract of these proceedings be sent to Mr. Secretary Gahagan.

Sent following letter

To the Secretary to the Government in the J. D.

(Recd enter B)

Read letter, dated the 7th ultimo, from the magistrate of the Jillah of Rajahmundry - reporting the recapture of the three prisoners, whose escape with a peon was stated in his letter of the 22d June last, and requesting that payment of the sum of eighty rupees, by way of a reward to the police peons, who performed this service, may be authorised.

From the Magistrate of Rajahmundry Reporting the recapture of 3 prisoners & requesting authority to reward the peons who took them

(Recd enter No. 549)

Under the provisions of section XII regulation VI of 1811, the Court are pleased to sanction the disbursement of Pags 80 — for the purpose specified in the above letter, and direct that notice of the authority hereby given be communicated for the information of the Court called for the

29th September 1811

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Auditor

Ordered that extract of these proceedings be sent to the Zilla Magistrate.

Sent following letter

C To the Magistrate in the Zilla of Rajahmendry
D To the Civil Auditor

(Here enter C and D)

Read letter, dated the 30th ultimo, from the magistrate of the Zilla of Verdachellum - requesting authority to issue the proclamation, referred to in section III, regulation XIII of 1809, for the apprehension of a person named Sunnapa Sheravagar, the leader of a gang of robbers, who are stated, in the night of the 12th of March 1809, to have made an attack on a party of Golcondah peons, within the limits of the district of Pondicherry, and, after wounding several of the peons, to have effected their escape, with a large sum of money

From the Magistrate of Verdachellum - requesting authority to offer a Reward under regulation XIII, 1809 for the apprehension of the head of a gang who robbed and wounded some Golcondah peons near Pondicherry in 1809

(Here enter No 593)

The offence described in the above reference not having been committed within the limits of the magistrate's jurisdiction, or in a place over which this Court have any jurisdiction, or to which the existing regulations have been extended; and it not appearing that Sunnapa Sheravagar stands accused before the magistrate of the Zilla of Verdachellum of any other offence than that particularly specified in

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October 29th 1811

in his letter, the Court considers regulation XIII of 1809, to be altogether inapplicable, and not contemplated to provide the requisite authority in this case to grant to the magistrate authority to issue the proceedings therein provided.

Ordered that extract of these proceedings be sent to the Zilla magistrate.

Sent following letter

(Here enter E)

To the Magistrate in the Zilla of Verdachellum -

Read letter from the Secretary to the Government in the judicial department - acknowledging the receipt of extracts from the Court's proceedings sent up under date the 9th instant, and stating that the Honorable the Governor in Council approves the orders issued by the Court for depositing Mr. Septimus Money to Pettipolliam and will permit him to visit the Presidency at the termination of the festivals.

From the Judicial Secretary to Govt stating that leave of absence will be granted to Mr. Money and referring an application from the magistrate of Salem for permission to increase his police establishment

(Here enter No 559)

Mr. Secretary Gahagan also a letter from the magistrate of the Zilla of Salem - requesting authority to entertain an additional number of thannadars and peons for purposes of police in the three polleams of Attoor, Nowagherry, Soulagherry & Bangalore, in the country adjacent to the pettah of Salem, and in the Topaz pass.

The Court directed that copy of

6th Septr

29th October 1811

C To the Magistrate

D To the Civil

29th October 1811

the magistrate's letter of transmission be transmitted to the judges of the court of circuit for the Southern division, in order that they may report their opinion on the propriety of the magistrate's proposed establishment, as requiring any further information on the subject which may appear to them to be necessary.

ORDERED that a detail of these proceedings be sent to the judge of the court of circuit.

(Recd for examining letter)

T. R. Andrews
P. Agnew
J. H. Pratt
Judges of the Court of Circuit for the S. Div.n

(Recd letter)

Extract from the judge on circuit's letter — reporting his intention to proceed to Chingulpet on the following day.

From the Judge on Circuit S. Div.n
Reports his intended departure for Zilla Chingulpet —

(Recd letter No. 627)

Read letter, dated the 17th

Extract from the second puisne in the Northern division — reporting the commencement of the fourth quarter sessions of the Court in the Zillas of

From the 2 Judge N. Div.n
Reporting the commencement of the 4th quarter Sessions

(Recd letter No. 630)

Read letter, dated the 8th

Extract from the judge on circuit in the Carnatic division — forwarding a copy of the Cuddapah calendar.

From the Judge on Circuit C. Div.n
With Copy of the Cuddapah Calendar —

(Recd letter No. 633)

Read letter from the

29th October 1811

magistrate of the Zilla of Darapooram to the Court's precept of 30th Ultimo commanding him to enforce the judgment passed by the Southern court of gaol delivery, on the convict Soobarayen — whom the Court ordered the magistrate of the Zilla of Trichinopoly to send to Coimbatoor.

From the Magistrate of Darapooram
Return to precept Commanding him to enforce the Sentence of imprisonment &c. passed on the Convict Soobarayen —

(Recd letter No. 637)

Read letter, dated the 24th

Ultimo from the second judge of the ~~Northern~~ court of Circuit for the central division enclosing, for the purpose of being submitted to the consideration of Government, the draft of a regulation for enabling Magistrates to select "potails or heads of villages and to empower them to assemble panchayats for the settlement of petty disputes, such as "abusive language, calumny and inconsiderable assaults & affrays within the "limits of their respective municipalities" — which is described as having been passed by the Governor in Council at Fort St. George "on the 24th August, 1811", at which date, being in the hands of the judge on circuit in the Baramahl Zillah, the Governor in Council [illegible] to repeal or adopt it, cannot possibly have been contained.

From the Judge on Circuit C. Div.n
With draft of a Regulation for enabling Zilla Magistrate to select potails & empower them to assemble panchayats for the trial of petty offences —

(Recd No. 542)

Under the provisions of section XI, regulation IX of 1802, the "court of "circuit, or any one, or two, of the judges

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"judges of those courts, may propose a "regulation" - which is to be forwarded to that Court; if "proposed by the Court "collectively, or by one, or two, of the mem "bers, and the Court shall approve of "it unanimously," but is to be accom panied, if a difference of opinion arise respecting it, by the proceedings of the Court containing a statement of the grounds, upon which such difference of opinion proceeds.

The draft of regulation proposed by the Second Judge of the Court of Circuit for the Centre division, not appearing to have received the unanimous approbation of that Court, nor being accompanied by any proceedings, shewing that a difference of opinion had arisen respecting it, & the grounds thereof -

Ordered that it be returned to the Second Judge - with extract of these proceedings.

To the 2d Judge of the Court of Circuit for the Centre

Sent following letter (Executive G)

The magistrate of the Zillah of Rajahmundry, in his letter of the 7th ultimo, read this day, solicits the Court's sanction to the increase of peons at his jail proposed in his letter of the 22d of June.

Read again the magistrate's letter of 22d June, reporting the escape of three "notoriously bad characters" convicts from the roads, upon which they were at work, together with the

3. F. C.

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peon, who had charge of them; and requesting authority, for the greater security of his jail, to entertain an additional duffadar and 20 peons.

From the Magistrate of Rajahmundry Reports the escape of three Convicts under Sentence of imprisonment — (Executive No 396)

The escape reported in the above letter does not appear to be in any shape ascribable to the want of due means for guarding the jail of the Zillah of Rajahmundry; but, on the contrary, to connivance on the part of the peons under whose immediate charge the prisoners were at the time of their escape, and to negligence on the part of the Duffadar in sending three such desperate characters to work at the same place.

The Court therefore considers that the letter before them does not shew the existence of a necessity for augmenting the jail establishment in the Zillah of Rajahmundry, as proposed by the magistrate.

It is, however, resolved that extract thereof be transmitted to the Judge, who proceeds on the next tour of circuit, with direction, during his sessions in that Zillah, to ascertain whether such augmentation is indispensably requisite, and to report his sentiments on the magistrate's proposition for the information of the

29th October 1811

this Court

sent for Consig precept

To Nathaniel Webb Esqr
1st Judge of the Court of Circuit
for the Northern Div

(Perunta A)

Read again letter,
dated the 9th of December, 1809, from
the magistrate of the Jillea of Ma-
-duna - enclosing copies & translate
of various depositions taken in
certain charges lodged against
Gimmanjee Nao, dawogha of the
3d or Mellore division, of which pur-
-ed from the exercise of his functions
previously to the promulgation of
regulation I of 1809, a person named
Canden Purpan having at the same
time been nominated to act in his
place.

From the Magistrate of Madura
Transmitting Various Depositions
in Charges against Gimmanjee Naos
Daroga of 3d Division

(Perunta No 583 of 1809)

the Court, after mature con-
-sideration of all the enclosures in
the above letter, are of opinion that
the weight of evidence does not suf-
-ficiently preponderate on either
side, to establish the guilt or innocence
of the accused. No attempt appears
to have been made to elicit the truth
by cross-questioning the witnesses
for or against the prosecution, so
as to lead to a discovery of any
false colouring which the former
may have given to the facts deposed
to by them, or of any inconsistency
in the testimony of the latter.

Under these circumstances
they

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the Court cannot form an opinion
respecting the alledged delinquency
of the suspended daroga, and
therefore direct that the papers be
returned to the magistrate of the zilla of Madura - who
in this particular proceedings in the case,
will be guided by the provisions of
section V. regulation V of 1811.

Ordered that extract of these
proceedings be sent to the Jillea magistrate.

sent following letter

To the Magistrate of the zilla of Madura

(Perunta I.)

Read letter, dated the 4th
Instant, from the pidgeon accomt in
the Southern division - forwarding
copy of the calendar for the Jillea
of Madura.

(Perunta No 605)

Read letter, dated the
6th Instant, from the magistrate of
the Jillea of Chittoor, - forwarding
for the information of the Court
enclosures from No 1 to No 12 inclusive,
containing information connected
the practices of the phansegars.

(Perunta No 613)

Read letter, dated the 12th
Instant, from the magistrate of the
Jillea of Chittoor - submitting his
sentiments, at considerable length,
respecting the prevailing system of

of criminal jurisprudence.

(Perusitur No. 635)

Ordered that the above references do lie on the table.

Fort William

Session of the Foujdaree Adalut.

Wednesday
30th October, 1811. Present

Andrew Scott, Esqr.
Edward Crop. Greenaway, Esqr. } Judges.

Read letter, dated the 29th ultimo, from the Judge on circuit in the Southern division - referring his proceedings in case No. 5 of the Gaol of Dhanapooram - Prisoner, Comaroo - Charge, Murder.

From the Judge on Circuit S. Dn.
Refers his proceedings in Case No. 5 of the Zilla of Dhanapooram

(Perusitur No. 578)

The Court having maturely weighed the proceedings held before the Judge on circuit, the futwa of the Cazee ool coozzat and moofties of the Foujdaree Adalut, confirming the futwa of the Cazee ool coozzat and moofties aforesaid; and do sentence the prisoner Comaroo to suffer death by being hanged at the usual time and place of execution.

But following letter

To the Judge on Circuit S. Dn.

(Perusitur A.)

