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1132

F. No.
49
Proceedings
for the year
1850

325

49

J. M.

Wednesday, 2nd January 1850.

At a Court of the Fanjdaree Adalut

Present

Hon'ble G. S. Hooper Esq^re ——— 1st Puisne Judge

Hon'ble E. P. Thompson Esq^re ——— 2d Puisne Judge

Hon'ble W. A. Morehead Esq^re ——— 3d Puisne Judge

Read Calendar of Case No. 38 of 1849 of the Sessions Court of Rajahmundry

(Vide inter J. M. No. 2534 of 1849.)

1. The Prisoner in this case was charged with "Perjury," and the Sessions Judge, concurring in the amended Futwa of the Law Officer which convicts him of the crime charged, has sentenced him to 4 years' imprisonment with hard labor in irons.—

2. The Sessions Judge recommends that the above punishment be mitigated to 4 months' imprisonment.—

3. In consideration of the extreme youth of the Prisoner, and of the circumstances under which he committed the Perjury in question, and with reference to the fact that the two contradictory depositions were not read over to him before the Magistrate, nor any explanation

explanation thereof demanded; the Court are of opinion that the imprisonment which the Prisoner has already undergone is sufficient to meet the demands of justice, and they direct that he be released with a severe admonition and warning.—

4. It does not appear what was the cause of the Prisoner's appearance before the Magistrate subsequently to his examination in the Subordinate Court— or what led to the orders issued by the Sessions Judge to the Magistrate for the committal of the Prisoner on the present charge, and the Judges of the Sudder Adalut direct that information on these particulars be furnished by the Sessions Judge.—

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of Rajahmundry for his information and guidance by Precept returnable within III days from and after its receipt.—

(Sent following Precept No 1)

Read Calendar of Case No 38 of 1849 submitted by the Sessions Judge of Ganjam under date the 22d November 1849.—

(Here enter S.C. No 2436 of 1849.)

Read

Read Criminal Reports B. dated the 15th December last submitted by the Sessions Judge of Bellary for the months of November 1849.

(Here enter S.C. No 2628 of 1849.)

Read Report A. of Case No 69 of 1849 disposed of by the Acting Sessions Judge of Guntoor and submitted by that Officer under date the 19th December last.—

(Here enter S.C. No 2630 of 1849.)

Read Calendars of Cases Nos 23 and 24 of 1849 submitted by the Sessions Judge of Chingleput under dates the 17th and 20th December last.—

(Here enter S.C. Nos 2633 & 2634 of 1849.)

Read Calendar of Case No 44 of 1849 submitted by the Sessions Judge of Bellary under date the 15th December last.—

(Here enter S.C. No 2635 of 1849.)

Read return dated the 18th December last from the Sessions Judge of Calicut to the precept of the Sudder Adalut under date the 11th Idem conveying their observations on the Calendar and supplement thereto of Case No 40 of 1849 on the file of the Sessions Court.—

(Here enter S.C. No 2637 of 1849.)

Read

2d January 1850.

Read Criminal Report B. dated the 15th December last submitted by the Sessions Judge of Bonore for the Month of November 1849.—

(Here enter F. C. No. 2639 of 1849.)

Read Calendar of Case No. 67 of 1849 submitted by the Sessions Judge of Calicut under date the 19th December last.—

(Here enter F. C. No. 2655 of 1849.)

Read Calendar of Case No. 10 of 1849 submitted by the Sessions Judge of Cuddalore under date the 24th December last.—

(Here enter F. C. No. 2664 of 1849.)

Read Calendar of Case No. 26 of 1849 submitted by the Sessions Judge of Trichinopoly under date the 24th December last.—

(Here enter F. C. No. 2665 of 1849.)

F. C.

Thursday, 3d January, 1850.

At a Court of the Foujdaree Adalut

Present.

The Hon'ble G. S. Cooper, Esquire 1st Puisne Judge.
" E. P. Thompson, Esquire 2d Puisne Judge.
" W. A. Morehead, Esquire 3d Puisne Judge.

Read again Criminal Reports submitted by the Sessions Judge of Salem for the month of July 1849.—

(Here Enter F. C. No. 1696 of 1849.)

Read also return under date the 27th November 1849 from the Sessions Judge of Salem to the precept of the Foujdaree Adalut dated the 25th October 1849, conveying their orders on the foregoing Criminal Reports.

(Here Enter F. C. No. 2441 of 1849.)

Read also letter under date the 5th December 1849 from the Sessions Judge of Salem.

(Here Enter F. C. No. 2504 of 1849.)

With reference to the explanation

explanation contained in the letter of the Joint Magistrate under date the 14th November 1849, which accompanied the foregoing return of the Sessions Judge, the Court of Foujdaree Udalut observe that the remarks recorded in their proceedings of the 25th October last referred entirely to the requisition of security by the Officers of the Magistracy, such requisition being founded upon suspicion, which was considered to attach to parties charged with heinous offences not proved.—

2. The requisition of security in cases in which "the dangerous and unsettled character of the parties charged is brought prominently under the Magistrates' notice", is clearly correct and proper; and the alteration which the Joint Magistrate proposes in the preparation of the warrant of commitment will doubtlessly prevent any further misunderstanding in regard to the nature of the grounds upon

3rd January, 1850.

upon which such requisitions are made.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Salem for his information and for communication to the Magistrate.—

J. W.

Sent in No. 5 1-8

Friday 4th January 1850. At a Court of the Tongdaree Udalut.

Present

W.S. Cooper Esqre — 1st Puisne Judge.
C.P. Thompson Esqre — 2d Puisne Judge.
W. S. Morehead Esqre — 3d Puisne Judge.

Read Criminal Reports submitted by the Sessions Judge of Nellore for the month of November 1849.

(Here enter F.U. No 2592 of 1849.)

The Court of Tongdaree Udalut

Report B.
Case No 135.

direct that the prisoner in this case be relieved from irons, the award of irons not being authorized by the provisions of the Law under which the sentence has been passed.

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of Nellore by precept returnable within 11 days from and after its receipt.

(Sent following precept No 10)

Read letter dated the 3d December 1849 from the Sessions Judge of Salem submitting for the final judgment of the Tongdaree Udalut the Record of Case No 44 of 1849 of the Calendar of the

the Sessions Court.-

W.E.P. Thompson.
and
W.H.A. Morehead.-

(Here enter No. 2696.)

The Court of Sunderee Adalut,
on a deliberate consideration of all the circumstances
of the case in evidence before them being of opinion
that the proof against the Prisoner,

"Vencatun"

is sufficient to convict him of the crime of Wilful
Murder, do convict him thereof; and under the
provisions of Section X Regulation VIII of 1802 sentence
him to suffer death by being hanged at the usual
time and place of execution.-

(Sent following letter No. 11.)

Read Criminal Reports dated
1st December 1849, submitted by the Agent in the
Hill Tracts of Orissa, for the month of November last.

(Here enter S.A. No. 2667 of 1849.)

Read letter dated 19th December
1849 from the Agent to the Governor of Fort St. George
at Ganjam, submitting Criminal Report No. 2 of
his Court together with the Reports B 1 to 3 from
his Assistants for the month of November last.-

(Here enter S.A. No. 2670 of 1849.)

Read Calendar of Case No. 86
of 1849 submitted by the Sessions Judge of Hoonr
under

under date the 19th December 1849.-

(Here enter S.A. No. 2677 of 1849.)

Read Report A dated 28th
December 1849, submitted by the Acting Sessions Judge
of Guntoor, of Case No. 71 of 1849 disposed of by that
Officer.-

(Here enter S.A. No. 2697 of 1849.)

Read Calendar of Case No. 43
of 1849 submitted by the Sessions Judge of Honore
under date the 21st December last.-

(Here enter S.A. No. 2692 of 1849.)

Ex. W.

hjh

F. No.

Saturday,
5th January, 1850.

At a Court of the Foujdaree Udalut

Present:-

G. S. Hooper, Esquire - 1st Puisne Judge -

E. P. Thompson, Esquire - 2d Puisne Judge -

W. A. Morehead, Esquire - 3d Puisne Judge -

Read Criminal Reports submitted by the Sessions Judge of Rajahmundry for the month of November 1849.

Here Enter F. No. No. 2610 of 1849.

Report A. Cases Nos. 112. 119.

1. The Court of Foujdaree Udalut observe that the transmission of the Report A of these cases was unnecessary, the sentences passed not having been altered by the Sessions Court.—

2. A note to the effect that the proceedings of the Lower Court had been reviewed, but that the sentences passed had not been disturbed, would have been sufficient.—

Ordered,

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry for his information and guidance.—

/Sent in No. 16./—

Read Criminal Reports submitted by the Sessions Judge of Mangalore for the month of November 1849.

/Here enter F.C. No. 2615 of 1849/

Report B. Case No. 172. 1. The Court of Foujdaree Udalut observe that the offence charged in this case if rightly designated as "Snatching" was not cognizable by the Subordinate Criminal Court.—

2. With reference to the circumstances stated in the indictment it appears to the Court of Foujdaree Udalut that the crime charged against the prisoner amounted to Highway Robbery.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Mangalore for communication to the Subordinate Judge

Judge for his information and future guidance.—

/Sent in No. 17./—

Read Criminal Reports of the Sessions Court of Calicut for November 1849.—

/Here enter F.C. No. 2621 of 1849/

No. 174. 1. The Court of Foujdaree Udalut request that, in future when separate charges may be preferred against the same Prisoners in two or more numbers, their acquittal or conviction of the charge preferred in each number may be distinctly recorded. The case noted in the margin, the Court observe is defective in this particular.

2. The Court further observe that the abstract of cases, punished, released, committed, and held to security, has been incorrectly drawn out in these Reports; the object of such abstract being to enable the Court to ascertain the number of cases and Prisoners falling under each separate head. The

Court

5th January, 1850.

Court request that the future abstracts may be made to exhibit these particulars.

Ordered, that Extract from these Proceedings be forwarded to the Session Judge of Calicut for his information and future guidance.—

/Sent in No. 10./

Read again Calendar of Case No. 24 of 1849 of the Session Court of Trichinopoly.—

/Here enter F.C. No. 2474 of 1849./

Read also Return dated 19th December 1849 made by the Session Judge of Trichinopoly to the Precept of the Foujdaree Udalut dated 13th December 1849, conveying their observations and orders on the above case.

/Here enter F.C. No. 2632 of 1849./

1. In accordance with the recommendation made by the Session Judge in the foregoing Return, the Court of Foujdaree Udalut resolve to direct that the sentence recorded against the Prisoner in the above case be mitigated

5th January, 1850.

to (8) eight years imprisonment with hard labor in irons.—

2. The Session Judge will be pleased to issue a fresh Warrant in conformity with the foregoing resolutions.—

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

/Sent in No. 19./

Read again Calendar of Cases Nos. 28. 29 and 30 of 1849 of the Session Court of Coimbatore.

/Here enter F.C. Nos. 2323. 2324 and 2332 of 1849./

Read also Return dated 15th December 1849 made by the Session Judge of Coimbatore to the Precept of the Foujdaree Udalut dated 27th November 1849, calling for translations of such portions of the Record of Case No. 30, as may have reference to the 2d. 3d. 4th. 6th. and 7th. Prisoners in that case, and requiring the Session Judge to state in detail

detail the grounds on which he demanded Security from the 1st. 5th. and 8th. Prisoners.—

//Here enter F.Rc. No. 2595 of 1849//-

1. Upon a careful consideration of the Record submitted with the foregoing Return, the Court of Foujdaree Udalut are satisfied of the propriety of the conviction of the 6th. Prisoner, and the sentence recorded against him will accordingly remain undisturbed.—

2. But in respect to the 2d. 3d. 4th. and 7th. Prisoners, the Court are of opinion that the evidence, tho' such as to create strong suspicion against them, is not sufficient to justify their full conviction of the crime charged. The Court accordingly direct that the said 2d. 3d. 4th. and 7th. Prisoners be released on their furnishing two securities in the sum of Rupees 30 each security for two years, or in default thereof, that they be imprisoned for

for that period.—

3. The demand for security made by the Sessions Judge from the 1st. 5th. and 8th. Prisoners, the Court of Foujdaree Udalut approve and confirm.

4. The Court also approve the recommendation made by the Sessions Judge in Cases Nos. 28 and 29 that the sentences recorded against the 2 Prisoners therein, be mitigated to 5 years' imprisonment with hard labor in irons. and the Sessions Judge is authorized to issue his Warrant accordingly.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Coimbatore by Precept returnable within iii days from and after its receipt.—

//Sent following Precept No. 20.//

Ex. 1846

JH

F. No.

Monday,
7th January, 1850.

At a Court of the Foujdaree Udalut.

Present.

G. S. Cooper, Esquire 1st Puisne Judge.
E. D. Thompson, Esquire 2d Puisne Judge.
W. A. Morehead, Esquire 3d Puisne Judge.

Read Miscellaneous Petition presented on the 17th December 1849 by Venkatakristnien of Zillah Combaconum.

(Here Enter F. M. P. No. 253 of 1849.)

1. The Court of Foujdaree Udalut observe that the above Petition relates to matter of a civil nature, and having been presented on unstamped paper, they decline to take the same into their consideration.—

2. It will, however, be optional with the Petitioner, if he thinks proper, to present another Petition engrossed on the proper stamp paper, when the prayer of the

the same will be duly considered.—

Ordered, that Extract from these Proceedings be given to the Petitioner on his application.—

Read again Calendar of Case No. 45 of 1849 on the file of the Sessions Court of Madura.—

Have Entered F.R. No. 2105 of 1849.

Read again also Miscellaneous Petition presented on the 12th November 1849 by Vunnaya Tevan of Tillah Madura

Have Entered F.M.P. No. 228 of 1849.

Read also return under date the 18th December 1849 from the Sessions Judge of Madura to the precept of the Fouzdaree Udalut dated the 3d December 1849 directing the submission of an English Translation of the record of the foregoing case.—

Have Entered F.R. No. 2645 of 1849.

1. The Court of Foujdaree Udalut have considered the record of the foregoing case and see no reason to question the propriety of the sentences

sentences awarded to the 1st and 2d prisoners, of which the Petitioner complains.

2. The Court of Foujdaree Udalut accordingly resolve to dismiss the Petitioner's application.—

Ordered, that Extract from these Proceedings be furnished to the Petitioner on his application.—

Ordered also, that Extract from these Proceedings be forwarded to the Sessions Judge of Madura for his information.—

Sent in No. 21. /-

Ld. W.

Lyk

J. 66

Wednesday
9th January 1850

At a Court of the Tinnevelly Adalut

Present

G. S. Hooper Esq^r ——— 1st Puisne Judge
C. P. Thompson Esq^r ——— 2d Puisne Judge
Wm. A. Morehead Esq^r ——— 3d Puisne Judge

Read Criminal Reports submitted by the Sessions Judge of Tinnevelly for the month of November 1849.

/Here enter No. 2500 of 1849/

Magistrate's Report Cases Nos 76 77 78 79.

The Court of Tinnevelly Adalut observe that it should have been stated in each of these cases whether, or not the prisoner was convicted of the offence charged.—

Ordered that extract from these Proceedings be sent to the Acting Sessions Judge of Tinnevelly for his information, and for communication to the Head Assistant Magistrate, in charge.—

/Sent in No. 24./

Read Criminal Reports submitted by the Principal Sudder Ameen in charge of the Sessions Court of Tinnevelly, for the Month of November 1849.

/Here enter No. 2529 of 1849/

The

9th January 1850.

The attention of the Court of Tinjore Adalat having been attracted to the number of cases contained in the foregoing reports, in which the prisoners have been released, compared with the numbers sent up to the Criminal Courts; the Court of Tinjore Adalat resolve to direct that the acting Sessions Judge call for the records, and report for the information of the Tinjore Adalat whether or not, the cases in question were properly forwarded by the Police to the Court, and correctly disposed of by that tribunal.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Tinnevelly for his information and guidance, by precept returnable within fifteen days from and after its receipt.

(Sent following precept No. 25)

Read Criminal Reports submitted by the Sessions Judge of Chittoor for the month of November 1849.