Read letter, dated the 10th ultimo, from the Judge on circuit in the Northern division - referring his proceedings in case No. 4 of the Zilla of Rajahmundry - Prisoner, Pandeerattey Yenkadoo - Charge, Murder.

From the Judge on Circuit N. Dn.
Refers his proceedings in Case No. 4 of the Zilla of Rajahmundry

(Perusitur No. 553)

The Court having maturely received

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the proceedings held before this court of circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coozzat and moofties of the Fouj-daree Udalut; ~~[illegible]~~ confirm the said futwa of the Cazee ool coozzat and moofties aforesaid, and do sentence the prisoner Pandereetty Gen-=kadoo to suffer death by being hanged at the usual time & place of execution.

Sent following letter

To the Judge on Circuit in the Nd Dn

From the Judge on Circuit in the Nd Dn
Refers his proceedings in Case No. 42 of the zillah of Bellary

(Fee entn B.)

Read letter, dated the 19th Pen-=ultimo, from the judge on circuit in the centre division, referring his proceedings in case No. 42 of the zillah of Bellary — Prisoner, Cutwadoo — Charge, Murder.

(Fee entn No. 582)

The Court having fully con-=sidered the proceedings held before the judge on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coozzat and moofties of the Fouj-daree Udalut, confirm the said futwa of the Cazee ool coozzat and moofties aforesaid, and under the provisions of Section XV, regulation VIII of 1802, do sen-=tence the prisoner Cutgadoo to suffer death by being hanged at the usual time and place of execution.

Read

30th October 1811

Read letter, dated the 4th Pen-=ultimo, from the judge on circuit in the centre division — referring his proceed-=ings in case No. 2 of the zillah of Bellary — Prisoner, Purrugati — Charge, Murder.

From the Judge on Circuit 6th Dn
Refers his proceedings in Case No. 3 of the Cuddapa Calendar

(Fee entn No. 583)

The Court having maturely con-=sidered the proceedings held before the judge on circuit, the futwa of the Provin-=cial law officer, and the futwa of the Cazee ool coozzat and moofties of the Fouj-daree Udalut, confirm the said futwa of the Cazee ool coozzat & moofties aforesaid, and do sentence the prisoner Aapara Nagadoo to suffer death by being hang-=ed at the usual time and place of execution.

From the Judge on Circuit 6th Dn
Refers his proceedings in Case No. 2 of the zillah of Bellary

(Fee entn No. 584)

The Court having duly weighed the proceedings held before the judge on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coozzat and moofties of the Fouj-daree Udalut, confirm the said futwa of the Cazee ool coozzat and moofties aforesaid, and do sentence the prisoner Purrugati to suffer death by being hanged by the neck till he is dead.

Purrugati

The prisoner is declared liable by law to the infliction of capital punishment.

Brc

24 30th October 1811

But the Court, on consideration of the circumstances of the case, as stated in the prisoner's confession, the only evidence against him, and which, his confession being the only evidence against him, must be supposed as stated by him, are of opinion that it is not proved, either that the homicide was committed by the prisoner, or that he had any intention of killing the deceased. And as the blows given by the prisoner to the deceased - which blows, it is to be observed, are not shown to have occasioned his death, - appear to have been given in defence, and for the preservation, of the prisoner's property, which the deceased was found, in the night time, in the act of violating the Court do not think proper to sentence him to suffer any punishment, and therefore direct that the prisoner Perrugah be forthwith discharged.

Sent following letter

G.G.S.
To the judge on Circuit in the 6th Dn.

(Pere enclosure C)

Read report of prisoners confined under sentence in the jail of the zillah of South Malabar, to the 30th ult.mo.

Report of prisoners confined under sentence from the zillah of South Malabar —

(Pere enclosure No. 647)

they are

Fort William

Sessions of the Foujdaree Adalut.

Wednesday November 6th 1811. Present

Rudawen Scote, Esqr
Edward Scott Greenway, Esqr } Judges

Read letter, dated the 24th Ultimo, from the judge on circuit in the Centre division - reporting his proceedings in case No. 45 of the zillah of Cuddapa - Prisoner, Appeegoundoo - Charge, murder.

From the judge on Circuit 6th Dn
Refers his proceedings in Case No. 45 of the Zillah of Cuddapa —

(Pere enclosure No. 618)

The Court having maturely considered the proceedings held before the judge on circuit, the futwa of the Principal law officers and the futwa of the Cazee ool coozzat and mooftee of the Foujdaree Adalut, confirm the said futwa of the Cazee ool Coozzat & mooftee aforesaid; and do sentence the prisoner Appeegoundoo to suffer death by being hanged at the usual time and place of execution.

Sent following letter

To the judge on Circuit in the 6th Dn.

(Pere enclosure A)

Read letter, dated the 4th November, from the judge on circuit in the Northern division - reporting his proceedings in case No. 9 of the zillah of Rajahmundry - Prisoner, Pandooroy Vengalapa - Charge, Murder.

From the Judge on Circuit No. Dn
Refers his proceedings in Case No. 9 - zilla Rajahmundry

(Pere enclosure No. 567)

The Court having duly considered the proceedings held before the judge

on circuit, the futtua of the Provincial Law officer, and the futtua of the Cazee ool Coorgat and moofties of the Foujdaree Adalut, confirm the said futtua of the Cazee ool coorgat and moofties aforesaid, but direct that the magistrate of the zillah of Rajahmundry do detain the prisoner Poolaony Bengalapa in his custody until he shall give sufficient security for his future good behaviour and appearance when required for one year.

Read also a letter, dated the 17th Pernattum, from the same judge reporting his proceedings in case No. 13 of the same zillah — Prisoner, Cocha Pullaloo — Charge, Murder.

From the judge on Circuit N. Div.
Refers his proceedings in Case No. 13 zillah Rajahmundry —

(Here enter No. 573)

The Court having maturely considered the proceedings held before the judge on circuit, the futtua of the Provincial Law officer, and the futtua of the Cazee ool coorgat and moofties of the Foujdaree Adalut, confirming the said futtua of the Cazee ool coorgat and moofties aforesaid; and, in the exercise of the discretion thereby vested in the Court, do adjudge the prisoner Cocha Pullaloo to suffer death by being hanged at the usual time and place of execution.

Read another letter from the same judge, dated the 9th Pernattum reporting his proceedings in case No. 15 of the same zillah — Prisoners, Dunkala Narraidoo — Sanyasanaikah Cavasah and

and Poisonnoo Naumdoo — Charge, Gang robbery & murder —

From the Judge on Circuit — N. Div.
Refers his proceedings in Case No. 11. of the zillah of Rajahmundry —

(Here enter No. 554)

The Court having maturely weighed the proceedings held before the judge on circuit, the futtua of the Provincial Cazee officer, and the futtua of the Cazee ool coorgat and moofties of the Foujdaree Adalut, confirm the said futtua of the Cazee ool coorgat and moofties aforesaid.

And the Court, under the operation of clause first, section IV, regulation XV of 1803, do sentence the prisoners Dunkala Narraidoo and Sanyasanaikah Cavasah to suffer death by being hanged at the usual time and place of execution, and under the operation of clause fifth of the said section, do adjudge the prisoner Poonnoo Naumdoo to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the space of five years from the day of the date hereof.

Seal pol. covering letter

S. the judge on Circuit — on the N. Div.

(Here enter B)

Read letter, dated the 21st Pernattum, from the judge on circuit in the Northern division, reporting his proceedings in case No. 28 of the zillah of Canara — Prisoner, Moosemmal Malcoomi — Charge, Murder.

From the judge on Circuit 1st Div.
Reports his proceedings in Case No. 28 of zillah of Canara

(Here enter No. 586)

The Court having duly considered the proceedings held before the judge on

6th November 1811

circuit, the putna of the Provincial Law officers, and the putna of the Pajee and Moofties of the Foujdaree Adawlut, confirm the said putna of the Sajaa adawlut aforesaid, and do sentence the prisoner Moosummat Malcoomi to suffer death by being hanged at the usual time and place of execution.

But, although the Court after due consideration of the case see no room to doubt of the guilt of the prisoner Moosummat Malcoomi, they are yet induced, in reference to the opinion submitted by the Judge, who presided at the trial, in his reference of the proceedings, to beg the recommend leave of the Honorable the Governor in Council, with their request that the judgment of death pronounced against her, under the putna of Sipas Court, may be commuted to imprisonment and transportation for life to Prince of Wales's Island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of her natural life.

ORDERED that extract of these proceedings be transmitted with the papers referred to the Government in the Judicial department.

To the Secretary to Govt in the Judl Dept.

(Recd into C.)

Sent following letter

From the Judicial Secy to Govt authorizing the Magistrate of Chittoor to offer a Conditional pardon to Canal Mahomed

Friday November 6th 1811

F. C.

Criminal Court of the Foujdaree Adawlut.

Present.

Andrew Ker, Esqr
Edward Cliffe Greenway, Esqr } Judges.

Read letter, dated the 5th instant, from the Secretary to the Government in the Judicial department acknowledging the receipt of extract from the Court's proceedings of the 29th ultimo, and stating that the Honorable the Governor in Council is pleased to grant to the magistrate of the Zillah of Chittoor the authority solicited by him in his letter of the 26th preceding, on the conditions specified by the Court.

(Perusitum No. 660)

The Court direct that copy of the above letter be transmitted to the Zillah magistrate, authorizing him to offer a pardon for offering to the said Canal Mahomed, "on the express condition of his making "a full and unreserved communication "of every fact & circumstance within "his knowledge relative to crimes "committed by the prisoners, "and the several persons concerned "therein."

ORDERED that extract of these proceedings be sent to the magistrate of the Zillah of Chittoor.

To the Magistrate of the Zillah of Chittoor

(Sent pole's letter A.) Read

8th November 1811

Read letter, dated the 1st instant, from the Secretary to Government in the judicial department, acknowledging the receipt of an extract from the Court's proceedings of the 22d ultimo; and stating that orders will be issued for the attendance on the Special Commission in the Northern division, of such of the military officers enumerated in their letter of the 7th instant as are in the vicinity of the station of that court

From the Secretary to Government in the Judicial Department — that orders have been issued for the attendance of the Military Officers required as witnesses by the Special Commission — &c.

(Received No. 655)

Ordered, that a copy of this advice letter, with its enclosure be transmitted for the information of the Special Commission

Sent following letter

To the Special Commission Vizagapatam

(Received)

Read the following letters with the reports of persons for the month of September of Cuddapah, Chingalpet, Salem, Coimbatore, Arcot, Madura, South Malabar, Chittoor, Rajamundry, Combaconum, South Malabar, Chittoor, Vizagapatam, Nellore & Cuddapa — With reports of prisoners for September

From the Magistrates of Vellore, Canara, Bellary, Chingalpet, Salem, Coimbatore, Trichinopoly, Tanjore, Tinnivelly, Dindigul, Madura, South Malabar, Rajamundry, Combaconum, South Malabar, Chittoor, Vizagapatam, Nellore & Cuddapa — With reports of prisoners for September

(Received No. 620, 624, 625, 626, 631, 632, 634, 638, 639, 640, 643, 644, 645, 646, 649, 653)

Read the letter and report of persons apprehended by the assistant magistrate, during the late sessions at Tripetty.