(Here enter the No. 2593 of 1849)

The Court of Tinjore Adalat observe that the abstract of cases disposed of during the period contained in the foregoing reports has been incorrectly prepared.

In

9th January 1850

2.

the circular instructions issued by the Court of Tinjore Adalat under date the 5th December last, it was intended that the number of cases committed, of those in which the Prisoners may have been punished, and of those in which they may have been required to find security, or may have been released, should be entered in separate lines, in order that it may be at once apparent how many cases have been disposed of in each of the several modes above specified.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chittoor for communication to the Subordinate Judge.

(Sent pro No. 26)

Read Calendar of Case No. 66 of 1849 of the Sessions Court of Calicut

(Here enter the No. 2654 of 1849)

The Court of Tinjore Adalat

1.

approve of the recommendation made by the Sessions Judge in this case that the sentence passed upon the Prisoners on his conviction of "Gang Robbery" be mitigated to eight (8) years' imprisonment with hard labor in irons.

And the Sessions Judge is hereby

2.

authorized to issue his warrants accordingly.

Ordered that Extract from

those

9th January 1850.

these Proceedings be forwarded to the Sessions Judge of Calicut for his information and guidance

Sent per Ser 27

Read Calendar of Case No 62 of 1849 of the Sessions Court of Cuddapah

Here Enter F.C. No 2588 of 1849/

The Court of Fouzdaree Udalut seeing reason to question the sufficiency of the evidence on which the demand for security has in this case been based, resolve to direct that the Prisoner if detained in custody be immediately and unconditionally set at liberty - if released on security, that his Bail Bonds be cancelled -

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah, by precept returnable within III days from and after its receipt

Sent following precept No 28

Read Calendar of Case No 31 of 1849 of the Sessions Court of Nellore.

Here Enter F.C. No 2648 of 1849/

The Court of Fouzdaree Udalut, deeming the period for which security has been demanded from the Prisoner in this case to be unreasonably long, resolve to direct that the same be reduced to one year.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Nellore, by Precept returnable within three days from and after its receipt

Sent following precept No 29.

No. 7.

F.C.

Thursday, 10th January, 1850.

At a Court of the Fouzdaree Udalut -

Present -

W.R. G. S. Hooper, Esquire - 1st Puisne Judge -

C.P. E. P. Thompson, Esquire - 2d Puisne Judge -

W.R. W. A. Morehead, Esquire - 3d Puisne Judge -

Read Calendar of Case No 46 of 1849 of the Sessions Court of Salem -

Here Enter F.C. No 2684 of 1849/ -

The Court of Fouzdaree Udalut consider that a sentence of one year's imprisonment with hard labor in irons will be adequate punishment for the offence of which the Prisoner in this Case has been convicted, and they direct that this sentence be mitigated accordingly. -

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Salem by Precept

10th January, 1850.

Precept returnable within III days from and after its receipt.

/Sent following Precept No. 36./-

Read Criminal Reports of the Sessions Court of Chicacole for November 1849.

/Here enter F.C. No. 2650 of 1849/-

Principal Sudder A.
Ameen's Report B.
Case No. 46.

The Court of Foujdaree Udalut require to be informed of the grounds upon which the Principal Sudder Ameen has in this case thought fit to exempt the Prisoner from labor and irons.

2.

The Court observe that in this Case as well as in the one immediately preceding, sentence should have been passed under Section VII Regulation X of 1816.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Chicacole by Precept returnable within X days from and after its receipt.

/Sent following Precept. No. 37/-

Read

10th January, 1850.

Read Return dated 18th December 1849 made by the Sessions Judge of Chicacole to the Death Warrant issued by the Court of Foujdaree Udalut in Case No. 9 of 1849 on the file of the Sessions Court of Chicacole.—

/Here enter F.C. No. 2670 of 1849/-

The Court of Foujdaree Udalut observe that the remarks of the Sessions Judge regarding the particulars of the Execution, should have been submitted in a separate Letter agreeably to Foujdaree Udalut Circular Order dated 20th September 1830.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Chicacole for his information and future guidance.—

/Sent in No. 38./-

Read letter dated the 24th December 1849 from the Agent to the Governor of Fort St. George at Kurnool submitting a summary of the evidence against a Prisoner charged with Culpable

10th January, 1850.

Culpable Homicide, and communicating his opinion as to the punishment to be passed.—

Here enter F. No. No. 2693 of 1849.

The Court of Foujdaree Udalut having maturely considered the Summary of the evidence taken before the Agent, his Statement of the grounds for a conviction and his opinion as to the punishment which should be awarded to the accused, resolve to confirm the proposed sentence and accordingly direct that the Prisoner Kristummah be imprisoned for a period of six (6) months with hard labor in irons on the public roads or other public works.

Ordered, that Extract from these Proceedings be forwarded to the Agent to the Governor of Fort St. George at Kurnool for his information and guidance.—

Sent in No. 39 /—

The

F. No.

10th January, 1850.

1.

The Right Honorable the Governor in Council having in para: 9 of the Extract from the Minutes of Consultation of Government under date 11th December 1849 upon the Annual Criminal Reports for 1848 called for information as to the large proportion of acquittals in cases forwarded for trial to the Courts by the Police in Bellary, the Court of Foujdaree Udalut direct that a copy of the said Para: be transmitted to the Session Judge of Bellary who will be pleased to submit any explanation which he may be able to afford on the subject without delay.—

Ordered, that Extract from these Proceedings be forwarded to the Session Judge of Bellary for his information and guidance.—

Sent in No. 40. /—

With

10th January, 1850.

Circular.

1.

With reference to the instructions conveyed in the Extract from the Minutes of Consultation of Government under date 11th December 1849. the Court of Foujdaree Udalut direct that the Sessions Judges be requested to submit at the earliest practicable date the additional information upon the points below enumerated, which it will be necessary to embody in the annual Criminal Report for 1849.—

1st. Explanation from the Magistrates of the causes which have led to the acts of Suicide, and the suggestion of measures calculated to prevent the recurrence of the fatal accidents, which may appear upon their reports for 1849.—

2d The amount of fines levied by the several functionaries within their jurisdiction in the annexed form.—

Fines

10th January, 1850.

Sessions Judge	Fines Suspended			Fines Levied.			Imprisoned in default of payment			Sudder cases
Subordinate Judge or Principal Sudder Ameen	No. of Cases	No. of Persons	Amount Rs. A. P.	No. of Cases	No. of Persons	Amount Rs. A. P.	No. of Persons	Amount Rs. A. P.		
Sessions Judge										
Subordinate Judge or Principal Sudder Ameen										
Sudder Ameen										
Magistrate										
Taluk Police										

3d A Statement in the Form annexed showing the Appeals preferred from the sentences of the Subordinate Judge or Principal Sudder Ameen and the Magistracy and the manner in which they were disposed of. the cases in which upon perusal of the Calendars submitted by these functionaries the sentences have been amended. as well as the number of decisions generally, exclusive of the foregoing sentences, which have been appealed against and the manner in which they have been disposed of.—

Sentences

5th " 10th January, 1850.

Designation of Officers.	Sentences. Appeals. No. of Cases.	No. of Persons.	Revised.	Confirmed.	Calendar revised. No. of Cases.	No. of Persons.	Sentences modified.	Decisions other than Sentences. Number of Appeals.	Confirmed.	Revised.	Unfinished.
Subordinate Judge — or Principal Sudder Ameen											
Magistrate											
Joint Magistrate											
Head Assistant Magistrate											
do — do											

4th "

A Statement of the cases disposed of by the Sudder Ameens in the form annexed.—

Designation of the crime or Misdemeanor.	Pending on the 1st January 1849. Cases.	Persons.	Referred since 1st Jany 1849. Cases.	Persons.	Total. Cases.	Persons.	Remanded in order to be tried.	Withdrawn by Govt.	Referred in order to be tried.	Committed to the Sessions.	Acquitted.	Convicted.	Imprisonment with Hard Labor.	Imprisonment without Hard Labor.	Fined.	Flogged.	Imprisonment with Hard Labor & Flogged.	Imprisonment without Hard Labor & Flogged.	Appeals. No. of Appeals.	Confirmed.	Reversed.	Referred for orders of Superior Court.	Unfinished.	Revision of Sentences under Section XXXVIII Act VIII of 1843. Confirmed.	Modified.

The Sessions Judges will be pleased to cause a separate statement (in the old form No. 3) of the operations of the Subordinate

F. 66.

10th " January, 1850.

Subordinate Judge or Principal Sudder Ameen's Court, from which the cases disposed of by the Sudder Ameens, must be excluded - to be prepared and transmitted together with the above.—

5th " A Statement showing the charges preferred against the Police and the manner in which they were disposed of in the form annexed.—

Heads of Police — Ameens of Police — Subordinate Officers of do Peons — Village Officers of do	By the Magistrate. No. of Persons Accused.	Acquitted.	Referred to the Criminal Judge.	Punished.	Remanded for further enquiry.	Withdrawn by Govt.	Number of persons committed.	Acquitted.	Punished.	By the Subordinate Judge or Principal Sudder Ameen. Committed.	Acquitted.	By the Sessions Judge. No. of Persons committed.	Acquitted.	Punished.

The Sessions Judges are

2. lastly to be informed that the additional information now called for must not be allowed to interfere with the transmission of the Criminal Reports

10th January, 1850

Reports for 1849 within the term fixed in
the Proceedings of the Court of Zemindaree
Udalut under date 15th December 1849 and
that any portion of that information or
which cannot be immediately supplied
must be given as early as possible in
a Supplement to the annual report.—

Ordered, that Extract
from these Proceedings be forwarded to
the Session Judges, for their information
and guidance.—

Sent following Circular. No 51.

Ordered also that Extract
from these Proceedings (except para 6) be
forwarded to the Agents for their information
and guidance.—

(Sent in Sr)—

Dr 1849

N/L

F. U.

Friday 11th January 1850.

At a Court of the Foujdaree Udalut

Present.

Y.P. G. S. Hooper Esqre ——— 1st Puisne Judge.

E. P. Thompson Esqre — 2nd Puisne Judge.

Y.P. W. A. Morehead Esqre — 3rd Puisne Judge.

The Record of trial in Referred Cases Nos. 27, 28, 33, 41 and 42 of 1849 on the file of the Session Court of Cuddapah not having as yet reached the Court of Foujdaree Udalut:-

Ordered that the Session Judge be required to submit the Records in question without loss of time, and also to explain the cause of the delay that has occurred with reference to the circumstance of the employment of an Extra Translator having been sanctioned by this Court under date 30th October 1849, with the view of expediting the preparation of the papers alluded to.—

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddapah by precpt returnable within X days from and after its receipt.—

(Sent following Precpt No. 43.)

No.

10th Jan.

11th January 1850.

No further return having been received from the Sessions Judge of Cuddapah, to the precept of the Foujdaree Adalut under date the 19th September 1849 calling for an English translate of the record of trial in Case No. 26 of 1849 on the file of his Court.-

Ordered, that the Sessions Judge of Cuddapah be required to submit a further return to the precept aforesaid without delay by precept returnable within VII days from and after its receipt.-

(Sent following Precept No. 44.)

The Record of trial in Cases Nos. 33 34 and 37 on the file of the Rajahmundry Sessions Court for 1849 under reference for the final decision of the Court of Foujdaree Adalut not having been yet submitted.-

Ordered, that the Sessions Judge of Rajahmundry be required to submit the records in question without delay by precept returnable within VII days from and after its receipt.-

(Sent following Precept No. 45.)

Read letter dated the 29th Ultimo from the Sessions Judge of Cuddapah, reporting the escape of the Prisoner Nursiah in Case No. 30 of the Calendar for 1849.-

(Here enter F. C. No. 2 of 1850)

11th January 1850.

Read return dated the 28th Ultimo from the Sessions Judge of Madura, to the precept of the Foujdaree Adalut under date the 17th Idem. requiring certain information respecting the child of the Prisoner in No. 36 of 1848.-

(Here enter F. C. No. 4 of 1850).

Read letter dated the 29th Ultimo, from the Sessions Judge of Bellary, transmitting the Original death warrant issued by his Court in Case No. 40 on the Sessions Calendar for 1849. together with copy of the Subordinate Criminal Judge's letter which accompanied it.-

(Here enter F. C. No. 17 of 1850).

Read report dated the 1st Instant, submitted by the Acting Sessions Judge of Guntoor of Cases pending on the (30th November) and committed for trial during the Month of December 1849.-

(Here enter F. C. No. 26 of 1850).

Read return dated the 28th Ultimo from the Sessions Judge of Bellary, to the precept of the Foujdaree Adalut under date the 21st Idem. cancelling the requisition for security under which the Prisoners in Case No. 39 on the Calendar for 1849. were placed and directing that the said Prisoners be unconditionally released.-

(Here enter F. C. No. 27 of 1850)

Read

11th January 1850.

Read report dated the 2nd Instant submitted by the Session Judge of Salem, of cases pending on the 31st December 1849. before him for a period in excess of 25 days calculated from the date of commitment.-

(Here enter F: G: No. 28 of 1850).

Read statement dated the 3rd Instant submitted by the Acting Session Judge of Guntoor, required by Circular Order No. 4 of the Court of Foujdaree Adalut of the trials referred during the 2nd Half of 1849.-

(Here enter F: G: No. 44 of 1850)

Read report dated the 4th Instant, submitted by the Acting Session Judge of Guntoor, of persons apprehended in Zillah Guntoor and delivered to him in the month of November 1849.-

(Here enter F: G: No. 45 of 1850).

Read report dated the 3rd Instant, submitted by the Acting Session Judge of Masulipatam of Cases pending beyond 25 days between the 30th November and 31st December 1849.-

(Here enter F: G: No. 47 of 1850).

Read letter dated the 2nd Instant, from the Session Judge of Tellicherry, reporting that no case was committed for trial before the Session Court in December 1849.-

(Here enter F: G: No. 50 of 1850)

Read

F: G:

11th January 1850.-

Read statement dated the 31st Ultimo submitted by the Session Judge of Coimbatore, of Batta paid to Prosecutors and witnesses attending before the Session Judge during the 2nd Half of 1849.

(Here enter F: G: No. 51 of 1850).

Read report dated the 4th Instant submitted by the Session Judge of Cuddapah, of Cases pending on the 30th November and committed for trial during the month of December 1849. which remained on the file of the Session Court for more than 25 days.-

(Here enter F: G: No. 52 of 1850).

Read letter dated the 5th Instant from the Session Judge of Coimbatore, reporting the re-apprehension of the Convict named Groorooganu.

(Here enter F: G: No. 53 of 1850).

Read report dated the 4th Instant, submitted by the Session Judge of Calicut, of cases pending on the 30th November and committed for trial during the month of December 1849. before the Session Judge.-

(Here enter F: G: No. 59 of 1850.

Read letter dated the 7th Instant, from the Session Judge of Nellore, reporting that during the month of December last no cases were pending for trial for a period exceeding 25 days.-

(Here enter F: G: No. 60 of 1850)

Read

F. No.

Saturday.

12th January 1850. At a Court of the Tanjadaree Udalut.

Present.

W.S. G. S. Hooper Esqre —— 1st Puisne Judge.

E.P. E. P. Thompson Esqre —— 2nd Puisne Judge.

W.A. W. A. Morehead Esqre —— 3rd Puisne Judge.

Read letter dated the 25th December 1849 from the Sessions Judge of Arlore, submitting for the final judgment of the Tanjadaree Udalut the Records of Cases No. 25 of 1849 of the Calendar of the Sessions Court.

(Here enter No. 2673)

The Court of Tanjadaree Udalut;

Mr. G. S. Hooper
and
Mr. E. P. Thompson.

on a deliberate consideration of all the circumstances of the case on perusal of the depositions before them, being of opinion that the prisoners,

1st. Ruppiraloo Srinivasaya'

2d. Gandicherla Subbarow

3d. Bhiram Sing

and

4th. Dalun Paparazi

are not convicted on presumptive proof or on the

11th January 1850.

Read letter dated the 2d Instant from the Sessions Judge of Honore, reporting that during the last month no cases were pending before the Sessions Court for more than 25 days.-

(Here enter S: C: No 61 of 1850).

Read letters dated the 4th Instant, from the Sessions Judge of Rajahmundry, submitting the original Warrant in Case No 35 of 1849 on the Calendar and a Copy of the letter from the Acting Subordinate Judge reporting the execution of the final sentence of the Court of Foujdaree Adalut upon the Prisoner Gollapilly Jeyamah.-

(Here enter S: C: No 62 of 1850.-

&c &c &c

11 11th January 1850.

Read letter dated the 2d Instant from the Sessions Judge of Vizagapatam, reporting that in the last month no cases were pending before the Sessions Court for more than 25 days.

(Here enter S. C. No. 61 of 1850.)

Read letter dated the 4th Instant from the Sessions Judge of Rajahmundry, transmitting the original Warrant in Case No. 35 of 1849 on his Calendar and a Copy of the letter from the Acting Subordinate Judge reporting the execution of the final sentence of the Court of Foujdaree Adawlut upon the Prisoner Gollapilly Jeyamah.

(Here enter S. C. No. 62 of 1850.)

Ld
1850

the evidence of credible witnesses as to their own confessions of the crimes charged, acquit them thereof; and do direct that they be set at liberty.-

1.

The Court of Sessions Vide-
-lict having maturely considered the whole of the proceedings in this case are of opinion that the evidence is not such as to warrant the conviction of the Prisoners.-

2.

Making all due allowances for the uncertainty with which the natives of this Country generally speak as to time, distance and such like points; and for the discrepancies which will sometimes occur in their Statements, even when they are speaking the truth as to the main facts the Court consider the evidence in this case with regard to the alleged acts of violence, and the payment of money to the Prisoners, to be too full of gross contradictions and inconsistencies, to deserve any credit.-

3.

It is, moreover, most unfavorable and almost incredible that an able and

experienced public servant like the 1st Prisoner, holding the rank he did, should have risked his appointment and incurred the danger of severe punishment and disgrace, by extorting, in the manner alleged in open day, and when so many respectable and disinterested persons were present, the small sum of 100 Rupees.-

There is no proof whatever

4.

that the 1st Prisoner had received any information about the money matter in which the 2d Witness and others were concerned, previous to his arrival in the Village of "Patur" on other business, there is nothing beyond the bare statement of the 1st Witness (the Prosecutor) that he supposed so from the 4th Prisoner having threatened to report the circumstances to the Head of Police.-

Nor is there a shadow of

5.

proof that the (alleged) first Report sent by the 4th Prisoner was destroyed, and another fresh one prepared, as stated by 1st Witness- the said fact rests on no better foundation than that above mentioned, viz: Conjecture.-

The 1st Prisoners Revenue

Diaries

6

12th January 1850.

Diaries shew satisfactorily that he went to "Damara. Madagos" and from thence to "Patur" on the day in question viz 9th April, for the purpose of Enquiring about Revenue and Cultivation affairs - which it having been reported to him by the Village Moonsiff [20 Witness] that there was some suspicion attached to the matter in question, he held an enquiry about it on the spot and took Reports from the parties, and finding no ground for further proceedings, released them at once, in doing which, the Court consider he did no more than his duty.-

7.

They attach no importance to his omission to enter in the said Diary that the 4th Prisoner first reported the matter to him verbally, and that he (4th Prisoner and the Village Moonsiff afterwards gave a written report on the subject; nor to the circumstance of "stocks" having been prepared if they were, it is certain they were not used.-

8.

The entry of the alleged disbursements, as Entered to the Prisoners

12th January 1850.

out of the money brought by the 4th Witness, on a separate leaf of the accounts produced, and the non deduction of the same in those accounts from the sum total of money received, leads the Court to suspect that it was fabricated for the purpose of supporting the charge.-

The witnesses for the defence

9.

gave strong and apparently disinterested evidence in favor of the Prisoners.-

The Court therefore acquit

10.

the Prisoners, and direct their immediate release.-

Ordered, that Extract from these Proceedings, be sent to the Sessions Judge of Nellore, for his information.-

(Sent following letter No 49.)

Read letter dated the 3rd Instant from the Sessions Judge of Bellary, submitting for the final judgment of the Foujdaree Adalut the Record of Case No 46 of 1849 of the Calendar of the Sessions Court.-

(Here enter P 86. No 55 of 1850.)

The

12th January 1850.
Mr. W.L. Marshead.

The Court of Fonjdaree Udalut,
on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner,

1st Kenaha

is sufficient to convict him of the crime of Murder, do convict him thereof; and sentence him to be transported to such place or places beyond seas as the Governor in Council shall appoint, there to be imprisoned, and kept to hard labor in irons, on the public roads, or other public works for, and during the period of his natural life.-

(Sent following letter No. 50.)

Read return from the Sessions Judge of Cuttack dated 4th January 1850 to the Precpt. of the Court of Fonjdaree Udalut dated 26th December 1849, transmitting copy of the Report B in Case No. 158 of 1849.-

(Here enter F. C. No. 62 of 1850.)

The Court of Fonjdaree Udalut observe

12th January 1850.

observe that the Report B has by an error in the Registers Office been called for in lieu of the Report A and direct that the Sessions Judge be required to transmit a copy of the latter (A) at the earliest possible date.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Cuttack, by precept returnable in 11 days, from and after its receipt.-

(Sent following precept No. 51.) /s

/s W.L.

/s

Monday, 14th January 1850.

At a Court of the Tonjdaree Udalut.-

Present-

W. G. S. Hooper Esqre — 1st Puisne Judge.-

E. D. Thompson Esqre — 2d Puisne Judge.-

W. A. Morehead Esqre — 3d Puisne Judge.-

Read Miscellaneous Petition presented on the 12th November 1849 by Papiah of Zillah Nellore.-

(Here enter F. M. D. No. 232 of 1849.)

The Court of Tonjdaree Udalut resolve to dismiss this Petition seeing no reason to question the justice of the Sentence to which the Petitioner refers and which, it is observed, has been already carried into execution.-

Ordered that Extract from these proceedings be furnished to the Petitioner on his application.-

Read Miscellaneous Petition forwarded by the Session Judge of Rajahmundry from Cautum Gouregaudoo of that Zillah.-

(Here enter F. M. D. No. 257 of 1849.)

The Court of Tonjdaree Udalut see no reason to question the propriety of the

Sentence

sentence awarded to the 2d prisoner in Case No. 119 of 1849 on the file of the Subordinate Criminal Court of Rajahmundry which, it is observed, has been confirmed by the Session Judge on a perusal of the record.—

2.

This Petition is therefore dismissed.—

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of Rajahmundry for communication to the Petitioner.

(Sent in No. 56)

Read the following letter dated 28th December 1849 from the Sessions Judge of Chittoor

(Here enter J.C. No. 1 of 1850.)

1.

The Sessions Judge of Chittoor, adverting to the Circular Proceedings of the Court of Foujdaree Udalut dated 28th October 1822, solicits the instructions of the Court in respect to the competency of the Subordinate Judge, after examining a Witness on solemn affirmation in a case relating to the improper detention of a letter, to send such Witness to the Magistrate in order that he might be included in the charge, and thereupon to commit him of the offence.—

2.

The Court of Foujdaree Udalut

observe that in the case referred to it was clearly competent to the Subordinate Judge to act as he is stated to have done, provided the inference of the Court be correct, that the Prisoner was convicted on other evidence than that contained in the deposition given by him as a Witness previous to his commitment by the Magistrate.—

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of Chittoor for his information.—

(Sent in No. 57)

Read Calendar of Cases No. 71 of 1849 of the Sessions Court of Cuddapah.—

(Here enter J.C. No. 3 of 1850.)

The Court of Foujdaree Udalut

1.

resolve to accede to the recommendation made by the Sessions Judge in the foregoing case, that the sentence recorded against the Prisoner on his conviction of "Perjury" be mitigated to one year's imprisonment with hard labor in irons.—

And the Sessions Judge is

2.

hereby authorized to issue his Warrant accordingly.—

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of

14th January 1850.

of Cuddapah for his information and guidance.—

(Sent in No 58.)

Read letter from the Sessions Judge Cuddalore dated 31st December 1849 transmitting under Section ~~XXXIX~~ Act VII of 1843 Extracts from his proceedings under date 7th and 27th December 1849 and copy of a return to the former by the Magistrate dated 17th Idem for the consideration and orders of the Court of Foujdaree Udalut.—

(Here enter F. U. No 12 of 1850.)

The Sessions Judge having recommended in these papers that the Head of Police of the Suvaddy Taluk should be dismissed from his situation the Court of Foujdaree Udalut resolve to call upon the Magistrate to submit at the earliest practicable date the answer to the report of the Session Judge specified in Clause 2nd of Section ~~XXXIX~~ Act VII of 1843.—

Ordered that Extract from these proceedings be forwarded to the Magistrate of South Arcot for his information and guidance by Precept returnable in X days from and after its receipt.

(Sent following precept No 59) w

F. U.

Wednesday
16th January 1850 At a Court of the Foujdaree Udalut

Present

G. F. Hooper Esqr. ——— 1st Puisne Judge

E. P. Thompson Esqr. ——— 2d Puisne Judge

& Jp. 3d Judge W. A. Morehead Esqr. ——— 3d Puisne Judge

Read again Calendar of Case No 23 of 1849 on the file of the Session Court of Trichinopoly.

(Here enter F. U. No 2473 of 1849)

Read also return under date the 22d December 1849 from the Session Judge of Trichinopoly to the precept of the Foujdaree Udalut dated the 13th December 1849 conveying their orders on the foregoing case.

(Here enter F. U. No 2649 of 1849)

The Court of Foujdaree Udalut direct that the entire record of the evidence adduced for the Prosecution in this case be translated and submitted for their consideration.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Trichinopoly by Precept returnable within X days

days from and after its receipt.

(Sent following Receipt No: 60)

Read again Calendar of Case No: 41 of 1849 on the file of the Session Court of Salem.

(Here enter F. Ub. No: 2330 of 1849)

Read also return under date the 5th December 1849 from the Session Judge of Salem to the Precept of the Tonjdaree Udalut dated the 26th November 1849 directing the submission of a translation of the confession stated to have been given by the 1st Prisoner in the above case before the Police and Subordinate Court.

(Here enter F. Ub. No: 2506 of 1849)

Read also return under date the 31st December 1849 from the Session Judge of Salem to the Precept of the Tonjdaree Udalut dated the 18th December 1849 calling for further information with reference to the foregoing case.

(Here enter F. Ub. No: 10 of 1850)

1. The Court of Tonjdaree Udalut approve of the recommendation made by the Session Judge in this case, that the period of Imprisonment awarded to the Prisoner should be reduced to seven years

16th January 1850.

years; and they authorize the Session Judge to issue his warrant accordingly.

2. The Court of Tonjdaree Udalut have frequently observed that confessions made by Prisoners before the Subordinate Criminal Courts should contain a detailed statement of the acts committed by them, and should not be confined to a mere acknowledgment of the truth of the depositions given by them before the Police.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Salem for his information and guidance and for communication of para: 2 to the Acting Subordinate Judge.

(Sent in No: 61.)

4th 1850.

F. No.

Thursday

17th January 1850. At a Court of the Fouzdaree Udalut.

Present.

G. S. Hooper Esqr 1st ——— 1st Puisne Judge.

C. D. Thompson Esqr 1st ——— 2nd Puisne Judge.

W. H. Morehead Esqr 1st ——— 3rd Puisne Judge.

A. J. for 3rd Judge

Read again Miscellaneous

Petition presented on the 5th November 1849

by Sreenoogum Pillay late Jail Duffadar

of Tpichinopoly.-

(Here enter S. and F. No. P. No 2 of 1849.)

Read also Return dated 5th

January 1850, made by the Sessions Judge of

Tpichinopoly, to the Precept of the Fouzdaree

Udalut dated 17th December 1849- requiring

explanation in regard to the several alle-

-gations set forth in the above Petition.-

(Here enter F. No. No 57 of 1850.)

The Court of Fouzdaree Udalut,

being satisfied from the explanation af-

-forded in the above Return of the justness

of the Petitioner's dismission, decline to interfere

on his behalf.-

Ordered, that Extract from

these

17th January 1850.

these Proceedings be forwarded to the Sessions Judge of Trichinopoly for his information.

/Sent in No. 66./

Ordered also, that Extract from these Proceedings, be granted to the Petitioner on his application.

Read again Miscellaneous Petition presented on the 5th November 1849 by Venkatasawmy late Jail Peon of Trichinopoly

/Here enter S and E. M.P. No. 3 of 1849/

Read Return dated 5th January 1850 made by the Sessions Judge of Trichinopoly to the Precept of the Fouzdaree Udalut dated 17th December 1849 directing the Sessions Judge of Trichinopoly to submit a full report touching the several allegations set forth in the above Petition.-

/Here enter F.C. No. 58 of 1850/

Under the explanation offered in the above Return, the Court of Fouzdaree Udalut are satisfied of the justness of the Petitioner's dismission, and accordingly decline to interfere on his behalf.

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

/Sent in No. 66./

Ordered also, that Extract from these Proceedings, be granted to the Petitioner on his application.-

Read Miscellaneous Petition presented on the 3d December 1849, by Mattoo Nattoo of Villiah Chittoor.-

/Here enter F.C. M.P. No. 264 of 1849/

The Court of Fouzdaree Udalut resolve to direct that the English Translation of the foregoing Petition be forwarded to the Sessions Judge of Chittoor, with instructions to that Officer to report for the information of the Fouzdaree Udalut, whether there is any truth in the Petitioner's assertion that certain Police Officers have been removed from Office for having ill treated the 2d prisoner in Case No. 31 of 1849 on the file of the Sessions Court.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Chittoor, by precept returnable within five days, from and after its receipt.-

/Sent following precept No. 67./

Ordered

17th January 1850.

Ordered also, that Extract from these Proceedings, be granted to the Petitioner on his application.-

Read again, Miscellaneous Petition presented on the 1st November 1849 by R. Veeramala Row Vakeel on behalf of Dararaja Linguma wife mother of Zillah Rajahmundry.-

/Here enter S. M. D. No. 227 of 1849/

1.

The Petitioners appeal from an order passed by the Sessions Judge of Rajahmundry under date the 27th July 1849, reversing an order passed by the Magistrate of that Zillah under date the 13th of the same month regarding the possession of a house and premises to which the Petitioners lay claim.-

2.

The Court of Fouzdaree Udalut see no reason to interfere with the order of the Sessions Judge in the matter referred to in this Petition, whereby the Petitioners are referred to the institution of a Civil action for the establishment of their claims to the house and premises in question.-

3.

The Petition is dismissed.-

Ordered, that Extract from these Proceedings, be furnished to the Petitioners on

F. U.

17th January 1850. on their application.

Ordered also, that Extract from these Proceedings, be forwarded to the Sessions Judge of Rajahmundry for his information.-

/Sent in No. 68./

Read Miscellaneous Petition presented on the 17th December 1849 by Sevaramien of Zillah Cuddalore.-

/Here enter F. M. D. No. 254 of 1849/

This Petition not having been presented within the time allowed by Law, the Court of Fouzdaree Udalut refuse to take the same into consideration.-

Ordered, that Extract from these Proceedings be furnished to the Petitioner on his application.-

Read again Calendar of Case No. 23 of 1849 of the Sessions Court of Honore.-

/Here enter F. U. No. 1825 of 1849/

Read also Return dated 22d October 1849, and Further Return dated 28th December 1849, made by the Sessions Judge of Honore, to the Precept of the Fouzdaree Udalut dated 20th September 1849, calling for an English translation of the Record of the above

Case

17th January 1850.

(1)

Case Nos. 2193 of 1849 and 43 of 1850.

1. In the above case two Prisoners were charged with "Murder".

2. The Sessions Judge, in concurrence with the Futwa of the Law Officer, convicted the Prisoners of "Culpable Homicide", and sentenced them to 14 years' imprisonment, the first with labor suited to her sex, the second, with hard labor in irons.

3. The Court of Fonjdaree Udalut on perusal of the evidence set forth in the Calendar, seeing reason to question the propriety of the disposal of the case, called for the entire Record, and after a careful and deliberate consideration of the same, the Court are of opinion that the evidence against the Prisoners is not such as to justify their full conviction of the crime charged, tho' sufficient to create strong suspicion against them.