From the Magistrate of Chittoor — With report of persons apprehended by the Acting Magistrate at Tripetty

(Received No. 648)

Read letter, dated the 25th ultimo, from the magistrate of the zillah of Masulipatam, reporting the death of Paul Caperty Mungiah, city hottuah of Masulipatam; and nominating an successor.

From the Magistrate of Masulipatam — Reports the death of the City Hottuah and Nominating a Successor

(Received No. 651)

Under the provisions of section V. regulation V of 1811, the courts of circuit being empowered to confirm the appointments, removals & resignations of the hottuahs within their respective divisions, the receipt of the above reference is acknowledged by the court of circuit for the northern division.

Ordered that extract of these proceedings be sent to the zillah magistrate

Sent following letter

To the Magistrate of the zillah of Masulipatam —

(Received C.)

Read letter, dated the 2d instant, from the judge on circuit in the central division — reporting his arrival in the zillah of Chingalput.

From the Judge on Circuit — Reporting his arrival in zillah Chingalput

(Received No. 652)

Read report of persons proclaimed in the zillah of Cuddapa, for the month of September

From the Magistrate of Cuddapa — With report for Septr. of persons proclaimed in his zillah —

(Received No. 657)

Read letter, dated the 30th ult.

8th November 1811

Read letter, dated the 1st instant, from the Magistrate of the Zilla of Verdachellum — with report, for the last month, of persons proclaimed in his Zilla.

From the Magistrate of Verdachellum — Report for October, of persons proclaimed in his Zilla —

(Peon entered No. 663)

Read letter, dated the 28th ultimo, from the Judge on circuit in the Southern division — forwarding copy of the calendar for the Zillas of Tinnevelly.

From the Judge on Circuit S. Div. with Calendar for Zilla Tinnevelly —

(Peon entered No. 664)

Read letter, dated the 1st instant, from the Judge on circuit in the Southern division — forwarding copy of the Trichinopoly calendar, for the fourth quarter sessions of the year.

From the judge on circuit S. Div. With Copy of the Trichinopoly Calendar

(Peon entered No. 659)

Read letter, dated the 17th ultimo, from the Judge on circuit in the Southern division — reporting his proceedings in case No 8 of the Zillas of Tinnevelly — Pirivi Konda Konsala Venkatachellum, alias Konsala Venkatachellum, alias Veeranah Veeranah — Charge, murder.

From the Judge on Circuit S. Div. Related his proceedings in Case No 8 of Zilla Tinnevelly —

(Peon entered No. 598)

The Court having duly received the proceedings held before the Judge on the proceedings of the Provincial circuit the Deputies of the Register's office, and the Deputies of the Zillas and Proctors of the Zillas and Pleaders attending the Court, and the Prisoner Konsala Venkatachellum, alias, Veeranah Veeranah being brought to the bar, and the Court having sent for the following letter

To the Judges on Circuit in the S. Div.

(Peon entered No. 4)

Read returns from the third judge of the court of circuit for the Northern division to the Court's precept of the 4th August, returning his proceedings in case No 92 of the Zillas of South Malabar, 1st Sessions of 1811 — with remarks of the Register and Proctors shewing cause for the reversion of the trial.

From the 3d Judge — Wm Div. Returns process Commanding reversion of Case No 92 of Zilla South Malabar, 1st Sessions 1811

(Peon entered No. 620)

Read

Friday November 15th 1811

Present

Andrew Scott, Esq. } Judges
Edmund Cliff Greenway, Esq. }

Read letter, dated the 17th Pe-
-ruthing, from the judge on circuit in the
Southern division — reporting his proceedings
in case No 8 of the Zillas of Tinnevelly — Piri-
-vee Konda Konsala Venkatachellum, alias
Konsala Venkatachellum, alias Veeranah
Veeranah — Charge, murder.

(Peon entered No. 598)

The Court having duly received the
proceedings held before the judge on
the provincial circuit the Deputies of the Register's
office, and the Deputies of the Zillas and Proctors of the Zillas
attending the Court and the Prisoner Konsala Venkatachellum, alias,
Veeranah Veeranah being brought to the bar, and the Court having
sent for the following letter

(Peon entered No. 4)

Read returns from the third judge of the court of circuit for the North-
-ern division to the Court's precept of
the 4th August, returning his proceedings
in case No 92 of the Zillas of South Malabar,
1st Sessions of 1811 — with remarks of the
Register and Proctors shewing
cause for the reversion of the trial.

(Peon entered No. 620)

Read

11th November 1811

Read again letter, dated the 3d of July, from the third judge, reporting his proceedings in the above case of Prisoner, Moorummal Cheruplatoo Peddial Patoonah — Charge, Murder.

From the 3d Judge — Wm Dn
Refers his proceedings in Case No. 22.
Zilla of South Malabar 1st Session
1811—

(Vide enter No. 614)

The Court having duly considered the proceedings of the Court of circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coorgat and moofteer of the Thoparee Adalut, confirm the said futwa of the Cazee ool coorgat and moofteer aforesaid; and under the operation of section XXV, regulation VII of 1802, do sentence the prisoner Moorummal Cheruplatoo Peddial Patoonah to suffer death by being hanged at the usual time and place of execution.

To the 3d Judge of the Court of Circuit for the Wm Dn

Sent following letter
(Vide enter B.)

Read letter, dated the 9th Ultimo, from the Judge on circuit in the Western division — referring his proceedings in case No. 19 of the Zilla of Canara — Prisoners, Venketeshia, Ketelmanna & Cheria, Annlaar, and Shaikhanna & Boodna, Provincials — Charge, House breaking, robbery, and

From the Judge on Circuit Canara
Wm Dn refers his proceedings in Case
No. 19. of the Zilla of Canara

(Vide enter No. 614)

The Court having duly perused the proceedings held before the Judge on circuit, the futwa of the Provincial Law officer, and the futwa of the Cazee ool coorgat and moofteer aforesaid;

11th November 1811

Do Adalut confirm the said futwa of the Cazee ool coorgat and moofteer aforesaid; and under the discretion vested in the Court by the sentence of Do Adalut awarded against the prisoners Venketeshia, Ketelmanna and Cheria, and the operation of clause third, section IV, regulation XV of 1803, do adjudge the said prisoners Venketeshia, Ketelmanna and Cheria to be imprisoned and transported to Prince of Wales' island for and during the space of their natural lives respectively.

Their to be kept to hard labour in irons on the public roads or other public works

And under the discretion vested in the Court under the provisions of section XXV regulation VII of 1802 which removes the bar to a judgment of target against the prisoners Shaikhanna and Boodna, the Court under the operation of clause third, section IV, regulation XV of 1803, do adjudge the prisoners Shaikhanna and Boodna aforesaid to be imprisoned & transported to Prince of Wales' island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of their natural lives respectively.

Read also letter, dated the 27th Ultimo from the same Judge — referring his proceedings in case No. 40 of the same Zilla — Prisoners, Cadaneey, Moorcadeey & Cheria — Prisoners, Jakob, Moorcecomans, and Fudheer, Jakob, Pandeea — Charge, Murder, Highway robbery, and house

11th November 1811

From the Judge on Circuit Mr. Dr.
Refers his proceedings in Case No 60.
of the Zilla of Cuddapa —

Sheep stealing, robbery and torture.

(Percanta No. 596)

The Court having fully considered the proceedings held before the Judge on circuit, the futwa of the Provincial Law officer, and the futwa of the Cazee cool coopgat and moofteer of the Hudalut, confirm the said futwa of the Cazee cool coopgat and moofteer aforesaid and under the direction vesting in the Court under the provision of Section XXV, regulation VII of 1802, which requires the Court to pass judgment of Cazee =mooa, the Court to pass judgment against the prisoners Eedeney, Nanabay and Tuckeer Saheb, and the operation of Clause third Section IV, regulation XV of 1803, do sentence them the said prisoners Eedeney, Nanabay & Tuckeer Saheb to be imprisoned and transported to Prince of Wales' island, there to be kept to hard labour in irons on the public roads or other public works for and during the space of their natural lives respectively.

And under the Bohoobut pronounced against the prisoner Sonia Mulla, and the operation of Clause third, Section IV, regulation XV aforesaid, the Court do adjudge him the said prisoner Sonia Mulla to be imprisoned and transported to Prince of Wales' island, there to be kept to hand labour in irons on the public roads or other public works for and during the space of his natural life.

(Sent pole & letter C.)

Mr.
To the Judge on Circuit in the
Mr. Dr.

2 — F 16

November 11th 1811.

Read letter, dated the 17th
Permitting from the Judge on circuit in
the Centre division — referring his proceed=
ings in case No. 50 of the Zilla of Cuddapa.
in case No. 50 of the Zilla of Cuddapa.
Prisoner, Potteegandoo — Charge, Murder.

(Percanta No. 601)

From the Judge on Circuit 6th
Refers his proceedings in Case No 50 of the
Zilla of Cuddapa —

The Court having maturely
considered the proceedings held before
the judge on circuit, the futwa of the
Provincial Law officer, and the futwa of
the Cazee cool coopgat and moof=
futwa of the Cazee cool coopgat and moof=
=teer aforesaid; and, in this case the Maa=
=hummudan law not allowing an dis=
=cretion to the Court in determining the
degree of punishment, do sentence the
prisoner Potteegandoo to suffer death
by being hanged at the usual time and
place of execution.

The Court, however, direct that
execution of their sentence be suspend=
ed, and resolve to report the case to
the Honorable the Governor in Council

The prisoner Potteegandoo ap=
=peared to have had a dispute with
a person, named Purgee Vencatapa
respecting a trifling sum of money du
from the latter to the former, and th
deceased Venkadoo, and two other
who had been called in by the pr
=soner to assist him, seem to have
[illegible]

endeavoured without success to effect
a settlement of the difference. The prisoner
stated, in pursuance of consultation
had on the last occasion, that he
to have killed a sheep, and taking
its head and entrails to have placed
them, in spite of the opposition he
encountered from the owner, on the
roof of Purgee Veeratagah's house.
They were known down by Purgee
Veeratagah, and acquainted imme-
diately ensuing between them,
the deceased (Cankadoo) upbraiding
resisted as having enforced to
separate the combatants. The prisoner
Veeratagah to Cankadoo - who
which he is admitted by the prose-
cutor, and shewn by the witnesses
to have given the prisoner on his left
parted by the bystanders and
the prisoner, retiring to a short dis-
tance, took up a stone, and by
all the evidence to be at large as
he could grasp it
deceased-duke, receiving the blow
on his left side, fell down and
instantly expired. -

Under these circumstances of the case
the Court are of opinion that
of the prisoner should be
pable homicide
and

murder, are induced to submit to the
Honorable the Governor in Council their
recommendation that the judgment of
death pronounced against the prisoner
Poteegandoo may be commuted to im-
prisonment in the jail of the fiscal of
Cuddapa, with hard labour on the
public roads or other public works
for and during the space of seven years
from the 9th of September last - the day
of the date of sentence before the commit-
ment.

Ordered that the record be
transmitted, with extract of this pro-
ceeding, to the Secretary to the Govern-
ment in the judicial department.