4. The only direct evidence which appears on the Record against the Prisoners is their alleged Police confession, which, however, was not obtained until they had been several days under the custody of the Police Authorities.

It

17th January 1850.

5. It is also to be observed that the body of the missing woman has not yet been discovered, the fact of her death, therefore, must be a matter still open to question.

6. The Court of Fonjdaree Udalut accordingly resolve to annul the sentence which has been passed upon the Prisoners, and direct that they be each required to furnish two securities in the sum of Rupees 30 each security for three years, or in default thereof, that they be imprisoned for that period.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Hooghly, by Precept returnable within III days, from and after its receipt.

Sent following precept No. 69.

The Record of trial is referred Case No. 18 of 1849 on the Chinsurah Sessions file not having as yet reached the Court of Fonjdaree Udalut.

Ordered, that the Sessions Judge of Chinsurah be required to submit the Record in question without delay by Precept returnable in

17th January 1850.

in X days, from and after its receipt.

/Sent following precept. 1870/

Read Miscellaneous Petition presented on the 6th December 1849 by Veerasawmy Naike of Dillah Lambaccanum.

/Here enter F.C. M.P. N.248 of 1849/

The Court of Fiujdaree Udalut observe that the matter contained in this Petition was disposed of by the Court in their Proceedings under date 11th December 1848. The Petitioner is now referred to those Proceedings, and informed that the order therein passed is final.

Ordered, that Extract from these Proceedings, be given to the Petitioner on his application.

Read Extract from the Proceedings of the Sessions Court of Cuddapah dated 28th December 1849.

/Here enter F.C. N. 32 of 1850./

Read also Extract from the Proceedings of the same Court under date 4th January 1850, transmitting with remarks an original return by the Acting Subordinate Judge to the Proceedings of the Sessions Court above

F.C.

17th January 1850.

above alluded to for the information of the Court of Fiujdaree Udalut.

/Here enter F.C. N. 54 of 1850./

It appears from these papers that three Prisoners effected their escape from the Cuddapah Jail on the night of the 16th September 1849; that upon two of the party being re-apprehended on the 13th October 1849, they averred that they had bribed the officers of the Jail Guard, and that the Acting Subordinate Judge after enquiry suspended the Jemadar, Cuffadar, Naigue, and certain Peons of the Guard in the expectation that further evidence would be forthcoming upon the re-apprehension of the third Prisoner; that the Sessions Judge however after personally inspecting the Jail and perusing the record of the enquiry instituted by the Acting Subordinate Judge, considered that the charge of Bribery had not been substantiated, and advised the dismissal of the 4 Peons who were on Guard over the ward from which the escape was effected on the night in question, and the restoration of the Jemadar and others to their situations, a recommendation to which the Acting

Acting Subordinate Judge has demurred.

2. The Judges of the Court of Fouzdaree Udalut see no reason to question the propriety of the orders passed by the Session Judge in the matter now before them but they consider it necessary to call upon the Acting Subordinate Judge to explain what is meant by the Jailer having tacitly admitted, in private, that he did not superintend the looking up of the wards upon the occasions stated in the 5th Para of his return of the 1st January 1850. and this explanation the Sessions Judge will be pleased to procure and transmit at an early date.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Cuddapah by Precept returnable in VII days, from and after its receipt.

/Sent following precept. No 71/

Read Miscellaneous Petition presented on the 3d December 1849 by K. Venumah Row Vakeel on behalf of Bondlah of Dillah Rajahmundry.

/Here enter F.C. No 238 of 1849/

The Court of Fouzdaree Udalut see

see no reason to question the propriety of the sentence awarded to the 1st prisoner in Case No 30 of 1849 on the file of the Sessions Court of Rajahmundry which the Petitioner prays may be reversed; and the Court of Fouzdaree Udalut accordingly resolve to dismiss this Petition.

Ordered, that Extract from these Proceedings, be furnished to the Petitioner's Vakeel on his application.

Read Letter dated 22d December 1849 from the Sessions Judge of Chittoor transmitting Extract from the Proceedings of the Sessions Court under dates 20th October and 22d November 1849, and 6 copies of Two returns to the same by the Magistrate of Chittoor dated 31st October and 1st December 1849 for the consideration and orders of the Court of Fouzdaree Udalut.

/Here enter F.C. No 264 of 1849/

It appears that the Magistrate on the 1st December 1848 fined one Coongarah Pasiah in the sum of 30 Rupees and 6 other individuals in the sum of 10 Rupees respectively for the forcible destruction of an embankment

17th January 1850.

Embankment which had been thrown up in the Bimmanddey river and demanded from the former security to the extent of Rupees 50 and from the latter of Rupees 30 for one years. but that upon an appeal being preferred to the Sessions Judge orders were passed on the 20th October 1849 for the return of the fines and the annulment of the security bonds that the Magistrate under date 31st October submitted with the view of inducing the Sessions Judge to reconsider his orders, certain observations and explanations upon the subject, and that upon the Sessions Judge repeating his former order under date 22d November 1849 the Magistrate in his return of the 1st December 1849 requested that the matter might be referred to the Court of Fonjdaree Adalut.

2.

The Court of Fonjdaree Adalut see no reason to interfere in this case which they consider has been unnecessarily referred to them and they direct that the Magistrate be desired to carry out the orders of the Sessions Judge.

Ordered that Extracts from these

F. C.
17th January 1850. these Proceedings be forwarded to the Sessions Judge of Chittoor for his information and guidance.

Sentence No. 72. 15

Rs. 180.

GR

F. Ub.

Saturday
19th January 1850. At a Court of the Foujdaree Udalut.

Present.

G. A. Hooper Esqre. ——— 1st. Puisne Judge.
C. P. Thompson Esqre. ——— 2nd. Puisne Judge.
W. A. Morehead Esqre. ——— 3rd. Puisne Judge.

Read again Letter dated 8th. December 1849 from the Agent to the Governor of Fort St. George at Kurnool, submitting in conformity with Clause fifth. Rule I of the Agency a report of the trial of Case No. 51 of 1849, in which six Prisoners were charged with House-breaking by night and receiving stolen property.—

(Here enter F. Ub. No. 2548 of 1849.)

Read also Return dated 5th. January 1850 made by the Agent to the Governor of Fort St. George at Kurnool, to the precept of the Foujdaree Udalut. dated 22d December 1849, directing the release of the 1st — 2nd and 4th Prisoners in the above case, and the submission of an English translation of such parts of the Record as effect the 3d 5th and 6th Prisoners and of the original lists of the stolen

Ordered, that Extract from these Proceedings, be sent to the Agent to the Governor of Fort St. George in Council for his information and guidance.-

(Sent in No.)

Ordered also, that Extract from these Proceedings (para 1) be sent to the Sessions Judge of Chingleput for his information.

(Sent in No.)

Read Calendar of Case No. 1 of 1850, of the Sessions Court of Combaconum.

(Here enter F.C. No. 77 of 1850.)

1.

The Court of Foujdaree Udalut accede to the recommendation made by the Sessions Judge in this case, that the sentence recorded against the Prisoner on her conviction of "theft" be mitigated to four (4) years' imprisonment with labor suited to her sex.-

2.

And the Sessions Judge is hereby authorized to issue his warrant accordingly.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Combaconum for his information and

guidance.-

(Sent in No.)

Read Calendar of Case No. 54 of 1849 of the Sessions Court of Rajahmundry.

(Here enter F.C. No. 83 of 1850.)

Before passing their final orders on this case, the Court of Foujdaree Udalut require to be furnished with the Report of the Inquest held upon the body of the deceased, and in submitting this document the Sessions Judge will be pleased to state whether any other Witness besides the 8 th deposed to marks of violence being visible on the corpse, when discovered in the Tank.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Rajahmundry by Precept returnable within III days, from and after its receipt.-

(Sent following precept.)

Read Calendar of Case No. 55 of 1849 of the Sessions Court of Rajahmundry.-

(Here enter F.C. No. 100 of 1850.)

The Court of Foujdaree Udalut approve,

1.

stolen property.-

/Here enter F. No. Nº 71 of 1850./

1.

The Court of Fouzdaree Udalut being satisfied upon perusal of the Record submitted with the foregoing Return of the proceedings of the third /3d/ Prisoner's conviction direct that he be sentenced to 4 years' imprisonment with hard labor in irons.-

2.

Ruch being further of opinion that the 5th and 6th Prisoners have also been justly convicted of the crime charged against them, the Court, in accordance with the recommendations of the Agent, direct that they be sentenced to two /2/ years' imprisonments with hard labor in irons.-

Ordered, that Extracts from these Proceedings, be forwarded to the Agent to the Governor of Fort St George at Rannod for his information and guidance.-

/Sent in Sº/

Read letter dated 31st December 1849 from the Agent to the Governor of Fort St George in Ganjam, submitting a report of the trial of two Prisoners charged with belonging to a Gang of Robbers and Incendiaries

19th January 1850. "Incendiaries banded together under the leadership of Chowra Bissoyee, and with having, "on the 3d December 1849 proceeded in company "with another, deceased, armed with match locks, &c. "to the Village of Karadabädra in the Modak "of Nellaragodalo in the Talook of Goomsoor "for the purpose of plunder."-

/Here enter F. No. Nº 92./

The Court of Fouzdaree Udalut

1

resolve to confirm the sentence proposed in this case by the Agent under Act XXIV of 1843 and Clause fourth, Section IV, Regulation XV of 1803 and they accordingly direct that the prisoners,

1st Sonya, and

2d Mangaliaya.-

be imprisoned and kept to hard labor in irons, on the public roads or other public works, for and during the period of (7) seven years, in banishment in the Shinglepoot Zillah.-

In transferring the Prisoners

2.

to Shinglepoot, the Agent is requested to inform the Session Judge at that station that he considers the men dangerous characters.

Ordered,

19th January 1850.

approve and accede to the recommendation made by the Sessions Judge in this case, that the sentence recorded against the two Prisoners on their conviction of "Highway Robbery", be mitigated to eight (8) years' imprisonment with hard labor in irons, and the Sessions Judge is hereby authorized to issue his warrant accordingly.

2. The Court request that, in future, when the Sessions Judge sees fit to recommend a mitigation of any sentence passed by him, he will attend to the instructions contained in Fongidaree Udalut Circular Order No 6 dated 18th July 1834.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Rajahmundry, for his information and future guidance.

(Sentence No Do

Ex 7th

F. M.

Monday
21st January 1850.

At a Court of the Fonjdaree Adalut

Present.

G. S. Hooper Esqre — 1st Puisne Judge
E. P. Thompson Esqre — 2d Puisne Judge
W. A. Morehead Esqre — 3d Puisne Judge.

Read Miscellaneous Petition presented on the 17th December 1849 by Codavaty Jagganaikooloo of Zillah Rajahmundry.

(Here enter F. M. P. No. 252 of 1849)

The Petitioner is referred to the Orders passed by the Court of Fonjdaree Adalut under date the 31st December 1849 in the matter to which this Petition refers.

Ordered that Extract from these Proceedings be granted to the Petitioner on his application.

Read again Calendar of Case No. 29 of 1849 of the Session Court of Cuddalore.

(Here enter F. R. No. 2354 of 1849)

Read also Miscellaneous Petition presented on the 3d December 1849 by M. Ramasawmy of Zillah Cuddalore.

(Here enter F. M. P. No. 246 of 1849)

The object of this Petition is to induce the Court of Fonjdaree Adalut to direct the

the re-apprehension and retrial of the Prisoners, who were charged in the above case with "Gang Robbery" but were acquitted and released by the Sessions Judge.

2. The Court of Foujdaree Adalut observe that the Prisoners in question were acquitted after a full trial by a competent authority - The Court accordingly decline to interfere in the manner solicited.

Ordered that Extract from these Proceedings be given to the Petitioner on his application.

Read Letter dated 16th Instant from the Sessions Judge of Nellore submitting for the final Judgement of the Foujdaree Adalut the Proceedings in Case No. 29 of 1849 of the Calendar of the Sessions Court.

(Here enter F. R. No. 149 of 1850)

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the Prisoner "Manegunta Narasa Reddi" is not convicted on presumptive proof or on the evidence of credible witnesses or on his own confession of the crime charged do acquit him thereof, and direct that he be set at liberty -

(Sent in No. 82)

Read Miscellaneous Petition presented on the 13th December 1849 by Sunkaralingum Pillay and another of Tillah Tinnevelly.

(Here enter F. R. P. No. 249 of 1849)

Adverting to the long Period which has elapsed since the Order was passed by the Sessions

Sessions Judge of Tinnevelly from which the Petitioners now appeal the Court of Foujdaree Adalut refuse to interfere.

Ordered that Extract from these Proceedings be granted to the Petitioners on their application.

Read Petition presented on the 13th December 1849 by M. Camachiah of Nellore the son of Thoparala Streenevasiah 1st Prisoner in Case No. 25 on the Calendar of the Sessions Court of Nellore for 1849.

(Here enter F. R. M. P. No. 250 of 1849)

Read also Petition presented on the 3d January 1850 by G. Beemarow of Nellore the younger Brother of G. Soobarow Second Prisoner in the case aforesaid.

(Here enter F. R. M. P. No. 1 of 1850)

The Petitioners are referred to the Order of the Court under date 12th January 1850 ordering the release of the parties specified by them respectively.

Ordered that Extract from these Proceedings be granted to the Petitioners on their application

M. Camatchiah of Nellore, moves the Court to return the enclosures in his Miscellaneous Petition No. 250 of 1849.

Ordered accordingly -

Read

21st January 1850.

Read Criminal Reports dated 12th Instant submitted by the Session Judge of Tellicherry for the Month of December 1849.

(Here enter F. R. No. 139 of 1850)

Read Letter dated 10th Instant from the Subordinate Judge of Combaconum reporting the transfer of 14 sick Convicts to the Gaol at Seypatam for change of air.

(Here enter F. R. No. 141 of 1850)

Read Form B, dated 15th January 1850 submitted by the Session Judge of Guntoor, of the Criminal Cases disposed of by that Officer in the Month of December 1849.

(Here enter F. R. No. 143 of 1850)

Read Letter dated 15th Instant from the Principal Sudder Ameen in charge of the Zillah Court of Combatoor forwarding as required by the 2d Para of the Rules laid down in the order of Government of the 9th June 1837. Duplicate Copies of the List of 80 Prisoners made over to the Acting Magistrate.

(Here enter F. R. No. 142 of 1850)

No. 16

F. R.

Tuesday, 22d January, 1850.

At a Court of the Foujdaree Adalut.

Present

G. L. Cooper, Esquire - 1st Puisne Judge.
E. P. Thompson, Esquire - 2d Puisne Judge.
W. A. Morehead, Esquire - 3d Puisne Judge.

Read letter dated the 7th Instant, from the Session Judge of Cuddapah, submitting for the final judgment of the Foujdaree Adalut the Record of Case No. 40 of 1849 of the Calendar of the Session Court.

(Here Enter No. 70 of 1850)

Mr. E. P. Thompson.

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in Evidence before them being of opinion that the Prisoner,

"C. Chennoogadoo"

is not convicted on presumptive proof, or on the evidence of credible witnesses or on his own confession of the crime

of

of Rebellion, do acquit him thereof; but considering that strong suspicion, though not amounting to conviction, attaches to him, they direct that under Clause Sixth Section II Regulation XV of 1803 he be required to find two sureties, in 50 Rupees each surety, for his good behaviour and appearance when required within 3 years, or in default thereof, that he be detained for three years in confinement.—

The Court of Foujdaree Udalut concur with the Sessions Judge in considering that strong suspicion attaches to the prisoner in this case of having participated in the Rebellion of Narasimha reddy; but adverting to the lengthened period which has elapsed since the rebellion in question took place, and to the circumstance that peace has long since been restored to the District of Cuddapah, the Court of Foujdaree Udalut are of opinion that a requisition of security in two

sureties for Rupees 50 each will be sufficient to meet the demands of justice.—

2 The Court of Foujdaree Udalut direct that their sentence in trial No. 40 from the Sessions Judge of Cuddapah, together with the whole of the proceedings held in the case, be transmitted to the Secretary to Government in the Judicial Department, for the purpose of being laid before the Right Honorable the Governor in Council, to the intent that the Court may, in conformity with the provisions of Regulation I of 1834 & Section V Regulation XX of 1802, and Section V Act No. V of 1841 receive the orders of Government, before they direct their sentence to be carried into execution.—

/Sent in No. 83/-

Ordered also, that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah for his

22nd January, 1850.

his information and guidance.—

/Sent in. No. 84./

Read letter under date the 14th January 1850 from the Sessions Judge of Cuddapah submitting translations of the record of Case. No. 33 of 1849 on the file of the Sessions Court for the final judgment of the Foujdaree Udalut.