(Here enter letter D)

To the Secretary to Govt. J.D.

Read letter, dated the 16th inst
from the Judge on Circuit N.D.
Reporting proceedings in Case No.
Villa of Ryakotah.

Read a letter from the Judge on circuit
the Northern division - reporting his
proceedings in case No 10 of the calendar of 13
Captain Campbell - Prisoner, Augum Vee-
ramah - Charge, Murder.

(Here enter No. 568)

(Here Court having duly consi-
dered the proceedings held before the
judge on circuit the future of the pro-
visional law officer, and the future of
the Cazee and moofties of the
Court do declare
Augum Veeramah, and direct that
the records be returned to the judge,

who presided at the trial, by precept
commanding that the further testi-
mony referred to in his letter, which
it appears, he would have received,
had he considered himself at liberty
to admit further evidence against
the prisoner, when he discovered the
want of it – be taken, in presence of
the prisoner, on the return of the
Court of Circuit to the Southward from
the Zillah of Canjam
and sent down with
the original record of the case, in the
return to this precept.

Sent following precept
(Peruse letter E)

Read letter, dated the 30th
ultimo, from the Magistrate of the
Zillah of Tinnevelly – enclosing a re-
-port of persons confined under sen-
-tence in his Jail.

From the Magistrate of Tinnevelly
With report of prisoners Confined under sentence (Perusal No 658)

Read reports of prison-
-ers in the Zillah of Madura, for the
months of July and August.

Reports of prisoners in the
Zillah of Madura for July & August (See reports Nos 661 & 662)

Read report of prisoners
in the Zillah of Nellore for the month
of August.

Report of prisoners in the
Zillah of Nellore for August— (Perusal No 636)

To Thomas Townsend Esqr
Judge on Circuit Northern

7th

Session of the Fourth Circuit

Wednesday November 20th 1811. Present

Andrew Scott, Esqr — Judges.
Edmund Croft Greenway, Esqr

Read letter, dated the 6th Inst.
from the Second Judge in the Northern
Division – with Persian & Telinga
copies of the proceedings of the Court of
Circuit held at Masulipatam, 4th Sept. 1811
(Perusal No 670)

Ordered that the Second Judge
be by precept commanded to send
up the English record of his proceedings
in this case; and that his return to
the precept be enjoined within ten days
from and after the date of its receipt.

Sent following precept
(Peruse letter A)

Read letter, dated the 13th
Instant, from the Secretary to the Govern-
-ment in the Judicial department –
acknowledging the receipt of extract
from the Court's proceedings of the 6th
proceedings, and stating that the Honorable
the Governor in Council has been
pleased to resolve that the sentence of
death passed upon Dalcoomi in case
No 28 of the Zillah of Canara, shall be
commuted to imprisonment & transport-
-ation for life to Prince of Wales's Island.
(Perusal No 672)

Ordered

who presided at the trial, by precept
commanding that the further testi-
mony, referred to in his letter, which
it appears, he would have received,
had he considered himself at liberty
"to admit further evidence against
"the prisoner", when he discovered the
want of it — be taken in presence of
the prisoner, on the return of the
record of circuit to the Southward from
the Zilla of Ganjam
and sent down with
the original record of the case, in the
return to this precept.

Sent following precept
(Here enter E)

Sir Thomas Townsend Esqr
Judge on Circuit — Nth Dn

Read letter, dated the 30th
ultimo, from the magistrate of the
Zilla of Tinnevelly — enclosing a re-
-port of persons confined under sen-
-tence in his jail.

From the Magistrate of Tinnevelly
With report of prisoners Confined under sentence (Here enter No 658)

Read reports of prison-
-ers in the Zillas of Madura, for the
months of July and August.

Reports of prisoners in the
Zillas of Madura for July & August (See reports Nos 661 & 662)

Read report of prisoners
in the Zilla of Nellore for the month
of August.

Report of prisoners in the
Zilla of Nellore for August (Here enter No 636)

Fol

At a Session of the Foujdaree Adawlut

Wednesday
November 20th 1811. Present

Andrew Ricketts, Esqr — } Judges.
Edward Croft Greenway, Esqr }

Read letter, dated the 6th Inst.
from the Second Judge in the Northern
Circuit — with Persian & Telinga
copies of the proceedings of the Court of
Circuit held at Vizagapatam in case No 30 of
the Zilla of Vizagapatam, 4 Sept. of 1811
(Here enter No 670)

Ordered that the Second Judge
be by precept commanded to send
up the English record of the proceedings
in this case; and that his return to
the precept be required within ten days
from and after the date of its receipt.

Sent following precept
(Here enter A)

Read letter, dated the 13th
Instant, from the Secretary to the Govern-
-ment in the Judicial department —
acknowledging the receipt of extract
from the Court's proceedings of the 6th
preceding; and stating that the Honorable
the Governor in Council has been
pleased to resolve that the sentence of
death passed upon Dhalcoomi in case
No 28 of the Zilla of Canara, shall be
commuted to imprisonment & transport-
-ation for life to Prince of Wales's Island.
(Here enter No 672)

Adlu

11. November 1811

20. November 1811.

Ordered that the seventeenth paragraph of the above letter be transcribed at the bottom of the Court's sentence on the case in question, and that it be then transmitted to the judge who presided at the trial, in order that execution of the commuted sentence may be directed to be done.

Sent following letter (Execution B)

Read letter, dated the 9th Instant, from the judge of circuit, in the Northern division, reporting proceedings in case No 6 of the Zillah of Vizagapatam — Prisoner, Nundapilly Samarky — Charge, Murder

(Execution No 667)

The Court having maturely considered the proceedings held before the judge on circuit, the futwa of the Moofty of the Cazee adaulut, confirmed by the Fuojdaree Sudder adaulut, confirming the futwa of the Cazee adaulut of Vizagapatam, and also sentence the prisoner Nundapilly Samarky to suffer death by being hanged at the usual time and place of execution.

Sent following letter (Execution C)

Read letter, dated the 9th Instant, from the Register and Circuit

(Execution No 664)

20. November 1811

The judge states the difficulty that would be experienced in carrying into effect the latter part of the sentence passed by the Court, in case No 5 of the Zillah of South Malabar, of Sepoys of BN — Prisoners, Cheeman Moonddan, Cheeman Pelloota Chukeen, & Cheeman Coree Chatan — Charge, Murder — wherein the Court adjudged the prisoners to suffer death by being hanged at the usual time and place of execution, and further that after execution their bodies should be hanged upon a gibbet in chains near the place where the murder was committed.

The Court, in consideration of the circumstances reported by the third judge, are pleased to remit that part of their sentence in the case, which directs that after execution the bodies of the prisoners Cheeman Moonddan, Cheeman Pelloota Chukeen and Cheeman Coree Chatan, shall be hanged in chains.

Ordered that extracts of these proceedings be sent to the third judge.

Sent following letter (Execution D)

Read letter, dated the 9th Instant, from the magistrate of the Zillah of Cuddapa — enclosing a report of prisoners confined under

20th November 1811

sentence in his jail.

(Reventa No. 665)

Read letter, dated the 28th ultimo, from the judge on circuit in the Northern division - forwarding copy of the calendar for the zilla of Vizagapatam

(Reventa No. 666)

Read letter, dated the 5th instant, from the Special Commission in the Northern division - reporting that they do not find it necessary to require the attendance of the evidences named in their letter of the 26th Ult.

(Reventa No. 668)

Read letter, dated the 11th instant, from the judge on circuit in the Central division, enclosing copy of the calendar for the zilla of Chingleput

(Reventa No. 669)

Read letter, dated the 11th instant, from the second judge in the Northern division - forwarding copy of the calendar for the zilla of Masulipatam, for the 2nd Qr. of 1811.

(Reventa No. 670)

Friday 22nd N.M.

Present

Andrew Scott, Esqr.
Edmund Craft Greenway, Esqr. } Judges.

Read letter, dated the 13th instant, from the Secretary to the Government in the Judicial department - requesting the decision of the Honorable the Governor in Council to be furnished with a copy of the letter referred to in an enclosed extract of letter from the magistrate of the zilla of Nellore, wherein he reports having sent a warrant through the prescribed channel for the apprehension of a person named Mahomed Sheriff who was stated to have proceeded to Madras

From the Judicial Secretary to Govt. stating the Govt desire to be furnished with a copy of the instructions issued regarding the apprehension of offenders taking refuge within the limits of the Supreme Court.

(Reventa No. 686)

The Court directed that extract from their proceedings, under date the 9th October, 1804, containing the instructions issued to the several zilla magistrates, regarding the mode of proceeding against offenders taking refuge within the limits of the jurisdiction of the Supreme Court of Judicature - be transmitted to the Secretary to Government with their request that the transcript may be transmitted for the information of the Honorable the Governor in Council

(Reventa No. 4)

To the Secretary to Govt. in the J. D.

Read

who presided at the

20th November 1811

sentence in his jail.

(Revenue No 665)

Read letter, dated the 28th Ultimo, from the Judge on circuit in the Northern division forwarding copy of the calendar for the Zilla of Vizagapatam.

(Revenue No 666)

Read letter, dated the 5th Instant, from the Special Commission in the Northern division - reporting that they do not find it necessary to require the attendance of the evidences named in their letter of the 26th Ult.

(Revenue No 668)

Read letter, dated the 11th Instant, from the Judge on circuit in the Central division, enclosing copy of the calendar for the Zilla of Chingulput.

(Revenue No 669)

Read letter, dated the 11th Instant, from the second Judge in the Northern division - forwarding copy of the calendar for the Zilla of Masulipatam, for the 2nd Qr of 1811.

(Revenue No 674)

Fort St George

Friday November 22d 1811. Present

Andrew Scott, Esqr
Edward Croft Greenway, Esqr } Judges.

Read letter, dated the 13th Instant, from the Secretary to the Government in the Judicial Department - signifying the desire of the Honorable the Governor in Council to be furnished with copy of the order referred to in an enclosed extract of letter from the Magistrate of the Zilla of Nellore, wherein he reports having sent a warrant through the prescribed channel for the apprehension of [illegible] who resided at the

From the Judicial Secretary to Govt
Stating the Govt desire to be furnished with copy of the instructions issued regarding the apprehension of offenders taking refuge within the limits of the Supreme Court

(Revenue No 686)

The Court directed that extract from their Proceedings, under date the 9th October 1804, containing the instructions issued to the several Zilla Magistrates, regarding the mode of proceeding against offenders taking refuge within the limits of the jurisdiction of the Supreme Court of Judicature - be transmitted to the Secretary Gahagan with their request that the transcript may be transmitted for the information of the Honorable the Governor in Council.

Letter following letter

To the Secretary to Govt in the J.D. (Revenue No 4)

Read

20th November 1811

Read letter dated the 19th
instant, from Mr. Secretary Galagan
acknowledging the receipt of extract
from the Court's proceedings of the 29th
Ultimo, with copy of a letter, dated the
4th preceding, from the magistrate of
the Zillah of Chittoor, and stating
that the Honorable the Governor
in Council is pleased to authorize
the abolition of the office of Nad
Daroghas of Mundalawark, and to
sanction the proposed distribution
of the salaries of the Daroghaships of
Arcot, Sautgud, Mundalawark and
Vellore.