/Here Enter F.C. No. 121 of 1850./

Mr. G. S. Hooper
and
Mr. W. A. Morehead

The Court of Foujdaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner,

"Cheroo Koo Pauperaddy"

is sufficient to convict him of the crime of Murder, do convict him thereof; and sentence him to be imprisoned and kept to hard labour in irons on the public roads, or other public works, for and during the period of (10) Ten years.—

F.C.
22nd January, 1850.

The Court of Foujdaree Udalut observe that in the letter of reference submitted with the records of referred trials the insertion of an abstract of the evidence of each witness Examined is unnecessary.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah for his information and guidance.—

/Sent following letter No. 85./

Read again Letter dated 21st November 1849 from the Sessions Judge of Madura, submitting for the final judgement, and sentence of the Court of Foujdaree Udalut the Record of Case No. 54 of 1849 on the file of the Sessions Court of Madura.—

/Here Enter F.C. No. 2410 of 1849./

Read also Return dated 31st December made by the Sessions Judge of Madura to the Precept of the Foujdaree Udalut dated 13th December 1849 directing the re-examination of

of certain Witnesses in the above Case.-

/Here Entered F.C. No. 16. of 1850/-

1. The Court of Foujdaree Udalut having carefully considered the additional depositions submitted with the foregoing Return, are confirmed in their opinion, that the Evidence, tho' such as to create strong suspicion against the Prisoners, is not sufficient fully to convict them of the crimes charged.

2. The Court accordingly direct that the said Prisoners be required each to furnish two Securities in the sum of 50 rupees each Surety for the period of three (3) years; or in default thereof, that they be imprisoned for that period.-

3. The Court further direct that the attention of the Magistrate be called to the carelessness of the Police Officers in framing the thread supposed to have belonged to the deceased, and to have been cut by 2nd Prisoner to the 10th and 11th

to be united in a bundle with other thread. The Magistrate will be pleased to instruct his Subordinate Officers to act in strict conformity with Foujdaree Udalut Circular Order No. 125 dated 14th September 1840 in future similar cases.-

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Madura for his information and guidance by Precept returnable within III days from and after its receipt.-

/Sent following Precept No. 96./-

Read Calendar of case No. 20 of 1849 on the file of the Sessions Court of Guntoor.-

/Here Entered F.C. No. 56 of 1850/-

The Court of Foujdaree Udalut are of opinion that the period of Imprisonment awarded to the prisoner in this case may with propriety be reduced to three years; and they will be prepared

on

22nd January, 1850.

on the recommendation of the Sessions Judge to sanction a mitigation of the prescribed punishment to that extent.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Guntoor by precept returnable within V days from and after its receipt.

/ Sent following Precept No. 97. /

Ex. W

W/L

F. C.

Wednesday. 23rd January 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre ——— 1st Puisne Judge
E. P. Thompson Esqre — 2nd Puisne Judge
W. A. Morehead Esqre — 3rd Puisne Judge.

G/A

E/P

Jr-Al

Read Letter dated 26th December 1849. from the Officer in charge of the Agency in the Hill Tracts of Orissa, submitting for the consideration and orders of the Court of Foujdaree Adalut translation of the Record of Case No. 3 of 1849. on the Criminal file of the Agents Court.—

(Here enter F. C. No. 72 of 1850).

1. In this Case twenty one Prisoners were charged as follows, the 5th to 21st, with having in company with others not apprehended, set on fire, or, being present, aided and abetted in setting on fire the Villages of Doderaloondah, and Karigoodah in the Runchoguddah Mootah of the Talook of Goomsur in the prosecution of a Robbery - and the 1st to 4th Prisoners with having, though not present, caused by command the perpetration of the above acts.—

2. With the exception of the 20th Prisoner, the Officer in charge of the Agency convicts the several Prisoners of the crimes charged, and recommends that the

sentence of imprisonment recorded on his previous convictions, and also that recorded in the present number.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judges of Rajahmundry and Masulipatam for their respective information and guidance.-

(Sent in Dis. Cons. 6 Aug 4)

Read return dated the 20th December 1849 from the Sessions Judge of Chingleput to the precept of the Foujdaree Udalut under date the 15th Instn directing the the reports in Cases Nos. 71 and 91 of 1849 in Monthly Criminal report for the month of October 1849 forwarded to the Sessions Court by the Principal Sunnud Ameen may be submitted, also to report what steps the Magistrate has taken with reference to the complaint of the Head of Police of Ootramalore Talook.-

2nd Feb.

(Here enter F. R. No. 3612 of 1849).-

F. U.

Thursday - 24th January 1850 } At a Court of the Foujdaree Udalut

Present

W. G. S. Hooper Esqre — 1st Puisne Judge

E. P. Thompson Esqre — 2d Puisne Judge

W. R. Morehead Esqre — 3d Puisne Judge.

Read Miscellaneous Petitions presented on the 7th January 1850 by Jafer Saib and Ameenebeebee of Villah — — Masulipatam.-

(Here enter F. M. P. Nos. 7 & 10 of 1850)

Mr. E. P. Thompson 1 The Petitioners pray the Court of Foujdaree Udalut to order the release of their relatives the 2d and 3d prisoners in Case No. 39 of 1849 on the file of the Sessions Court of Masulipatam.-

2 The Court of Foujdaree Udalut on an attentive consideration of the record of the case to which the Petitioners refer have convicted the 2d and 3d prisoners of the offence laid to their charge and have sentenced them respectively to transportation for life.-

3 The Court of Foujdaree Udalut see

23rd January 1850.

sentence of imprisonment recorded on his former conviction; and also that recorded in the present number.—

Ordered that Extract from the Proceedings be forwarded to the Sessions Judge of Rajahmundry and Masulipatam for their information and guidance.—

(Sent on No. 70 & 71)

Read return dated the 20th December from the Sessions Judge of Chingleput to the Fouzdaree Udalut under date the 13th January 1850 in the reports in Cases Nos. 71 and 91 of 1849 in that Criminal report for the month of October 1849 forwarded to the Sessions Court by the Principal Assistant Magistrate of Conjeveram Talook.

Ordered that the Sessions Judge may be informed, also to report what steps the Magistrate has taken with reference to the order of the Head of Police of Coimbatore Talook.

(Here enter F. D. No. 3642 of 1849)

F. W.

Thursday — 3 } At a Court of the Fouzdaree Udalut
24th January 1850 }

Present

G. S. Hooper Esqre — 1st Puisne Judge
E. P. Thompson Esqre — 2d Puisne Judge
W. A. Morehead Esqre — 3d Puisne Judge —

Read Miscellaneous Petitions presented on the 7th January 1850 by Jafer Saib and Ameenebeebee of Zillah — Masulipatam. —

(Here enter F. M. P. Nos. 7 & 10 of 1850)

Mr. E. P. Thompson 1 The Petitioners pray the Court of Fouzdaree Udalut to order the release of their relatives the 2d and 3d prisoners in Case No. 39 of 1849 on the file of the Sessions Court of Masulipatam. —

2 The Court of Fouzdaree Udalut on an attentive consideration of the record of the case to which the Petitioners refer have convicted the 2d and 3d prisoners of the offence laid to their charge and have sentenced them respectively to transportation for life. —

3 The Court of Fouzdaree Udalut

see

the 1st 2d 3d and 4th Prisoners be imprisoned with
hard labor for (14) fourteen years, and be banished
Zillah of Masulipatam and that the remainder
sentenced to 7 years' imprisonment with hard labo
banishment to Vizagapatam.—

3. The Court of Foujdaree Udalut
in the above finding, sentence the 1st 2d 3d and
Prisoners to (7) seven years' imprisonment with h
labor in irons in banishment to Masulipatam
the 5th 6th 7th 8th 9th 10th 11th 12th 13th 14th 15th 16th 17th 18th 19th
21st Prisoners to (3) three years' imprisonment with
labor in irons in banishment to Vizagapatam.—

4 The Court acquit the 20th Prisone
direct that he be unconditionally released.—

Ordered that Extract from this
Proceedings be forwarded to the officer in charg
of the Agency in the Hill Tracts of Orissa for
information and guidance.—

(Sent in No. 90.)

Ordered also that Extract from
Proceedings be forwarded to the Sessions Judge
Masulipatam and the Principal Sudder Amee
Vizagapatam for their information respectively.

(Sent in No. 91 & 92.)

Read Calendar of Case No. 85
of 1849 of the Sessions Court of Rajahmundry

(Here enter Ft. Bk. No. 84 of 1850)

23rd January 1850

Read also Letter, dated 31st December
1849, from the Sessions Judge of Rajahmundry, —
soliciting the attention of the Court of Foujdaree Udalut
to the Sentence passed by him in the above Case.—

(Here enter Ft. Bk. No. 85 of 1850).

1. In this Case two Prisoners were
charged with "Housebreaking and Theft attended with
agravating circumstances."—

2. The Sessions Judge in concurrence
with the Futwa of the Law officer, convicted the
first Prisoner of the crime charged, and sentenced
him to 14 years' imprisonment with hard labor in
irons.—

3. The Second Prisoner was acquitted
and released.—

4 Adverting to the fact that the 1st
Prisoner committed the above crime, while under
a Sentence of 7 years' imprisonment at Masulipatam,
from whence he had effected his escape, the Sessions
Judge solicits the instructions of the Court of Foujdaree
Udalut in respect to the Prisoner's future disposal.

5. The Court of Foujdaree Udalut direct
that the said Prisoner be forwarded to Masulipatam,
there to be tried by the Sessions Judge for escape
from custody, and to undergo the punishment which
may be awarded for that offence, as well as the
sentence

see nothing in these Petitions which would lead them to question the propriety of the said Sentences; and they accordingly rejected to dismiss the Petitioners' applications.—

Ordered that Extract from these Proceedings be granted to the Petitioners on their application.—

Read Miscellaneous Petition presented on the 24th December 1849 by Chinna Venkatarayalu of Villah Chittoor.

(Here enter F. M. P. No. 258 of 1849.)

Mr. W. A. Morehead.

The Court of Foujdaree Adalut resolve to dismiss this Petition; the Petitioner having been informed on two previous occasions, that the orders which have been already passed in the matter of his complaint, are final.

Ordered that Extract from these Proceedings be given to Petitioner on his application.—

Read again Calendar of Cases No. 14 and 15 of 1849 of the Sessions Court of Chittoor.—

(Here enter F. U. No. 103 and 104 of 1849.)

Read also again Miscellaneous Petitions presented on the 2d July 1849 by Condummal, Vengummal, and Moothummay of Villah Chittoor.—

(Here enter F. M. P. Nos. 144-145-146 of 1849.)

Read also Return dated 8th December and Supplemental Return dated 18th December 1849, made by the Sessions Judge of Chittoor to the Precept of the Foujdaree Adalut dated 3d December 1849, directing the unconditional release of the 4th Prisoner in the above Case No. 15 of 1849, and the submission of those portions of the Record which have reference to the 1st 2d and 3d Prisoners in Cases Nos. 14 and 15.—

(Here enter F. U. Nos. 2529 & 2627 of 1849.)

Read also Return dated 7th January 1850 made by the Sessions Judge of Chittoor to the Precept of the Foujdaree Adalut dated 29th December 1849, calling for translations of the depositions given by the 5th and 6th witnesses in Case No. 14, and by the 4th and 5th witnesses in Case No. 15 of 1849.—

(Here enter F. U. No. 64 of 1850.)

24th January 1850

Mr. G. S. Hooper
and
Mr. E. P. Thompson

1 A careful consideration of the documents submitted with the foregoing Returns has satisfied the Court of Foujdaree Adalut that the evidence against the above 1st 2d and 3d Prisoners is not sufficient to convict them of the Crimes laid to their charge, and the Court accordingly direct that they be immediately and unconditionally set at liberty.—

2 It further appears to the Court desirable to obtain further information regarding the above Cases.—

3 It is observed that the Sessions Judge does not explain in the 2d para of his Return of the 22d August last, how he came to state in the Calendar No 14 "that the evidence against the 1st, 2d, and 3d Prisoners consists of the discovery of the goods Nos 1 to 25 in their professions which are identified as the property of the Prosecutor" whilst in the enclosure of his Return of the 31st July he shows that 18 of the said articles were not identified, and that Nos 1 to 18, and 23 to 25 were not found in their profession, but were delivered up by

F.U.

24th January 1850

by the Prisoners 1 to 18 from their mother's charge, and 23 to 25 from their sister's charge and also that no article whatever was found on the 2d Prisoner.—

4 The Sessions Judge will be pleased to furnish an explanation of the above discrepancies, and he will also be pleased to point out that portion of the Record, which shows that the articles Nos 1 to 18 were delivered up from the Prisoner's mother's charge, and 23 to 25 from their sister's charges.—

5 The Sessions Judge will further be pleased to furnish an explanation of the discrepancy adverted to in the 6th para of the Court's Proceedings of the 11th August, which he has omitted to do in his Return of the 22d Augustt.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor by Precept returnable within V days from and after its receipt.—

(Sent following Precept No 95)

Read return from the Session Judge

Judge of Calicut dated 9th January 1850 to the Precept of the Court of Foujdaree Udalut dated 21st December 1849.—

(Here enter F.U. No. 88 of 1850.)

Read also Letter from the Magistrate of Malabar dated 11th January 1850.—

(Here enter F.U. No. 122 of 1850)

1 The Court of Foujdaree Udalut observe that the return above specified has not been signed by the Sessions Judge and direct that it be sent back in order that this omission may be supplied.—

2 It is further ordered that the Sessions Judge be directed to transmit a copy of the said return to the Magistrate of Malabar.—

3. And that it be pointed out to the Sessions Judge that the Foujdaree Udalut, having in their precept of the 21st December 1849 called for an expression of the Sessions Judge's opinions of the state of the Police within his jurisdiction and not those of Mr. Goodwyn except an explicit and decided Statement of his own views upon the subject.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut and the Magistrate of Malabar for their information and guidance.—

(Sent in No. 96 & 97)

Read Letter dated 17th January 1850 from the Sessions Judge of Chittoor transmitting copies of two letters from the Magistrate dated 5th and 15th Idem requesting instructions as to the filling up of the printed forms of Statements of Crimes and Misdemeanors circulated from the Court of Foujdaree Udalut under dates 1st November and 15th December 1849.—

(Here enter F.U. No. 161 of 1850)

1 The Court of Foujdaree Udalut remark that the alterations which the Magistrate proposes to make in the forms transmitted on the 1st November 1849 to convert them from half yearly into annual returns are in conformity with their instructions of the 15th December 1849.—

That

2 That the abstract Statement of the results of the whole year which formerly accompanied the 2d half yearly reports will be unnecessary.-

3 That a separate Statement of the details of the punishments inflicted by the Magistracy can be dispensed with.-

4 That the first columns on State-ments 1-3 and 5 are intended to include only the parties awaiting examination at the commencement of, and the parties actually brought up for examination during the year

5 And that the erasure of the figures 1848 and 1849 in the first and seventh headings of Statement No 3 is in accordance with the Memo circulated from the Registers Office under date 1st Instant.

6 The Sessions Judge will observe that the half yearly returns are to be superceded by annual returns.-

Ordered that Extract from these Proceedings be forwarded for the information of the Sessions Judge of Chittoor and for communication to the Magistrate

Dt 1849

(Sent in No

F. C.

Saturday
26th January 1850.

At a Court of the Foujdaree Adalut.

Present

G. S. Hooper Esqre ——— 1st Puisne Judge
E. P. Thompson Esqre — 2nd Puisne Judge
W. A. Morehead Esqre — 3rd Puisne Judge.

Read Criminal Reports submitted by the Sessions Judge of Mangalore for the month of December 1849.

(Here enter F. C. No 113 of 1850).

Magistrate's Calendar
Case No 1.

The Court of Foujdaree Adalut observe that the designation of the offence charged against the prisoners in this Case has not been affixed as an heading to the Statement of charges.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Mangalore for his information and guidance and for communication to the Magistrate of Canara.-

(Sent in No 105)

Read Criminal Reports submitted by the Principal Sudder Ameen in charge of the Sessions Court of Chingleput for the month of December 1849.-

(Here enter F. C. No 117 of 1850)

The

Magistrates Calendar Cases Nos 39,40.

1. The Court of Foujdaree Adalut do not understand from the report what is the aggregate amount of punishment to which the prisoner in these Cases has been adjudged.—

2. In the Column of Sentence it is stated that "in both cases the prisoner is sentenced to three months' Imprisonment" but whether by this it is intended that three months imprisonment have been awarded to the prisoner as a punishment for the two offences proved against him, or that that amount of punishment has been awarded to him for each offence, involving a sentence of six months in all, the Court of Foujdaree Adalut are unable to comprehend.—

3. The Court of Foujdaree Adalut direct that it may be distinctly stated whether the prisoner has been convicted of each of the offences laid to his charge and whether the period of Imprisonment specified in the sentence has been awarded for the two offences, or for each.—

4. With reference to the indictment entered in Case No 40 the Court of Foujdaree Adalut observe that "giving a false account of the manner by which a prisoner became possessed of property does not constitute a Criminal offence punishable by Law.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chingleput for communication to the Magistrate by precept returnable within VI days from and after its receipt.—

(Sent following Precept No 106)

Read letter dated the 15th Instant, from the Principal Sudder Ameen in charge of the Zillah Court of Coimbatore forwarding as required by the 2nd para of the Rules laid down in the order of Government of the 9th June 1837 Duplicate Copies of the Lists of 80 Prisoners made over to the Acting Magistrate.—

(Here enter F: 86: No 144 of 1850).

Read Criminal Reports B dated the 14th Instant submitted by the Sessions Judge of Bellary for the Month of December 1849.—

(Here enter F: 86: No 145 of 1849).

Read letter dated the 10th Instant, from the Sudder Ameen of Itchapore reporting that there are no state Prisoners in the Gaol at Itchapore

(Here enter F: 86: No 146 of 1850).

Read letter dated the 15th Instant, from the Sessions Judge of Salem submitting the return to the death warrant in Case No 44 on the Calendar of the Sessions Court of Salem for 1849, and the letter required by the Circular Order of the

Foujdaree

Foujdaree Adalut of the 20th September 1830.-

(Here enter Fr. Ll: No. 148 of 1850).

Read Calendar in Case No. 28 of 1849 submitted by the Sessions Judge of Trichinopoly under date the 14th Instant.-

(Here enter Fr. Ll: No. 150 of 1850).

Read report dated the 15th Instant, submitted by the Sessions Judge of Guntoor of the labor of Convicts for the Month of December 1849.-

(Here enter Fr. Ll: No. 152 of 1850).

Read return dated the 17th Instant from the Sessions Judge of Salem to the precept of the Foujdaree Adalut under date the 10th Idem mitigating the proposed sentence of 2 years to 1 in Case No. 46 of 1849.-

(Here enter Fr. Ll: No. 156 of 1850).

Read Calendar in Cases No. 51 & 52 of 1849 submitted by the Sessions Judge of Rajahmundry under date the 15th Instant.-

(Here enter Fr. Ll: No. 162 and 163 of 1850).

Read return dated the 19th January from the Sessions Judge of Bellary to the precept of the Foujdaree Adalut under date the 9th Instant directing to reduce the period of Security in Case No. 31 on Calendar for 1849.-

(Here enter Fr. Ll: No. 164 of 1850)

Fr. Ll:

26th January 1850.

Read Calendar in Case No. 53 of 1849 submitted by the Sessions Judge of Rajahmundry under date the 15th Instant.-

(Here enter Fr. Ll: No. 165 of 1850).

Read return dated the 19th Instant, from the Sessions Judge of Chingleput to the precept of the Foujdaree Adalut under date the 17th Idem calling to submit the Record of trial in referred Case No. 18 of 1849 without delay.-

(Here enter Fr. Ll: No. 167 of 1850).

Read Criminal Reports dated the 1st Instant submitted by the Acting Sessions Judge of Tinnevelly for the Month of December 1849.-

(Here enter Fr. Ll: No. 168 of 1850).

Read Calendar in Case No. 48 of 1849 submitted by the Sessions Judge of Bellary under date the 17th Instant.-

(Here enter Fr. Ll: No. 170 of 1850).

Read report dated the 15th Instant, submitted by the Agent to the Governor of Fort St. George at Vizagapatam of Persons apprehended in the Separate Tracts of Vizagapatam and delivered to the Agency in the month of December 1849.-

(Here enter Fr. Ll: No. 173 of 1850)

Read Calendar in Case No. 65 of 1849 submitted by the Sessions Judge of Cuddapah under date the 19th Instant.-

(Here enter F. C. No. 175 of 1850).

Read Statement dated the 19th Instant submitted by the Sessions Judge of Guntoor of Batta paid to Prosecutors and witnesses attending before him during the 2nd Half of 1849.-

(Here enter F. C. No. 176 of 1850).

Read letter dated the 22nd Instant from the Sessions Judge of Chingleput reporting that he has completed the 1st half yearly inspection of the detached Gangs of Convicts in the Zillah for the year 1850.

(Here enter F. C. No. 184 of 1850).

Read Criminal Report B dated the 15th Instant submitted by the Sessions Judge of Ceded for the month of December 1849.-

(Here enter F. C. No. 187 of 1850).

Read statement dated the 17th Instant submitted by the Sessions Judge of Calicut of Batta paid to Prosecutors and Witnesses during the 2nd half of 1849.-

(Here enter F. C. No. 188 of 1850).

Read statement dated the 17th Instant submitted by the Sessions Judge of Calicut required by Circular order No. 4 for the 2nd half of 1849.-

(Here enter F. C. No. 190 of 1850)

Read

Read Calendar in Case No. 47 of 1849 submitted by the Sessions Judge of Salem under date the 14th Instant.-

(Here enter F. C. No. 191 of 1850).

Read Calendar in Case No. 1 of 1850 submitted by the Sessions Judge of Salem under date the 14th Instant.-

(Here enter F. C. No. 192 of 1850).

L. of C.

F. Vo:

Monday
28th January 1850. } At a Court of the Fongdaree Udalut.

Present.

G. S. Cooper Esqre.—1st. Puisne Judge.
C. P. Thompson Esqre.—2nd. Puisne Judge.
W. A. Morehead Esqre.—3rd. Puisne Judge.

Read Calendar of Cases No 20 of 1849 of the Sessions Court of Rajahmundry.

/Heard further F. Vo. No 160 of 1850/

The Court of Fongdaree Udalut

1. requires an explanation of the great delay which has occurred in the final disposal of this case. The trial, it is observed, commenced on the 29th of October, and was closed on the 10th of November. On the 24th of December, after an interval of more than six weeks, a second question was put to the Law Officers, and the sentence was finally passed on the 31st of that month.

2. In future, when similar delay may occur, the Sessions Judge will be required to insert a note in the Calendar explanatory of its cause.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge

F. No:

Monday
28th January 1850 } At a Court of the Tongdaree Udalut.

Present.

G. S. Cooper Esqre.—1st. Puisne Judge.

E. P. Thompson Esqre.—2nd. Puisne Judge.

W. A. Morehead Esqre.—3rd. Puisne Judge.

Read Calendar of Case. No 40 of 1849 of the Sessions Court of Rajahmundry.

(Here enter F. No. 160 of 1850.)

The Court of Tongdaree Udalut.

1. require an explanation of the great delay which has occurred in the final disposal of this case. The trial, it is observed, commenced on the 29th of October, and was closed on the 10th of November. On the 24th of December, after an interval of more than six weeks, a second question was put to the Law Officers, and the sentence was finally passed on the 31st of that month.

2. In future, when similar delay may occur, the Sessions Judge will be required to insert a note in the Calendar explanatory of its cause.

Ordered, that Extracts from these Proceedings, be forwarded to the Sessions Judge

28th January 1850

Judge of Rajahmundry for his information.

/ Sentence No. 101. /

Reads Calendar of Case No. 165 of 1849 of the Sessions Court of Cuddapah

/ Here enter F.P. No. 135 of 1850 /

The Court of Fouzdaree Udalut observe that in the above case, the Sessions Judge has omitted to comply with the requisitions contained in the concluding paras of Fouzdaree Udalut Circular Order dated 14th October 1822, which requires that in all cases referred to the Fouzdaree Udalut the precise grounds of reference be stated in the Calendar. The Sessions Judge will now be pleased to rectify this omission with reference to the foregoing case, and he will also in future, be pleased to cause the statement of charges to be drawn up in a clearer and more concise form than that in the Calendar under review.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Cuddapah, by express returnable within III days, from and after its receipt.

/ Sent following precept No 109

28th January 1850.

Reads Criminal Reports of the Sessions Court of Chittoor for the month of December 1849.

/ Here enter F.P. No. 133 of 1850 /

Report B. Case No. 202

The Court of Fouzdaree Udalut direct the cancellation of that portion of the sentence passed in this case, which awards hard labor in irons, such award being unauthorized by the Regulation cited in support of the punishment.

Ordered that Extract from these Proceedings, be forwarded to the Sessions Judge of Chittoor for his information and guidance.

/ Sent in No. 110. /

Reads Criminal Reports of the Sessions Court of Cuddalore for the months of December 1849.

/ Here enter F.P. No. 132 of 1850 /

The Court of Fouzdaree Udalut

Magistrate's Report B. 1. Case No. 143.

observe, that in the case noted in the margin the statement of the charge, and the abstract statement of the Prosecutor's evidence are united in one paragraph. The Court direct that the Magistrate be instructed

instructed to avoid this error in future Reports.-

2. Relating to the estimated value of the produce of the labor of the Prisoners during the months under the Court of Singalese Udalute requested to be informed of the average number of yards of Cloth one Prisoner can weave per day.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Kurunegalle for his information & guidance.-

/Sentence - No 111./

Read Letter dated 11th January from the Sessions Judge of Colombo transmitting a copy of certain observations upon the Proceedings of the Court of Singalese Udalute under date 7th December 1849 submitted by the Subordinate Judge/

/How dated Sessions Office - No 127 - of 1850/

It is only necessary to remark upon those portions in which the Sessions and Subordinate Judges have confined the rejection of independent evidence to facts made known by a confession made

the admission as evidence of the confession itself that had. Messrs Goodwyn and Morris carefully attended to Para 3 of the orders of the 7th December 1849 they could not have fallen into the very great mistake of supposing that the Court considered confession obtained by threats or ill usage as good evidence.-

Ordered, that Extract from these Proceedings, be forwarded for the information of the Sessions Judge of Kaliciut and for communication to the Subordinate Judge.-

/Sentence - No 112./

Read Miscellaneous Petition presented on the 10th January 1850 by Vinaya tammia of Dillah Mastara.-

/Here Index Jr. No. P. No 15 of 1850/

The Petitioner is referred to the orders passed by the Court of Singalarce Udalute under date the 7th Instant on the matter to which this Petition refers.-

Ordered, that Extract from these Proceedings, be furnished to the Petitioner on his application.-

Read

28th January 1850.

Read a Miscellaneous Petition presented on the 7th January 1850 by Streenevasa Chetty Vakeel on behalf of Mandrapadathil Kayanna of Dillah Tellicherry.

(Here enter F. No. P. No 3 of 1850.)

1. The object of this Petition is to induce the Court of Foujdaree Udalut to enhance the punishment awarded by the Joint Magistrate of Malabar to two of the Petitioners opponents by name Ramatha Sabaw Chetty and Coonjo Kalandan, and to reverse part of an Order of the Sessions Judge of Tellicherry under date 5th October 1849, requiring him, the Petitioner, to produce good and sufficient security to keep the peace for the period of one year.

2. The Court of Foujdaree Udalut observe that the above mentioned individuals, who were accused of assaulting the Petitioner and searching his boat, were fined by the Joint Magistrate in the sum of Rupees 25- and Rupees 5 respectively, and the Court see no reason

28th January 1850.

reason for their interference in the matter.

Ordered, that Extract from these Proceedings be given to the Petitioner Vakeel on his application.

L. J. G.

Lyk

F. U.

Tuesday 29th January 1850.

At a Court of the Foujdaree Adalut.

Present

G. S. Hooper Esqr. ——— 1st Puisne Judge

E. B. Thompson Esqr. ——— 2nd Puisne Judge

W. A. Morehead Esqr. ——— 3rd Puisne Judge.

Read letter dated the 19th Instant, from the Sessions Judge of Chingleput submitting for the final judgment of the Foujdaree Adalut the record of the trial in Case No. 18 of the Calendar of the Sessions Court for 1849.—

(Hereunto enter F. U. No. 172 of 1850).

The Court of Foujdaree Adalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoners,

1st Ramalinga Moodely.

and

2nd Narrayatumbee.

is sufficient to convict them of the crime of Forgery do convict them thereof and, under the provisions of Clause third Section III Regulation VII of 1811 and Section XXXIV Act VII of 1843, sentence them to be imprisoned and kept to hard labor in irons, on the public roads or other public works for and during

Mr. W. A. Morehead.

during the period of (3) three years.

(Sent in No. 113.)

Read return dated the 17th Novemr. 1849. from the Agent to the Governor of Fort St. George in Ganjam to the precept of the Foujdaree Adawlut under date the 29th October 1849. submitting the explanations therein required.

(Here enter F. C. No. 2403 of 1849.)

Read return dated the 23d Novemr. 1849. from the Sessions Judge of Madura to the precept of the Foujdaree Adawlut under date the 19th Idem mitigating the terms of imprisonment to which the Prisoner convicted of "Robbery by open Violence" in Calendar Case No. IV. of 1849. was liable, to (4) Four years.

(Here enter F. C. No. 2409 of 1849.)

F. C.

Wednesday 30th. January 1850.

At a Court of the Fouzdaree Adawlut

Present.

G. S. Hooper Esqre.—1st. Puisne Judge

E. P. Thompson Esqre.—2nd. Puisne Judge

W. A. Morehead Esqre.—3rd. Puisne Judge.

Read again Letter dated 1st. December 1849 from the Session Judge of Chittoor submitting for the orders of the Court of Fouzdaree Adawlut Extracts from his proceedings under dates 23rd. and 30th. October and 8th. & 20th. November 1849 in the matter of a petition presented by Iyasawmy Reddy Shrotrium dar of Canamanumbadoo appealing from a decision of the Magistrate regarding the right claimed by the Petitioner to the water flowing down the Varawa Channel, together with Copies of the returns of the Magistrate who has declined to give effect to the orders issued in the matter by the Session Judge—

(Here enter F. C. No. 2465 of 1849)

Read also Letter dated 19th. December 1849 from the Session Judge of Chittoor transmitting copy of a letter from the Magistrate dated 15th. Instt. from which it appears that the Magistrate after personally

personally inspecting the channel and country adjacent has been cause to adopt views which on the main accord with those of the Sessions Judge and to order the observations complained of by the Shrotriemdar to be removed.—

(Here enter F. C. No. 263 of 1849)

Read also return dated 7th January 1850 by the Sessions Judge of Chittoor to the Register of the Court of Foujdaree Udalut under date 26th December 1849, reporting that the Magistrate entertained and dismissed the Petition presented by the Shrotriemdar aforesaid under clause third Section 1st Regulation XI of 1816, and that he set aside the Magistrate's order under Section XI Regulation IX of 1816 and Section XXVI Act VII of 1843.

(Here enter F. C. No. 68 of 1850).