From the Judicial Sec.y to Gov.t
Sanctioning the arrangement proposed by the
Magistrate of Chittoor for the distribution
of the pay of his Daroghas—

(Reference No. 687)

Referring to the provisions of
Section XII Regulation V of 1810, the
Court direct that extract from their
proceedings of the 29th Ultimo, and
Transcript of the above letter from
Mr. Secretary Galagan be transmit-
ted to the Court of Circuit for the
Centre division, to be by them
forwarded to the Magistrate of the
Zillah of Chittoor.

Ordered that extract of this
proceeding be sent to the Judges
of the Court of Circuit for the Centre Division—

(Reference B)

The Court direct that copy of
the above letter be transmitted for
the information of the Civil Auditor.

To the Civil Auditor—

(Sent 20th Letter (2))

22d November 1811

Read letter, dated the 14th
Instant, from the Magistrate of the Zillah of
Madura — with Returns of Prisoners for
the month of September.

From the Magistrate of Madura
With report of prisoners for Sept.r

(See report in No. 682)

Read letter, dated the 19th
Instant, from the Magistrate of the Zillah of
Chittoor, acknowledging the receipt of
extract from the Court's proceedings of the
8th preceding, with authority to offer a
conditional pardon to Canal Peishcar
and stating that that peishcar had pre-
viously absconded from Chittoor.

From the Magistrate of Chittoor
Reporting that Canal Mahomed had
absconded—

(Reference No. 671)

Read duplicate of letter
dated the 30th Ultimo, from the Ma-
gistrate of the Zillah of Verdachellum
— to which a reply was sent, with
extract from the Court's proceedings
of the 29th Ultimo.

From the Magistrate of Verdachellum
Requesting Authority to offer a reward for the
Apprehension of the head of a gang, who committed
a Robbery within the limits of Pondicherry in 1809.

(Reference No. 673)

Read letter, dated the 12th
Instant, from the Judge on Circuit in
the Northern division — reporting
that the Court would, on the 30th pro-
ceed to Ganjam.

From the Judges on Circuit N.th Div.n
Reporting that the Court of Circuit will proceed
to Ganjam on the 30th—

(Reference No. 681)

Read letter, of this date,
from the second Judge of the Court of
Circuit for the Centre division — for-
warding returned warrants of exe-
cution in cases Nos. 22 & 45 of the
Zillah

22d November 1811.

Zilla of Cuddapa, 2d Sept. 1811

From the Judge on Circuit 6th Dn
With returned Warrants of Execution in Cases Nos 22 & 45
of the Zilla of Cuddapa —

(Per entn No 689)

Read letter, dated the 4th
Instant, from the Magistrate of the
Zilla of Chingulput - enclosing a list
of convicts in the depôt for transport-
-ation.

From the Magistrate of Chingulput -
With report of Convicts in the depôt for
transportation —

(Per entn No 690)

Read letter, dated the 17th
Instant, from the Judge on Circuit in
the Western division - reporting his
arrival at Seringapatam.

From the Judge on Circuit 1st Dn
Reporting his arrival at Seringapatam.

(Per entn No 691)

Read copy of the calendar
of prisoners tried before the Special
Commission in the Northern divi-
-sion.

From the Special Commission - 1st Dn
Copy of the Calendar of Prisoners tried before them —

(Per entn No 695)

F. C.

At a Court of the Foujdaree Adalat

Friday
November 29th 1811. Present

Andrew Scott, Esqr — 4th Judge
Edward Croft Greenway, Esqr — 5th Judge

Read letter dated the 13th
Instant, from the Secretary to the Govern-
-ment in the Judicial department
inclosing for the report of the Judges on
circuit in the Southern division, extract
of a letter from the Secretary to the Board
of Revenue, with the extract of the reply
thereto, on the subject of erecting or proper
detention & jail in the Zillah of Salem —
wherein, it appears from the represent-
-ations made by the Collector to the Board
of Revenue of the want of a place of confinement of
that description in Salem.

From the Judicial Secretary to Govt
Referring a representation from the
Board of Revenue regarding the want of
a proper jail for revenue defaulters
at Salem —

(Per entn No 704)

Ordered that the enclosure in
the above letter be referred for the re-
-port of the Judges of the Court of Circuit
for the Southern Division

Sent following letter

To the Judges of the Court of Circuit
for the S. Dn

(Per entn A.)

Read letter, dated the 16th
Instant, from the Magistrate of the
Zillah of Verdachellum - forwarding
his proceedings in the case of Permal
Naik, Nanagha of Calcauchy, whose
suspension from the exercise of his
functions was reported by the
Magistrate's letter of the 2d of

From the Magistrate of Vendachellum
With proceedings in the case of the suspended
Sangah of Calecurchy

the 2d of January 1810.

(Peruntie No. 567)

The Court, after due consider-
-ation of the enclosed proceedings,
being of opinion that they appear
to contain sufficient grounds for
the dismission of the suspended Da-
-logha, direct that they be forward-
-ed to the Secretary to the Government
in the Judicial department for the
purpose of being laid before the
Honorable the Governor in Council.

And the Court direct that the
magistrate's nomination, by his
letter of 2d January 1810, of Veerata-
Rao, Daragha of Kavirelloor, to be
Dubashe Daragha of Calecurchy, to be
Kattikoomana Sing to be naik Da-
-ragha of Calecurchy - be at the
same time submitted to the con-
-firmation of the Honorable the Go-
-vernor in Council.

Ordered that extract of these
proceedings be sent to the Secretary
Gahagan.

To the Secretary to Govt in the J. Dt

Sent for Extract of letter
(Peruntie B)

Read letter from the
magistrate of the Zillah of Madura
-patam to the Court, precepts of the
5th Ultimo - communicating Rama Ra-
-to [illegible]

29th November 1811

- to return the prisoner Paula Mudloo to the
custody of the magistrate of the Zillah
of Rajahmundry.

From the Magistrate of Masulipatam
Return to precept directing him to send the
prisoner Paula Mudloo to Masulipatam

(Peruntie No. 709)

Read letter, dated the 22d
Instant, from the third judge in the
Western division - reporting the sus-
-pension of the sentence of death pass-
-ed on the female prisoner Patooma
in case No 22 of the Zilla of South Mala-
-bar, 1st Sessions of 1811 - the magistrate
having stated her to be supposed to be
in a state of pregnancy, the probability
of which is also certified by Mr. Assistant
Surgeon John Rich.

From the 3d Judge 1st Dn
Reporting that the female Convict Patooma
under sentence of death is in a state of pregnancy

(Peruntie No. 710)

Read report, for the last
month, of persons proclaimed in the
Zillah of Cuddapa.

From the Magistrate of Cuddapa
Report for October, of persons proclaimed
on his Zilla

(Peruntie No. 712)

Read report of prisoners
confined under sentence in the
Zillah of South Malabar.

From the Magistrate of South Malabar
Report of prisoners Confined under Sentence

(Peruntie No. 715)

Read letter, dated the 27th
Instant, from the second judge in the
Centre division - with returned
warrant of execution in case No. 3
of the Zillah of Cuddapa.

From the Judge in Circuit 2d Dn
with returned Warrant of execution in
case No. 3 of Zillah Cuddapa

(Peruntie No. 716)

Read letter, dated the 26

29th November 1811

Extract from the second pidge in the Southern division - with returned warrant of execution in case No 5 of the zilla of Darapooram.

From the 2 Judge & Sr.
With returned Warrant of executions
in Case No 5. of the Zilla of Darapooram.

(Recentn No 717)

Fort St George
Revenue Consultation
Wednesday
December 2d 1812

Present
The Honble Sir Thomas Strange Knt
Edward Croft, Greenway, Esq. Judges

Read letter dated the 17th Ult
-imo from the pidge on circuit in
the centre division - referring his proc
-eedings in case No 57 of the zilla of Tuddapa
Prisoner, Sungiewengadoo - Charge,
Murder. -

From the Judges on Circuit 6 Sr.
Refers the proceedings in Case No 57 of the zilla
of Cuddapa

(Recentn No 692)

The Court having maturely con
-sidered the proceedings held before the
pidge on circuit, the pleadings of the Provin
-cial Law officer, and the plea and defence of the
Prisoner adduced, confirm the sentence
of the Court, pronounced on the Prisoner
Sungiewengadoo to suffer death by
being hanged at the usual time and
place of execution.

Sent following letter

To the 2d Judge of the Court of Circuit for the 6 Sr.

(Recentn No)

Read letter, dated the 27th
Ult.mo from the Secretary to the Go.
-vernment in the judicial department
acknowledging the receipt of extract
from the Court's proceedings in case No.
50 of the zilla of Cuddapa, and stating
that the Honorable the Governor in
Council has been pleased to resolve
that instead of the commuted sentence

2d December 1811

29th Nov 1811

October 1811

From the Judicial Secretary to Govt
Commuting the Sentence passed on
the prisoners Poleygaudoo in Case No. 58 of
Zilla Cuddapah

From the 2d Judge No. 5
Returns the precept calling for the English
Record of the proceedings in Case No. 3 of the
Zilla of Masulipatam

To the 2d Judge of the Court of Quarterly
Gaol delivery for the Northern Div.

2d December 1811

From the Judge on
Circuit No. 5
Refers his proceedings in Case No. 4 of
Zilla Vizagapatam

To the 2d Judge of the Court of Circuit for the
Div.

2d December 1811

on the legal demand of the heirs of Venkia Jr.
to retaliation of death, - the law not allowing them to credit that part of the confession which goes to justify the homicide, it being exclusively on the prisoner's assertion, and is unsupported by proof. It appearing, however, that the plea would, under the Mahomedan law, if duly substantiated, amount to a complete justification of the homicide; and there appearing to be no reason to doubt the truth of the prisoner's statement, the Court, in consideration of all the circumstances of the case, especially the wounded irritation of mind, in which the homicide was committed, on unexpectedly finding the deceased Venkia, on entering his house, in the act of whoredom with his sister, resolve to intimit to Government their recommendation that the prisoner Anpare Gungandan may be pardoned.

Ordered that the record of the case be transmitted, with an extract of these proceedings, to the Secretary to the Government in the Judicial department, for the purpose of being laid before the Honorable the Governor in Council.

Sent following letter

To the Secretary to the Govt in the Jud.t — (Vide entry D.)

Wednesday December 4. 1811.

Present

Andrew Scott, Esqr
Edward Croft Greenway, Esqr } Judges

Addl letter, dated the 31st December 1810 from the Joint Judges of the Court of Circuit for the Western Division reporting his proceedings in case No. 3 of the Zilla of North Malabar, 2d Sessions of 1810. - Prisoners, Pettuman Tanny, Poleam Kandan Karen, Pettuman Cheroogoman, and Pettuman Kenj, second of whom is reported by the Judge's letter of 18th June last to have died; and the third, Pettuman Cheroogoman, was discharged after trial, the Judge having concurred with the Law officer in acquitting him. - Charge, Murder.