1

The Court of Foujdaree Udalut observe that the powers of revision assigned by Section XI Regulation IX of 1816 to a Sessions Judge are applicable only to cases which may have been treated as misdemeanors or Crimes by the Magistrate and which cases consequently would be entered in the Calendars submitted to the Sessions Court under the above Section and Regulation. It was not therefore in the opinion of the Court of Foujdaree Udalut competent to the Sessions Judge

30th January 1850.

to entertain an appeal against an order passed by the Magistrate under Section 1st Regulation XI of 1816, which gives to the Magistrate the exclusive authority, summarily, to prevent the forcible occupation or diversion of water, and to determine in whose present enjoyment it shall remain, leaving it to the parties, as regards the matter at issue between themselves, to seek redress from any Civil Court of competent jurisdiction.—

2.

Cases may indeed occur wherein the Magistrate may find it necessary not only to determine the question of present possession but to punish the violence which may have attended the attempt to disturb that possession by fine or imprisonment as a misdemeanor, but even in these cases the Court of Foujdaree Udalut consider that the authority of the Sessions Judge would only extend to a reversal of the penal portion of the Magistrate's decision which as respected the provision made for present enjoyment could not be revised or disturbed by the Sessions Judge.—

3.

The orders passed by the Sessions Judge are therefore set aside and the Magistrate's orders passed under date 14th December 1849 declared to be final.—

Ordered that Extract from these Proceedings

30th January 1850.

Proceedings be sent to the Sessions Judge of Chittoor for his information and for communication to the Magistrate.—

(Sent in No. 117.)

Read Calendar of Cases No. 70 and 71 of 1849 submitted by the Sessions Judge of Combaconum under date the 29th December 1849.—

(Here enter F. C. No. 5 of 1850).

Read letter dated the 5th Instant, from the Sessions Judge of Chicacole informing that as no disbursements were made for the support of any children of any Prisoner, and no articles having been manufactured by the Prisoners during the last quarter the required statements have not been forwarded.—

(Here enter F. C. No. 74 of 1850).

Read Criminal Reports dated the 31st December 1849 submitted by the Sessions Judge of Coimbatore for the Month of December 1849.—

(Here enter F. C. No. 75 of 1850).

F. C.

Thursday 31st January 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Cooper Esqre. ——— 1st Puisne Judge
E. P. Thompson Esqre. ——— 2nd Puisne Judge
W. A. Morehead Esqre. ——— 3rd Puisne Judge.

Read Letter dated the 22nd Instant from the Sessions Judge of Calicut submitting for the final judgment of the Foujdaree Adalut the record of the trial in Case No. 5 of the Calendar of the Sessions Court for 1850.—

(Here enter F. C. No. 241 of 1850).

Mr. E. P. Thompson and Mr. W. A. Morehead.

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the prisoner,

"Kolen Conirea Kooroop"

is sufficient to convict him of the crime of Murder do convict him thereof, and under the provisions of Section X Regulation VIII of 1802, sentence him to suffer death by being hanged at the usual time and place of execution.—

(Sent in No. 120).

Read Criminal Reports submitted by

by the Acting Sessions Judge of Masulipatam for the month of December 1849.-

(Here enter F: C: No: 110 of 1850).

Case No: 51. 1. The Court of Foujdaree Udalut desire to be informed upon what grounds the parties in the case in which the prisoner in this case is alleged to have committed the Perjury charged against him, were not all committed for trial for that offence instead of being so on a charge of conspiracy.-

2. The Court of Foujdaree Udalut direct that in the abstract of cases disposed of during the period embraced in the monthly Criminal Reports the Total Column may be subdivided into 2 distinct heads, thus.-

Total	
Cases	persons.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Masulipatam by precept returnable within X days from and after its receipt.-

(Sent following Precept No: 121).

Read Criminal Reports B dated the 1st Instant submitted by the Sessions Judge of

of Combaconum for the Month of December 1849.

(Here enter F: C: No: 118 of 1850).

Read Criminal Reports B dated the 15th Instant submitted by the Sessions Judge of Nellore for the Month of December 1849.-

(Here enter F: C: No: 119 of 1850).

Read return dated the 15th Instant from the Sessions Judge of Nellore to the precept of the Foujdaree Udalut under date the 4th Idem directing that the prisoner in Criminal Case No: 135 be relieved from irons.-

(Here enter F: C: No: 120 of 1850).

Read Calendar of Case No: 1 of 1850 submitted by the Sessions Judge of Tellicherry under date the 7th Instant.-

(Here enter F: C: No: 123 of 1850).

Read return dated the 15th Instant, from the Sessions Judge of Cuddapah to the precept of the Foujdaree Udalut under date the 9th Idem directing the unconditional release of the Prisoner in Case No: 62 of the Calendar for 1849.

(Here enter F: C: No: 128 of 1850).

Read Criminal Reports B dated the 15th Instant submitted by the Sessions Judge of Trichinopoly for the Month of December 1849.-

(Here enter F: C: No: 130 of 1850)

Read

31st January 1850.

Read letter dated the 12th Instant from the Sessions Judge of Tellicherry reporting that no disbursement of the nature described in the Fouzdaree Adalut's Circular Orders Nos. 50 and 65 was made during the 4th quarter of 1849.

(Here enter F: A: No. 134 of 1850).

Read letter dated the 12th Instant from the Sessions Judge of Tellicherry reporting that no work of the nature described in Circular Order No. 45 of 1835 was undertaken during the last half year of 1849.

(Here enter F: A: No. 135 of 1850).

Read letter dated the 12th Instant from the Sessions Judge of Tellicherry reporting that no amount was realized by the labor of Prisoners in the Jail at Tellicherry during the last quarter of 1849.

(Here enter F: A: No. 136 of 1850).

Read statement dated the 12th Instant, submitted by the Sessions Judge of Tellicherry shewing the manner in which the Convicts are disposed of, and the number of Peons and Duffadars employed to guard the Convicts, exclusive of the fenced jail guard.

(Here enter F: A: No. 138 of 1850).

F. A.

Saturday 2nd February 1850.

F. A.

At a Court of the Fouzdaree Adalut.

Present.

G. S. Hooper Esqre. ——— 1st Puisne Judge

E. P. Thompson Esqre. ——— 2nd Puisne Judge

W. A. Morehead Esqre. ——— 3rd Puisne Judge.

Read again Calendar of Cases Nos. 45. 46. 47. 48 and 49. of the Sessions Court of Rajahmundry

(Here enter F: A: Nos. 78. 79. 80. 81. and 82 of 1850)

Read also Miscellaneous Petition forwarded by the Sessions Judge of Rajahmundry on behalf of Seetaranna soma yajooloo, and filed in this Court on the 24th January 1850.

(Here enter F: A: M: P: No. 25 of 1850).

1. The object of this Petition is to induce the Court of Fouzdaree Adalut to direct the release of the Petitioner's son, who was convicted in the above case No. 45 of purchasing stolen property knowing it to be such, and was sentenced to 7 years imprisonment with hard labor in irons.

2. In considering the foregoing Petition, the Court of Fouzdaree Adalut have been led to a further examination of the above Calendars, and find that the Sessions Judge has, by referring in one part of those Calendars to the Prisoners as they stood

stood numbered in the Calendars and in another, as they were originally numbered, so complicated the matter, that the Court are at a loss to understand which of the Prisoners have been convicted, and which released.-

3. The Court accordingly resolve to return all the Calendars to the Sessions Judge who will be pleased to adopt the usual course, and refer to the Prisoners as they stand on each Calendar.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry for his information and guidance.-

(Sent in No. 122.)

Read again Letter dated 10th December 1849. from the Magistrate of Malabar submitting copy of a correspondence with the Sessions Judge of Calicut on the subject of the release of 7 Prisoners charged with gang robbery by the Subordinate Judge tho' they had admitted their guilt before the Assistant Magistrate.-

(Here enter F: C: No. 2581 of 1849).

Read also return dated 4th January 1850 by the Sessions Judge of Calicut, to the precept of the Court of Fouzdaree Adalut under date 26th December 1849. directing the reapprehension of the 7 Prisoners above alluded to, and the transmission of the Report B submitted by the Subordinate Judge.-

(Here enter F: C: No. 63 of 1850).

Read

Read also return from the same officer dated 19th January 1850. to the precept of the Court of Fouzdaree Adalut dated 12th Idem. calling for the transmission of the Report (A) connected with the case above mentioned.-

(Here enter F: C: No. 199 of 1850).

1. It appears from the papers now before the Court of Fouzdaree Adalut that the Assistant Magistrate did not reduce the statement made by the prisoners in question before him to writing and with reference to this circumstance and the character of the evidence which is at present forthcoming against the said Prisoners, the Court of Fouzdaree Adalut deem it inexpedient to order them to be committed for trial before the Sessions Court. It is however to be observed, that one of their number has been held to security by the Subordinate Judge, and that authority is given by Law to the Magistrate to demand security from the remainder, if satisfied that the peace of the District is likely by their means to be disturbed.-

2. The Court of Fouzdaree Adalut further remark with reference to the 2d and 3d Paras of the return from the Sessions Judge dated 4th January 1850, that in their proceedings of the 26th December 1849. it is stated "that it has been repeatedly

ruled

ruled that it is imperative on the Lower Courts to commit," not convict as quoted by the Sessions Judge, "all cases in which the accused may have confessed "before an European officer an offence &c." it being left to the Court finally trying the case to deal with the confession as it thought fit.-

3. The Magistrate cannot in the opinion of the Court of Foujdaree Adalut lay forwarding his letter of the 10th December 1849. direct, be held as remarked by Mr. Morris, to have set the authority of the Sessions Judge at defiance. The more regular course undoubtedly would have been to make the reference through the channel of the Sessions Court, and this course the Magistrate is directed to observe on all future occasions.-

4. The Court of Foujdaree Adalut lastly observe that Mr. Conoly has in the 4th Para of his Letter of the 10th December 1849, incorrectly quoted the reasons assigned by the Subordinate Judge for the release of 7, of the 8 Prisoners brought before him in Case No. 158 of 1849. which are thus stated by Mr. Goodwyn "there is moreover a strong suspicion that threats" "were used towards them (3rd to 8th and 11th Prisoners)" "or other means used to impress the Magistracy" "with the belief that they voluntarily acknowledged" "their Talook confessions."-

Ordered

Fr. Ll:
2nd February 1850.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information and for Communication to the Magistrate.-

(Sent in No. 123.).

Read return dated the 23rd Ultimo, from the Sessions Judge of Rajahmundry, to the precept of the Foujdaree Adalut under date the 19th Idem requiring to be furnished with the Report of the Inquest held upon the body of the deceased in Case No. 54 of 1849. on the Rajahmundry Sessions Calendar, and requiring him to state whether any other witness besides the 8th deposed to marks of violence being visible on the Corpse, when discovered in the Tank.-

(Here enter Fr. Ll. No. 237 of 1850).

4th 1850.

ruled that it is imperative on the Lower Courts to
commit," not convict as quoted by the Sessions Judge,
"all cases in which the accused may have confessed
"before an European officer an offence &c." it being
left to the Court finally trying the case to deal
with the confession as it thought fit.-

3. The Magistrate cannot in the opinion of the Court of Foujdaree Adalut lay forwarding his letter of the 10th December 1849. direct, be held as remarked by Mr. Morris, to have set the authority of the Sessions Judge at defiance. The more regular course undoubtedly would have been to make the reference through the channel of the Sessions Court, and this course the Magistrate is directed to observe on all future occasions.-

4 The Court of Foujdaree Adalut lastly observe that Mr. Conoly has in the 4th Para of his Letter of the 10th December 1849, incorrectly quoted the reasons assigned by the Subordinate Judge for the release of 7, of the 8 Prisoners brought before him in case No. 158 of 1849. which are thus stated by Mr. Goodwyn
"there is moreover a strong suspicion that threats"
"were used towards them (3rd to 8th and 11th Prisoners)"
"or other means used to impress the Magistracy"
"with the belief that they voluntarily acknowledged"
"their Fulook confessions."-

Ordered

F: A:
2nd February 1850.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information and for communication to the Magistrate.-

(Sent in No. 123.).

Read return dated the 23rd Ultimo, from the Sessions Judge of Rajahmundry, to the precept of the Foujdaree Adalut under date the 19th Idem requiring to be furnished with the Report of the Inquest held upon the body of the deceased in case No. 54 of 1849 on the Rajahmundry Sessions Calendar, and requiring him to state whether any other witness besides the 8th deposed to marks of violence being visible on the Corpse, when discovered in the Tank.-

(Here enter F: A: No. 237 of 1850).

F: 1849.

F. U.

Monday 4th. February 1850.

At a Court of the Foujdaree Udalut.

Present

G. S. Cooper Esqr. — 1st. Puisne Judge

E. P. Thompson Esqr. — 2nd. Puisne Judge

W. A. Morehead Esqr. — 3rd. Puisne Judge

Read Miscellaneous Petition presented on the 7th. January 1850 by A. Mc. Ritchie Esqr. Vakeel on behalf of Lamatchiah of Zillah Nellore — (Hereafter F. U. P. No. 4 of 1850).

1. The object of this Petition is to induce the Court of Foujdaree Udalut to permit the Petitioner's Vakeel to take a Copy of the record of case No. 25 of 1849, on the file of the Sessions Court of Nellore — which has been referred for the final judgment of the Foujdaree Udalut, and also a Copy of the letter of reference forwarded by the Sessions Judge with the record in question —

2. The Petitioner's Vakeel states that he requires these documents to enable him to prepare an application which the Petitioner desires to submit for the reversal of the sentence which may be awarded to the Petitioner's father Mr. Seeneva[illegible] 1st. Prisoner in the case in question, and he also prays that

that the Petitioner may be heard orally either by his Vakeel or by Counsil in support of that application, and that until such hearing the judgment of the Court may be reserved.-

3. The Court of Foujdaree Udalut observe that by their orders of the 12th Instant the prisoners in the case referred to in this Petition were ordered to be unconditionally released.-

4. In regard to the application made by the Petitioners' Vakeel in this Case for permission to take a Copy of the record of the Case referred to and of the letter of reference forwarded therewith by the Sessions Judge with a view to support an application which he is desirous of making to the Court of Foujdaree Udalut to rescind and reverse both the original and raised Sentences, upon the numerous variances, manifest errors and assumptions which the Vakeel states to be apparent on the face of the record of the case, the Court of Foujdaree Udalut observe that under the provisions of the existing Law it is not competent to the Court of Foujdaree Udalut to receive from or on behalf of any prisoner tried by a Court of Session in the manner laid down by Section XV Regulation VII of 1802, the trial of whose case may have been referred for the final judgment of the Foujdaree Udalut under Section XXII of

4th February 1850.

of that Regulation, any further defence than that which such prisoner may have given on his trial before the Session Court.-

5. In Section XII Regulation VIII of 1802 it is clearly laid down that in all cases referred to the Court of Foujdaree Udalut under the provisions of the enactment above quoted, the Court of Foujdaree Udalut after perusing the proceedings of the Court of Session and the Futwah of the Law officer of that Court, (Act I of 1840 having dispensed with the taking of a Futwa from the Law officers of the Foujdaree Udalut) shall pass the final sentence.-

6 To receive therefore any application of the nature of that contemplated in the petition now under consideration after the trial has been completed by the Court of Session in the manner prescribed by Section XV Regulation VII of 1802, the Futwa of the Law officer of the Session Court having been recorded upon a consideration of the entire record of the case, would be tantamount to accepting a new defence and would involve the assumption by the Court of Foujdaree Udalut of a power with which that Court has not been invested by Law.-

Ordered that Extract from these proceedings

Proceedings be furnished to the Petitioners Vakeel on his application.-

Read Miscellaneous Petition presented on the 7th. January 1850. by Chitra Sing of Zillah Masulipatam.-

(Here enter F. Rs. P. No. 6 of 1850.

The Petitioner is referred to the former orders passed by the Court of Foujdaree Udalut in the case to which this Petition relates.-

Ordered that Extract from these Proceedings be furnished to the Petitioner on his applic.-cation.-

Read Miscellaneous Petition presented on the 7th. January 1850 by Ramasawmy Moodely and two others of Zillah Chingleput.-

(Here enter F. Rs. P. No. 8 of 1850).

The Court of Foujdaree Udalut observe that the subject of this Petition has been disposed in their orders of this date passed upon the Petition presented on behalf of the Petitioners by their Vakeel.