From the Joint Judges - Minute on Proceedings in Case No. 3 of the Zilla of North Malabar 2d Sessions 1810

(Vide entry No. 8)

The Court having fully considered the proceedings of the Court of Circuit, the futwa of the Provincial Law officer, and the futwa of the Sudder Adawlut, confirm the said futwa of the Sudder Adawlut and proceedings aforesaid, and under the direction vested in the Court by the Regulation awarded against the prisoner Pettuman Tanny, the sentence from the said prisoner

From the 1. Judge Ex Dr
Requesting to be informed whether the first circuit of 1812 is to be rendered taken by himself or the 3 Judge

Friday
December 10. 1813.

At a Court of the Five Judges Held

Present

Andrew Scott Esq
Edmund Croft Greenway Esq } Judges.

A Certain letter, dated the 7th
Instant, from the first judge of the court
of circuit, for the Southern division
(Vide entry No. 728)

The first judge requests the determination of the Court on a question that appears to have arisen, whether the 1. judge, or the 3d. judge, should proceed on circuit for the 1. sessions of 1812.

The duties of the court of circuit for the Southern division, as at present constituted, devolve on Andrews, officiating as first judge, by Mr. F. A. Grant, second judge, and by Mr. J. H. Peile, third judge. - The two former of those gentlemen having proceeded in rotation on the half-yearly circuits of the current year, the duty of delivering the gaols in the ensuing sessions was considered to devolve in course to Mr. Peile, and the Court had not supposed that a doubt existed on the subject. But the reference at present before them appearing to require the communication of their sentiments to the Southern court of circuit.

Ordered that a extract of these proceedings be sent to the judges.

Sent following letter
(Vide entry A)

2d 24th December 1811.

Pettiman Fanny to be imprisoned and transported to Prince of Wales' island, there to be kept to hard labour in irons on the public roads, or other public works for and during the space of his natural life.

And the Court do pronounce the prisoner Pettiman Kay to be released.

To the 1st Judge of the Court of Circuit for the Wn Dn

Sent following letter (Per entry N.)

Read letter dated 21st September, from the pleader on circuit in the eastern division reporting his proceedings in case No 38 of the Jail of Tinnevelly (Per entry No 696)

From the Pleader on Circuit in the E. Dn Reports his proceedings in Case No 38 of the Zillah of Cuddapa

Pettiman Fanny charged with robbing a child of its ornaments, and murdering a female with intent to kill her, and is declared by the Law officers to be convicted of wounding with a ploughshare; it appears however from the record that the girl is not yet completely recovered from the effect of the wound inflicted by the prisoner, the adjudication of punishment is therefore to be deferred by the Court of Circuit, until such recovery shall take place. The Court do

4th December 1811

that the trial do lie on the table, and that extract of these proceedings be sent to the second Judge, who appears to have apprized the Zillah Magistrate of the necessity of forwarding for the information of the Court of Circuit a report upon the state of the wounded girl.

Sent following letter (Per entry D.)

To the 2d Judge of the Court of Circuit for the Centre Dn

Read report of commitment from the Jail of the Zillah of Madura, under sentence of transportation on banishment (Per entry No 721)

From the Magistrate of Madura Reports of Convicts in his Zillah under sentence of banishment or transportation

Read the following letters with reports of prisoners confined under sentence in the Jails of the Zillahs of Madura, Vizagapatam and Trichinopoly (See reports in Nos 722, 724, & 729)

From the Magistrates of Madura Vizagapatam & Trichinopoly — With Reports of Prisoners Confined under sentence

Read letter, dated the 25th ultimo, from the pleader on circuit in the Northern division — with returned warrant of execution in case No 466 of the Jail of Canara. (Per entry No 723)

From the Judge on Circuit Wn Dn With returned Warrant of Execution in case No 466 of Zillah of Canara

10th December 1811

Read the following letters, with reports of prisoners, for the month of October, in the Zillas of Canara, Verdachelum, Darapooram Seringapatam, Salem, Bellary, Trichinopoly, Chingulpet, Masulipatam, Ganjam, Chittoor, Tinnevelly, Combaconum, Cuddapa, South Malabar, North Malabar, Vizagapatam, Nellore & Rajahmundry.

From the Magistrates of Canara, Verdachelum, Darapooram Seringapatam Salem Bellary, Trichinopoly, Chingulpet, Masulipatam Ganjam, Chittoor, Tinnevelly, Combaconum Cuddapa, South Malabar North Malabar, Vizagapatam Nellore, & Rajahmundry With reports of prisoners for October —

See reports in Nos 679, 680, 683, 684, 685, 688, 692, 693, 694, 697, 698, 703, 705, 711, 714, 725, 726, 732 & 739.

Read letter, dated the 25th ultimo, from the judge & circuit of the Western division - with copy of the calendar for the Malabar.

From the Judge on Circuit Western Div. With Copy of the South Malabar Calendar

(Vide entry No. 727.)

Read letter, dated the 4th instant, from the second judge in the Eastern division - with returned warrant of execution in case No. 8 of the Zilla of Cuddapa.

From the 2d Judge E. Div. With returned Warrant of executions in Case No. 8. of the Zilla of Cuddapa —

(Vide entry No. 730)

Read letter, dated the 4th instant, from the magistrate of the Zilla of Verdachelum - with his report for the last month of persons proclaimed.

From the Magistrate of Verdachelum With report for Nov.r of persons proclaimed in his Zilla —

(Vide entry No. 731)

Read letter, dated the 30th ultimo

10th December 1841

Ultimo, from the magistrate of the Zilla of Chingulput – with report of persons confined under sentence in his jail.

From the Magistrate of Chingulput – With report of prisoners confined under Sentence –

(See report in No. 735)

Read letter, dated the 30th ultimo, from the pisha on circuit in the Northern division – reporting his arrival at Ganjam.

From the Judge on Circuit – N. Div. Reporting his arrival at Ganjam –

(Vide entry No. 740)

Read letter, dated the 4th instant, from the 2d. pisha in the Western division – reporting that the suspicions entertained regarding the pregnancy of the female convict Patooma, under sentence of death, had proved groundless in consequence of which he had issued the usual warrant of execution.

From the 2d Judge Wn. Div. Reporting that the suspicions regarding the pregnancy of the female Convict Patooma, have proved groundless –

(Vide entry No. 741)

Read letter, dated the 8th ultimo, from the Chief Secretary to the Government, transmitting for the information of the Court copy of a circular letter addressed to the registers of the court of circuit for the centre division, with an enclosed circular to the Zilla magistrates, on the subject of the existing police establishments in their Zillas, and the means of their improvement.

(Vide entry No. 743)

Ordered that the above referrence do lie on the table.

F. C.

Hon. Sessions of the Fauzdaree Adalut

Monday December 16th 1841

Present

Andrew Scott, Esq.
Edmund Lee Greenway, Esq. } Judges.

Read letter, dated the 30th of September, from the pisha on circuit in the centre division – reporting his proceedings in case No. 13 of the Zilla of Cuddapa – Prisoner, Reddy Fippadoo – Charge, Murder.

From the Judge in Circuit – 6th Div. Reporting his proceedings in Case No. 13 of the Zilla of Cuddapa

(Vide entry No. 678)

The Court having duly considered the proceedings held before the pisha on circuit, the futwa of the Provincial law officer, and the futwa of the Cazee ool coozzat and moofties aforesaid – in the case impleading the homicide, Chunga Reddy Fippadoo, against the prisoner, (who was committed under the incapacity of mental derangement, and that he is still subject to such deprivation of the senses), the Court direct that the magistrate of the Zilla of Cuddapa be instructed to detain him in safe custody, and under proper treatment, until he shall have recovered the right exercise of his reason; and that the magistrate do on no account liberate the prisoner without the especial permission of this Court, obtained through the Court of Circuit, to whom the

16th December 1811

Magistrate in Cuttack

Read a letter from the Magistrate in Cuttack, dated the 4th instant, reporting his proceedings in case No. 1 of 1811 of the Zillah of Cuddalapa, entitled the Pundit Tippoo Sultan versus Ramchunder Pundit, Appellant, and Ramchunder Pundit, Respondent, on appeal from the decision of the Provincial Court of Appeal and Circuit for the Northern Division, dated 30th September 1811, affirming the decision of the Judge and Magistrate of Cuttack, dated 30th April 1811, in favor of the plaintiff, for the sum of Sicca Rupees 1,000, with interest and costs of suit.

Also a letter from the Judge and Magistrate of Cuttack, dated the 4th instant, forwarding the proceedings in case No. 2 of 1811 of the Zillah of Cuddalapa, entitled the Pundit Tippoo Sultan versus Ramchunder Pundit, Appellant, and Ramchunder Pundit, Respondent, on appeal from the decision of the Provincial Court of Appeal and Circuit for the Northern Division, dated 30th September 1811, affirming the decision of the Judge and Magistrate of Cuttack, dated 30th April 1811, in favor of the plaintiff, for the sum of Sicca Rupees 1,000, with interest and costs of suit.

From the Judge on Circuit — No. 1 — Referring his proceedings in Case No. 29 of the Zillah of Cuddalapa —

(Pencanta No. 720)

The Court having duly considered the proceedings held before the Provincial Court of Appeal and Circuit, the petition of the Pooja Karee Cadalut, confirm the decision of the Cajee cadaloot and moofties of the Pooja Karee Cadalut, confirm the said moofties aforesaid declared to be liable to a fine of Aloogah and Allegah aforesaid to be imposed on them the said prisoners Ataloo Aloogah and Allegah to be imprisoned and kept to labour in the jail of the Zillah of Cuddapah, for and during the space of three months from the day of the date hereof.

Read also a letter, dated the 15th Pennultimo, from the same pudger, referring his proceedings in case No. 37 of the same Zillah — Prisoners, Bacchee Nauer and Gungamah — Charge, Theft —

From the Judge on Circuit — No. 2 — Refers his proceedings in Case No. 37 of the Zillah of Cuddalapa —

(Pencanta No. 708)

The Court having duly weighed the proceedings held before the Provincial Court of Appeal and Circuit, the petition of the Provincial Court of Appeal, and the petitions of the Prisoners and

No. 629. From the Judge on Circuit — No. 2 — Refers his proceedings in Case No. 36 of the Zillah of Cuddalapa —

No. 743. From the Judge — No. 2 — With the Original proceedings in Case No. 36 of the Zillah of Cuddalapa —

16th December 1811

Cadalut, confirm the said petitions of the Cajee cadaloot and moofties aforesaid, which declares the prisoner Gungamah to be convicted on his confession, and liable to suffer death; and that the prisoner Boochee Nauer should be released.

The Court on consideration of the circumstances of the case, as stated in the prisoner Gungamah's confession, and in attention to the recommendation submitted by the Judge, who presided at the trial, do not think it proper to sentence the prisoner Gungamah to suffer any punishment, but direct that the magistrate be instructed to release him with an admonition from the bench.

And the Court direct the discharge of the prisoner Boochee Nauer.

Read also a letter, dated the 16th Pennultimo, from the same pudger, forwarding his proceedings in case No. 64 of the same Zillah; and also his letter of the 12th instant, forwarding an English translate of the record of the case. Prisoners, Maunapilly Vencatagandoo, Moolapilly Vencatagandoo, Dunnasee Vencatagandoo & Catah Chellum — Charge, Theft —

(Pencanta Nos. 629 & 743)

The Court having duly weighed the proceedings held before the Provincial Court of Appeal, and the petitions of the Prisoners and

16th December 1811

2. F.K.L.

16th December 1811

coal coorgat and maoftee of the Fuzdaree Adalut, confirm the said finding of the Cazee coal coorgat and maoftee aforesaid: and direct the release of the prisoner Mauripully Vencategaudoo, Maolapully Vencategaudoo, Vencategaudoo and Catah Chellum.

It is, however, Ordered that the Zilla magistrate be instructed to detain the prisoner Mauripully Vencategaudoo in custody, until he shall give sufficient security for his future good behaviour & appearance when required for one year.

(Sent for Translation A)

Read letter dated the 2d of September from the first judge in the Northern division — referring his proceedings in case No 6 of the Calendar of 1811. — Prisoners, Seetumrauze Lingarauze, Chendoo Akkiah, Cavelli Seetaramoodoo, Cantagadah Poopiah, Seetumrauze Tantiah, Anna Soobiah and Mankanny Ramanaikoodoo — Charge, Murder.

(Perusal No. 543)

The Court having fully considered the proceedings of the court of quarterly jail delivery, the future of the Provincial law officer, and the future of the Cazee coal coorgat and maoftee of the Fuzdaree Adalut confirm the said future of the Cazee coal coorgat and maoftee aforesaid whereby the prisoner Mankanny Ramanaikoodoo is declared liable to pay half the Seerpat, and the prisoners Cantagadah Poopiah and Anna Soobiah to be subject to Corporal punishment.

The Court do adjudge the aforesaid prisoner Mankanny Ramanaikoodoo to be imprisoned and transported to Prince of Wales' island there to be kept to hard labour on the public roads or other public works for and during the space of nine years from the day of the date hereof.

And the Court directed the discharge of the prisoners Seetumrauze Lingarauze, Chendoo Akkiah, Cavelli Seetaramoodoo and Seetumrauze Tantiah.

Sent for Translation (Perusal No. B)

Read letter dated the 11th instant from the Secretary to the Government in the judicial department

From the Court of 2d Session No 5th
Refer the proceedings in Case No 6. Zilla Masulipatam 2d Session 1811

F. the 2d Judge of the Court of Circuit for the Ceded Districts

F. the 1st Judge of the Court of quarterly jail delivery in the Northern Division

16 December 1811

acknowledging the receipt of a Copy of the proceedings on case No 4 of the Zilla of Vizagapatam referred for their final judgment by the Judge on circuit in the Northern division

(Reference No 754)

From the Judicial Secretary to Govt forwarding the prisoners Appeal Petition & Papers in Case No 4 of Zilla Vizagapatam

And it appearing from the above letter that the Honorable the Governor in Council has been pleased to grant a pardon to Purpose Ganga=
=rah

Ordered that a Copy thereof be transcribed at the foot of the Sentence passed by the Court, and that the Judge on circuit be directed to order the prisoner to be discharged

And forthwith the following letter

(Reference)

To the Judge on Circuit in the N Div

Read return from the Judge late on circuit in the Southern division, to the Court's precept of the 23d Pennultimo returning the record of case No 16 of the Zilla of Dara=
=poorum, and requiring that a transcript of the warrant issued by the Zilla magistrate for the execution of the sentence passed in the case be thereunto annexed

(Reference No 706)

From the Judge N Div
Returning precept sending back the record of Case No 16 Zilla Darapoorum as being incomplete

The Court having duly con=
=sidered the proceedings held before the Judge on circuit, the futwa of the Provincial law officer, and of the Cazee ool coozzat and mooftee of the Fouzdaree Adaulut, and the sentence passed on the prisoners by the Judge who presided at the trial, considers that the case does not appear to require further observation

16 December 1811

Read letter, dated the 4th November, 812, from the third judge of the Court of circuit for the Centre division, referring his proceedings in case No 3 of the Zilla of Chittoor, 2d Zeppaut of 812 Prisoners, Gopaul Dop, Golcada Nara=
=yandoo, and Errabogee — charged with murdering and robbing a woman named Pampakale

(Reference No 636 of 1810)

The Court having duly consi=
=dered the proceedings held before the Provincial law officer, and the futwa of the Cazee ool coozzat and mooftee of the Fouzdaree Adaulut, resolve to suspend passing judgment on the prisoners, and to return the record to the Judge who presided at the trial

From the Cazee of the Zilla of Cuddapah, No 6 of the Documents recorded as having been received from the Zilla magistrate, the Court observe that the murder, with which the prisoners stand charged, was first brought to light by the Zilla

16th December 1811.

=ents of Reputty having found the hand & leg of a woman in a wattle in the paddy fields. The only wit=
=ness examined to this fact before the
Civil magistrate appears to have been
a peroan named Nampapah, who de=
=poses that before Pampahali's death was
known he saw, on his way to the Re=
=putty tank, a leg lying near a wattle
below the tank and that he brought
two or three persons to the spot; and it
does not appear from the record that
further enquiry was set on foot, or
other attempt made by the magistrate
to procure evidence, relative to a
point so material as the discovery of
the corpse of the deceased. But the
proceedings of the court of circuit are
deposed to be
stale more than
imperfect, for they contain
no mention whatever of the circum=
=stance sworn to before the magistrate
after being by the witness Nampapah, who appears
asked what he to have been disinissed without a
knew respecting single question from the court, respecting
the prisoner the prisoner
having murdered
"Pampahali" to which he replied,
"I know nothing
about it"

The Court are therefore under the necessity of returning the record to the third judge — who will communicate to the magistrate the defect noted in his proceedings, & will in the case to its being remedied by procuring, if possible, further evidence to the fact reported in the tukkeedar's charge &c &c to prevent its recurrence in future.

Order'd that entirety of these proceedings be sent to the third judge

(sent following receipt.

Pothe 3d Judge of the Court of Circuit for the [illegible]

Friday December 27. 1811.

Ceylon

Civil Court of the Fourth Circuit Colombo

Present

Andrew Scott, Esq
Edward Croft Greenway, Esq } Judges.

Read letter, dated the 23d
Ultimo, from the first judge in the
centre division — with "extract from
"the proceedings of the court of circuit
but, it would appear, of the court of
quarterly jail delivery, of the same
date.

(Reference No. 719)

The first judge submits that
a person named Veeriahandrien Vaas
"been charged with three burglaries
"by three prosecutors, had been brought
"to trial by the magistrate of Chilaw
"in three numbers of the calendar, and
was convicted, and declared liable
to be gaged, in each case, neither of
which appeared to have been accom=
=panied with any aggravating
circumstances; and setting forth his
objections to this proceeding of the
magistrate, on grounds connected as
well with the despatch of business
in session, as with the extent of the
punishment to which the prisoner
might become liable, requests the
court's instructions on the subject.

(Reference No. 719)

In the case brought under

27 December 1811

the notice of the Court by the state of
evidence, the prisoner appears to
have been accused before the Zilla
magistrate by three different per-
sons of having committed
three separate burglaries, carry-
ing, it is to be inferred, in time
and place, and generally in every
circumstance that should constitute
a difference, and agreeing only in
this, that the nature of the offence
was the same. Under these circum-
stances objections would lie, not
to the separation of the several charges
for trial, but to their being brought
before the judge previously
to the delivery in of a single num-
ber on the calendar. And as, if
so brought, were it admissible, the
whole of each prosecution, and all
the prisoner's defence to each charge,
must be heard and recorded, there
seems to be no room for supposing
that much expence of time would
be saved to the court.

The Court, however, entirely
concurs in opinion with the first
judge, that a judgment under the
future delivered by the law officer
in each case, might extend the
punishment of the offender beyond
the degree of guilt and criminality
of the acts established against him
by the evidence on the case on which
he was tried, and would probably
and usually, in the case of
numerous, apparent to unprivileged

27 December 1811

for life. But they are not prepared to
accord with those views, which have
led the first judge to enunciate an
opinion, that a notorious offender,
convicted of repeated burglaries, does
not deserve more exemplary punish-
ment, than if he had been convicted
of one only; nor can they consider
that the welfare of the
community does not require that the
law, to which he had rendered him-
self amenable, should be enforced,
under such conviction, with a view to
repress the evils, to which it would ap-
pear he was exposed, were he at an early
set at liberty to revert to
period to his former habits.

Concerning this point of refer-
ence, therefore, the Court have to ob-
serve, that when a prisoner may be
brought to trial on two or more cases
on the same calendar, all of which are
described to be similarly circumstanced,
the Mahommedan law officer should
not be required to declare to what pun-
ishment he may be subject, until the
trial of all the separate cases shall have
been completed; and that then his
future should be demanded, not on
any one, but on the whole, of the proceed-
ings held against the prisoner. The
sentence of the judge will then be guided
by the provisions of the existing regu-
lations.

Ordered that extract of these
proceedings be sent to the first judge

2 Decr 1811

Recd Circuit division

Sent paper covering letter

(Revenue 677)

2 L 16

Extract of the Proceedings of Fort St George in the Board of Revenue

Monday
December 30th 1811.

Present

Andrew Cole Esq
Edmund Crost Greenaway Esq
Wm Petrie Esq

Read the following letter with reports of Prisoners for the last month, in the Zillahs of Ganjam, Cuddapa, South Malabar, Verdachelum, Salem, Vizagapatam, Bellary, Tinnevelly, Seringapatam, Canara, Trichinopoly, Darapooram, Chingleput, North Malabar, Nellore, Masulipatam, Rajahmundry, Chittoor and Combaconum

From the Magistrates of Ganjam Cuddapa South Malabar, Verdachelum Salem Vizagapatam, Bellary, Tinnevelly, Seringapatam, Canara, Trichinopoly, Darapooram Chingleput, North Malabar Nellore, Masulipatam, Rajahmundry, Chittoor & Combaconum — With reports of prisoners for Novr

Sir

Reports in Nos 757, 758, 759, 760, 761, 762, 763, 764, 765, 769, 772, 773, 774, 777, 778 & 780.

Read a letter dated the 22d September from the Second Judge of the Court of Circuit for the Central Division enclosing his proceedings in case No 16 of the Zillah of Cuddapa 2d Septr 1811 — Prisoners Venkatapathy, Venkataramdas, Common Appeals, & Lala Bordes guards and Mean Gungadhar Crimes Murder.

From the Judge of Circuit & Sessions Appeals proceedings in Case No 16 of the Zillah of Cuddapa

(Revenue No 677)

The Court having maturely considered the proceedings in the case before the Judge on Circuit, the opinions of the Provincial Law Officer, and the opinions of the Sudder Adawlut Acting Pundits, & the Court of Circuit in the case of the Cazee and Coorgat and Moofter of Nellore

2 L 16

30th December 1811

proofteer aforesaid, and of the sentence
the prisoner Venkatappetty to suffer
death by being hanged at the usual
time and place of execution.

And under the Cowlanut
pronounced against the prisoner
Venkatarandoo, and the operation
of section XVII, regulation VIII of 1802,
the Court do adjudge him the said
prisoner Venkatarandoo to suffer
death by being hanged at the same
time and place with the prisoner
Venkatappetty aforesaid.

And the Court direct the sen-
tence of the prisoners Curreen Sy-
-ed Ali, Golab Baddegaddoo and
Rama Gungadoo, on their finding
security for their future good be-
-haviour and appearance when re-
-quired respectively for

Read again letter from
the same judge, dated the 11 September,
referring the proceedings in case No 38
of the same zilla - prisoners Rungum-
-mal - for the crime of wounding and
robbing Lutchmah - which proceed-
-ings were read on the 6 Instant, whe-
-rein the Court suspended passing sentence
on the prisoner, until report
on the state of the wounded girl should
have been received.

(Vide extract No 676)

Read also his letter, dated
the 6 Instant enclosing two reports

From the Judge of Circuit & Acting Judge of Cuddapah
Reports his proceedings in Case No 38 of the Zilla of Cuddapah

30th December 1811

From the Judge of Circuit & Acting Judge of Cuddapah
With reports concerning the state of the Wounded girl Lutchmee in Case No 38 of the Zilla of Cuddapah

from the zilla magistrate concerning
the state of Lutchmee's wounds.

(Vide extract No 733)

The Court having duly consider-
-ed the proceedings held before the
judge on circuit, the futwa of the
Provincial law officer, and the futwa
of the Cazee and coorgat and moofteer of
the Cuttapore Cudalut, confirm the
said futwa of the Cazee and coorgat and
moofteer aforesaid whereby the prisoner
Rungummah is declared liable to Cowlanut; and
under the direction thereby given to
the Court, and on consideration of all
the circumstances of the case, the Court
do adjudge the prisoner Rungummah
aforesaid to be imprisoned and trans-
-ported to Prince of Wales's Island, there
to be kept to hard labour in irons on
the public roads or other public works for
and during the space of her
natural life.

Read letter dated the 5
December from the same judge re-
-ferring his proceedings in case No
59 of the same zilla - Perumal, Poot-
-ty Venkatpaty, Pedda Pologadda
Chinna Pologadoo, Pedda Gungadoo, Chinna
Gungadoo and Veeravasu - Craig,
highway robbery & theft

(Vide extract No 619)

Read also his letter of the 6
Instant enclosing two English transla-

(No 733)

Extract from the proceedings of the Court of Circuit & Acting Judge of Cuddapah, dated the 6th December 1811.

Present in Circuit
The Hon'ble Thomas Parker, Esq. Judge
Mahomed Ibrahim, Cazee
Mahomed Ibrahim, Moofteer
Mahomed Ibrahim, Coorgat

Prisoner Rungummah, charged with wounding and robbing Lutchmah, a female child.

Confession of the prisoner taken before the Cazee, Coorgat and Moofteer of the Court of Circuit, and before the Judge of Circuit.

Evidence for the prosecution.

Futwa of the Cazee, Coorgat and Moofteer of the Court of Circuit.

Futwa of the Provincial Law Officer.

Proceedings of the Court of Circuit.

(No 736)

Extract from the proceedings of the Court of Circuit & Acting Judge of Cuddapah, dated the 6th December 1811.

Present in Circuit
The Hon'ble Thomas Parker, Esq. Judge
Mahomed Ibrahim, Cazee
Mahomed Ibrahim, Moofteer
Mahomed Ibrahim, Coorgat

Prisoners Perumal, Pootty Venkatpaty, Pedda Pologadda Chinna Pologadoo, Pedda Gungadoo, Chinna Gungadoo and Veeravasu - charged with highway robbery & theft.

Confession of the prisoners taken before the Cazee, Coorgat and Moofteer of the Court of Circuit, and before the Judge of Circuit.

Evidence for the prosecution.

Futwa of the Cazee, Coorgat and Moofteer of the Court of Circuit.

Futwa of the Provincial Law Officer.

Proceedings of the Court of Circuit.

(No 745)

Extract from the proceedings of the Court of Circuit & Acting Judge of Cuddapah, dated the 6th December 1811.

Present in Circuit
The Hon'ble Thomas Parker, Esq. Judge
Mahomed Ibrahim, Cazee
Mahomed Ibrahim, Moofteer
Mahomed Ibrahim, Coorgat

Prisoners Perumal, Pootty Venkatpaty, Pedda Pologadda Chinna Pologadoo, Pedda Gungadoo, Chinna Gungadoo and Veeravasu - charged with highway robbery & theft.

Confession of the prisoners taken before the Cazee, Coorgat and Moofteer of the Court of Circuit, and before the Judge of Circuit.

Evidence for the prosecution.

Futwa of the Cazee, Coorgat and Moofteer of the Court of Circuit.

Futwa of the Provincial Law Officer.

Proceedings of the Court of Circuit.

30th December 1811

From the 2d Judge - 6 - on
With the English record of his
proceedings in Case No. 59. of the
Zilla of Cuddapa -

of the record in the case

(Perusal No. 744)

The Court having duly considered
the proceedings held before the Judge
on circuit, the futwas of the Provincial
Law officer, and the futwa of the Cazee
ool coozzat and mooftee of the Fouj-
darree Adalut, confirm the said futwa
of the Cazee ool coozzat and mooftee afore-
said, and under the Cobaolent, to
which the prisoners Mootrange Ven-
catpaty, Pedda Gungadoo & Chinna
Gungadoo are declared liable, do
sentence them the said prisoners Moot-
range Vencatpaty, Pedda Gungadoo
and Chinna Gungadoo, to be im-
prisoned and kept to hard labour
on the public roads or other public
works for and during the space of
five years from the day of the date
hereof.

And the Court direct that the
estate of the prisoner Pedda Poloo-
gandoo, Chinna Poloogandoo, Boo-
nagollah Nagadoo and Veeraden-

sent following letter

(Perusal A)

Read letter, dated the
30th. ultimo from the judge on circuit
in the Western division - referring
his proceedings in case No. 46 of the
Zilla of South Malabar - Prisoner
Ramatil Odeeary Pannikar, alias
Tekeveetil

P. G. Read Esqre 2d Judge of the Court of Circuit for the - on

2 - T. C.

December 30. 1811.

Tekeveetil Kristna Pannickar -
Murder, House breaking & gang robbery

From the Judge on Circuit - Mr - on
Ref - his proceedings in Case No. 14
of the Zilla of South Malabar

(Perusal No. 736)

The Court having duly con-
sidered the proceedings held before the
judge on circuit, the futwa of the
Provincial Law officer and the futwa
of the Cazee ool coozzat and mooftee
of the Fouj darree Adalut, confirm the
said futwa of the Cazee ool coozzat and
mooftee aforesaid; and direct the
release of the Prisoner Ramatil
Odeeary Pannikar, alias Tekeveetil
Kristna Pannickar, on his finding
security for his future good be-
haviour and appearance when
required for one year

sent following letter

To the 2d Judge of the Court of Circuit
for the Mr - on

(Perusal B)

Read letter, dated the 6
Instant, from the judge on circuit
the Western division - referring the
proceedings in case No. 10 of the fil
of South Malabar - Prisoners, Patte
Parambu Moran Koaty, and
Maddaken Moideen - Chang, Ma
- dacoity and robbery.

From the Judge on Circuit - Mr - on
Referring his proceedings in Case No. 10
of the Zilla of South Malabar -

(Perusal No. 765)

The Court having maturely
considered the proceedings held

30th December 1811

(Copies the pudge on circuit, the Fatima of the Provincial law officer and the Fatima of the Cazee adal coozy=gat and mooftee of the Sudder Adalat, confirm the said Fatima of the Cazee adal coozygat & mooftee aforesaid, — which declares the prisoner Patty Feroowatoo Moorau Kaatty to be liable to suffer Cazeer, and that the prisoner Paddakaren Moideen should be re=leased.

The Court, on consideration of all the circumstances of the case, under the direction declared by the Cazees awarded against the prisoner Patty Feroowatoo Moorau Kaatty, do not think proper to sen=tence him to suffer any punish=ment, and direct his release.

And the Court direct the discharge of the prisoner Paddakaren Moideen.

Sent following letter

From the 2d judge of the Court of Circuit for the Wn Divn

(Perusia C)

To the 2d judge of the Court of Circuit for the Wn Divn

Read the following letter with returned warrants of execution in cases Nos 22 and 5 of the zilla of South Malabar.

From the 3 judge Wn Divn With returned Warrant of execution in Case No 22 zilla South Malabar 1 Dec 1811

(Perusia Nos 764 & 765)

From the 3d Judge Wn Divn With 2 d. No 5 zilla do

Read letter, dated the 3d instant, from the judge on circuit in the Western division — with copy

30th Dec 1811

of the calendar for the zilla of South Malabar, 4th Septr 1811.

From the 3 judge Wn Divn With Copy of the North Malabar Calendar to 4th September 1811

(Perusia No 764)

Read the magistrate's report for last month of persons pro=claimed in the zilla of Cuddapa.

From the Magistrate of Cuddapa — Report for last month of persons proclaimed in his zilla —

(Perusia No 750)

Read the following letters with reports of persons confined under sentence in the zillas of South Malabar and Seringapatam.

From the Magistrates of South Malabar & Seringapatam With report of prisoners Confined under sentence

(See reports in Nos 752 & 770)

Read letter, dated the 20th instant, from the magistrate of the zilla of Chingulput — with a list of persons in the depôt for transportation.

From the Magistrate of Chingulput With list of Convicts in the depôt for transportation —

(Perusia No 766)

Read letter, dated the 21st instant, from the second judge in the centre division — with returned war=rant of execution in case No 57 of the zilla of Cuddapa.

From the 2d Judge — 6 Divn With returned Warrant of execution in Case No 57 of the zilla of Cuddapa —

(Perusia No 756)

Read letter, dated the 13th instant, from the judge on circuit in the Western division — with copy of the Seringapatam calendar.

From the Judge on Circuit — Wn Divn With Copy of the Seringapatam Calendar —

(Perusia No 767)

Read letter from the register to the court of circuit for the Southern division, with extracts from the court's proceedings of

December 1811.

application from the Magistrate of the Zilla of Salem for authority to entertain an additional number of Thanadars and peons for purposes of police in the Hisee pollams of Ankonaghenny, Vailaghenny and Banglore; in the country adjacent to the pettah of Salem; and in the Topoor pass. (Herewith No. 742).

From the Court of Circuit Southern Division — Reporting their opinion on an address proposed by the Magistrate of Salem to his force establishment —

The Court of circuit report their opinion that the present police establishments in the three pollams and in the town of Salem are insufficient for the prevention of robberies & other disorders, the frequency of which within the limits of those places they ascribe to the want of due means for discovering and apprehending offenders; and that the formation of a police thana in the Topoor pass is necessary as well for the public safety as for the protection of the trade existing between the Salem and Baramahal provinces.

Ordered that copies of the Zilla Magistrate's letter & enclosures and the transcript of the proceedings of the Court of Circuit thereupon, be transmitted to the Secretary to the Government in the judicial department, for the purpose of being laid before the Honorable the Governor in Council.

Ordered that on receipt of these proceedings be sent to the Secretary Collection

Chief Secretary to Govt.

Chief Sec. to Govt.

D