Ordered that Extract from these Proceedings be furnished to the Petitioners on their application.-

Read Miscellaneous Petition presented on the 7th. January 1850. by Coorroo Sprayer of Zillah Trichinopoly.

Trichinopoly.-

(Here enter F. Rs. P. No. 9 of 1850).

The Court of Foujdaree Udalut see no grounds for their interference in the matter to which this Petition refers, and they accordingly resolve to dismiss the Petitioners application.-

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.-

Read Miscellaneous Petition presented on the 10th. January 1850 by Seroomeeata Ramanoojier-gar of Zillah Combaconum.-

(Here enter F. Rs. P. No. 14 of 1850).

This Petition not having been presented within the time limited for appeal and without any copy of the order of the Sessions Judge to whom the Petitioner appealed in the first instance, the Petitioners application for the interference of the Court of Foujdaree Udalut in regard to the proceedings of the Magistracy of Tanjore in the matter to which the Petitioner refers is dismissed.-

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.-

Read Miscellaneous Petition.-

Forwarded

forwarded by the Sessions Judge of Trichinopoly from Ringasamy 1st prisoner in Case No. 26 of 1849. on the file of the Sessions Court.-

(Here enter F. Gr. P. No. 24 of 1850)

The Court of Foujdaree Adalut see no reason to doubt the justice of the sentence of which the Petitioner complains and they accordingly resolve to dismiss this application.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Trichinopoly for communication to Petitioner.-

(Sent in No. 124.).

Read Miscellaneous Petition presented on the 24th January 1850 by J. Ouchterlony Esqr. Vakeel on behalf of Ramasamy Moodely of zillah Chingleput.-

(Here enter F. Gr. P. No. 27 of 1850)

1 This Petition has reference to the disposal of case No. 18 of 1849. on the file of the Sessions Court of Chingleput which has been referred for the final judgment of the Court of Foujdaree Adalut.-

2. The Vakeel on behalf of the two prisoners therein charged asserts their innocence of the Forgery laid to their charge and contends that they are entitled to their acquittal on the ground that

that they have been twice placed upon their trial for the same offence.-

3. In the event of the Court of Foujdaree Adalut considering the evidence taken on behalf of the prisoners in their defence to be insufficient to disprove their innocence of the offence laid to their charge the Vakeel prays that the Court of Foujdaree Adalut will direct the examination of other witnesses named by the prisoners before the Sessions Court.-

4 The Court of Foujdaree Adalut on a mature consideration of the entire record of the case referred to have convicted the prisoners of the Forgery charged against them and have sentenced them respectively to three years Imprisonment with hard labor in irons.-

5. The Court of Foujdaree observe that the Vakeel is in error in supposing that the prisoners in question have been twice placed upon their trial for the same offence.-

6. The record of the case shows that the prisoners were not arraigned on the charge of Forgery of which they have been convicted, before a Court competent to try such a charge until they were put upon their trial before the Sessions Court in the present case all the previous enquiries held therein being merely preliminary steps

steps required by the Regulations previous to the commitment of the prisoners for trial before the Sessions Court.—

7. The Court of Foujdaree Adalut would further remark that all the witnesses named by the prisoners were examined by the Sessions Court with the exception of those with whose evidence the prisoners themselves dispensed.

8 The Court of Foujdaree Adalut resolve to reject the Petitioner's application.—

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his application.—

Read letter dated the 8th Ultimo from the Sessions Judge of Coimbatore forwarding a Duplicate Copy of a list of Five convicts sent to the Head Assistant Magistrate of Malabar at Palghaut.—

(Here enter F: A: No. 76 of 1850).

Read Calendar in Case No. 1 of 1850 submitted by the Acting Sessions Judge of Tinnevelly under date the 8th Ultimo.—

(Here enter F: A: No. 87 of 1850).

Read return dated the 7th Ultimo, from the Sessions Judge of Rajahmundry to the Precept of the Foujdaree Adalut under date the 2nd

2nd Idem, directing him to report the cause of the Prisoner's (in Case No. 38 of 1849) appearance before the Magistrate subsequently to his examination in the Subordinate Court or what led to the orders issued by him to the Magistrate for the committal of the Prisoner on the charge of the perjury.—

(Here enter F: A: No. 90 of 1850).

Read letter dated the 8th Ultimo from the Agent to the Governor of Fort St. George at Kurnool returning the death warrant issued by the Judges of the Foujdaree Adalut in Case No. 54 of 1849 on the file of the Agent to the Governor at Kurnool and enclosing copy of a report from Assistant Agent Lieutenant Russell regarding its execution.—

(Here enter F: A: No. 91 of 1850).

Read return dated the 31st December 1849 from the Acting Sessions Judge of Masulipatam to the precept of the Foujdaree Adalut under date the 28th November 1849 calling upon him to submit certain Documents from the Record of trial in Case No. 42 of 1849 on the file of the Sessions Court and to explain the circumstances which led to the apprehension of the Prisoners.—

(Here enter F: A: No. 96 of 1850).

Read.

Read Criminal Reports 11th Ultimo submitted by the Acting Subordinate Judge of Salem for December 1849.-

(Here enter F: C: No 99 of 1850).

Read Calendar in Case No 1 of 1850. submitted by the Session Judge of Coimbatore under date the 9th Ultimo.-

(Here enter F: C: No 104 of 1850).

Read Criminal Reports dated the 11th Ultimo submitted by the Session Judge of Madura for the Month of December 1849.-

(Here enter F: C: No 105 of 1850)

Read Criminal Reports dated the 10th Ultimo, submitted by the Agent to the Governor of Fort St. George at Kurnool, for the month of November (Supplemental) and December 1849.-

(Here enter F: C: No 107 of 1850).

Read Statement dated the 10th Ultimo submitted by the Agent to the Governor of Fort St. George at Kurnool, of extra Peons employed in the Jail of Kurnool for the month of December 1849.-

(Here enter F: C: No 108 of 1850).

Read statement dated the 11th Ultimo submitted by the Session Judge of Mangalore, of the actual produce of the labor of the prisoners and

4th February 1850.

and the application of the Funds arising therefrom from 1st October to 31st December 1849. furnished with reference to the Circular Order No 88 dated 9th June 1837.-

(Here enter F: C: No 110 of 1850).

Read statement dated the 8th Ultimo submitted by the Session Judge of Honore shewing the amount realised by the labor of the Prisoners in the Jail of the Zillah of Honore in the 4th Quarter of 1849, required by Foujdaree Adalut Circular Order No 88 dated 9th June 1837.-

(Here enter F: C: No 114 of 1850).

Read Calendar in Case No 44 of 1849. submitted by the Session Judge of Honore under date the 8th Ultimo.-

(Here enter F: C: No 116 of 1850).

Sunniappa Moodaly of Madura Moves the Court to return the enclosures in his Miscellaneous Petition No 235 of 1849.-

Ordered accordingly.- S

Fr 18d

F.No.

Tuesday,
5th February, 1850.

At a Court of the Foujdaree Adalut.

Present.

G.S. Hooper, Esquire - 1st Puisne Judge -

E.P. Thompson, Esquire - 2d Puisne Judge -

W.A. Morehead, Esquire - 3d Puisne Judge -

Read Letter dated the 24th Ultimo from the Acting Sessions Judge of Tinnevelly, referring for the final Judgment of the Foujdaree Adalut, the Record of Case No. 2 of 1850 of the Calendar of the Session Court. -

//Here Enter F.No. No. 270 of 1850/-

Mr. G.S. Hooper.

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in Evidence before them, being of opinion that the proof against the Prisoners,

1st Moroogaudy

and

2nd Teroomany

is sufficient to convict them of the crime.

crime of theft, do convict them thereof, and with reference to the provisions of the Mohummedan Law, as declared in futwas of their Law Officers annexing the penalty of amputation of one limb to that offence, and to the provisions of Section XXI Regulation VIII of 1802 and Section XXXIV Act VII of 1843, sentence the prisoner,

1st Moorooyandy,

to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (3) three years - and the prisoner,

2nd Terroomany,

to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (2) Two years.—

/Sent following Letter No 228./-

Read prior Calendar of Case No 26 of 1849 of the Sessions Court

Court of Cuddapah.—

/Vide Entry F.C. No 1839 of 1849/

Read also Returns dated 8th October 1849, and 11th January 1850 - and further Return dated 23rd January 1850, made by the Sessions Judge of Cuddapah to the Precepts of the Foujdaree Adalut dated the 19th September 1849 and 11th January 1850 calling for an English translation of the Record of the above case.—

/Vide Entry F.C. Nos 2035 of 1849 & 239 & 240 of 1850/

1. In the above case three (3) Prisoners were charged with "Gang Robbery."—

2. The first and third Prisoners having died in jail previous to the commencement of the trial, the second Prisoner alone was arraigned on the said charge, and being convicted by the Sessions Judge was sentenced to (14) fourteen years' imprisonment with hard labor in irons - The Sessions Judge recommends that

crime of theft, do convict them thereof, and with reference to the provisions of the Mooluminedan Law, as declared in futwas of their Law Officers annexing the penalty of amputation of one limb to that offence, and to the provisions of Section XXI Regulation VIII of 1802 and Section XXXIV Act XVII of 1843, sentence the prisoner,

1st Moorooganday,

to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (3) three years - and the prisoner,

2nd Terroomany,

to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (2) Two years -

/Sent following Letter No 320./-

Read Precis Extracts of Case No 26 of 1849 of the Sessions Court

Court of Cuddapah.

/Here Enter F.C. No. 1839 of 1849/-

Read also Returns dated 8th October 1849, and 11th January 1850 and further Return dated 23rd January 1850, made by the Sessions Judge of Cuddapah to the Precepts of the Fouzdaree Adalut dated the 19th September 1849 and 11th January 1850 calling for an English translation of the Record of the above case.

/Here Enter F.C. No. 2035 of 1849 & 239 & 240 of 1850/

1. In the above Case three (3) Prisoners were charged with "Gang Robbery."

2. The first and third Prisoners having died in Jail previous to the commencement of the trial, the second Prisoner alone was arraigned on the said charge, and being convicted by the Sessions Judge was sentenced to (14) fourteen years' imprisonment with hard labor in irons - The Sessions Judge recommends

that

5th February, 1850.

that the foregoing sentence be mitigated to (7) seven years' imprisonment with hard labor in irons.

3. The Court of Foujdaree Udalut on perusal of the Calendar, seeing reason to question the propriety of the disposal of the case, called for the Entire Record, and, after a careful and deliberate consideration of the same, the Court are satisfied that the evidence against the Prisoner, "Singadoo" is not sufficient to justify his conviction of the crime charged, and they accordingly direct that he be immediately and unconditionally released.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah by Precept returnable within III Days from and after its receipt.

/Sent following Precept No. 129./

Read Letter from the Sessions Judge of Rajahmundry, dated

F.06.

5th February, 1850.

dated 21st January 1850 reporting the removal of 30 Prisoners from the Zillah Jail to the charge of the Magistrate at Cocanada.—

/Here Enter F.06. No. 217 of 1850./

1. The Court of Foujdaree Udalut approve under the circumstances brought to their notice in the above Letter of the measure adopted by the Sessions Judge who will be pleased to ascertain and report when the temporary building which has been sanctioned at Guntoor will be ready for the reception of Prisoners.

2. Should any further necessity arise for drafting Prisoners from the Jail at Rajahmundry, the Court of Foujdaree Udalut desire that they may be sent to Guntoor.—

Ordered, that Extract from these Proceedings be transmitted to the Session Judges of Rajahmundry and Guntoor for their information

and D

5th 5th February, 1850.

and guidance.—

/Sent in a Nos. 130 & 131/S

4th 1850.

F. No.

Wednesday, 6th February, 1850. At a Court of the Foujdaree Adalut.

Present.

G. L. Hooper, Esquire - 1st Puisne Judge.

E. P. Thompson, Esquire - 2nd Puisne Judge.

W. A. Morehead, Esquire - 3rd Puisne Judge.

Read Letter dated 23rd January 1850 from the Sessions Judge of Nellore transmitting the Calendar of Cases No. 1 of 1850 on the file of the Sessions Court.

/Here enter F. No. No. 202 of 1850/

1. In the above Case the Prisoner "Golla Baugari" was charged with selling her own daughter aged about 8 years for the purposes of prostitution; and, on conviction, has been sentenced to six months' imprisonment with labor suited to her sex.—

2. Adverting to the circumstance under

under which the above Crime were committed, the Sessions Judge states that he is willing to provide for the welfare of the child from his own private funds, but, previous to undertaking the charge, he solicits the instructions of the Court of Foujdaree Udalut in respect to her future disposal.

3. The Court of Foujdaree Udalut approve of the measures suggested by the Sessions Judge for the present welfare of the child, and authorize him to act accordingly - but at the expiration of six months the Court request that the Sessions Judge will have the goodness to submit a report in respect to such further arrangements as he may then see fit to suggest for the future provision of the child.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Tinnevelly for his information and guidance.

/Sent an. No. 132./

Rec'd

Read Translation of Statement dated the 14th Ultimo, forwarded by the Sessions Judge of Tanjore & from the Sudder Ameen of Trichy, showing the amount realized by the labor of the Prisoners in the Jail at that Station for the 4th quarter of 1849.

/Here Enter F.No. No. 196 of 1850./

Read Statement dated the 31st December 1849, submitted by the Sessions Judge of Chingleput, showing the amount realized by the labor of the Prisoners in the Jail at that Station for the 4th quarter of 1849.

/Here Enter F.No. No. 205 of 1850./

Read Calendar of Case No. 1 of 1850 submitted by the Sessions Judge of Madura under date the 22d Ultimo.

/Here Enter F.No. No. 207 of 1850./

Read letter dated the 22d Ultimo, from the Sessions Judge of Salem submitting copy of a letter from the Acting Subordinate Judge furnishing the

the information called for in the Senior Deputy Registar's letter of the 28th November 1849.—

/Here Enter F.16. No. 212 of 1850/-

Read Statement dated the 1st Ultimo, submitted by the Sessions Judge of Trichinopoly, showing the amount realized by the labor of the Prisoners in the Jail at that station for the 4th quarter of 1849.—

/Here Enter F.16. No. 222 of 1850/-

Read Calendar of Case No. 72 of 1849 submitted by the Sessions Judge of Cuddapah under date the 24th Ultimo.—

/Here Enter F.16. No. 223 of 1850/-

Read return dated the 23d Ultimo, from the Sessions Judge of Cuddapah, to the precept of the Tongdaw Udalut under date the 17th idem, requiring him to call upon the Acting Subordinate Criminal Judge to explain what he meant by the Jailer having tacitly admitted in private that he did not superintend the

the locking up of the wards upon the occasion as stated in the 5th para: of his return of the 1st idem.—

/Here Enter F.16. No. 224 of 1850/-

Read Statement dated the 1st Ultimo, submitted by the Subordinate Judge of Combaconum, showing the amount realized by the labor of the Prisoners in the Jail at that station for the 4th quarter of 1849.—

/Here Enter F.16. No. 227 of 1850/-

Read Report A of Case No. 57 of 1849 submitted by the Acting Sessions Judge of Masulipatam under date the 23d Ultimo.—

/Here Enter F.16. No. 228 of 1850/-

Read Calendar of Case No. 50 of 1849 submitted by the Acting Sessions Judge of Masulipatam under date the 17th Ultimo.—

/Here Enter F.16. No. 229 of 1850/-

Read Calendar of Case No. 51 of 1849 submitted by the Acting Sessions Judge of Masulipatam

under

under date the 17th Ultimo.—

/Here Enter F/C. No 230 of 1850/-

Read Calendar of Case No. 1 of 1850 submitted by the Sessions Judge of Chittoor under date the 7th Ultimo.—

/Here Enter F/C. No 232 of 1850/-

Read Calendar of Case No. 5 of 1850 submitted by the Sessions Judge of Calicut under date the 22d Ultimo.—

/Here Enter F/C. No 233 of 1850/-

Read Calendar of Case No. 1 of 1850 submitted by the Sessions Judge of Guntoor under date the 24th Ultimo.—

/Here Enter F/C. No 234 of 1850/-

Read Calendar of Case Nos. 1, 2 and 3 of 1850 submitted by the Sessions Judge of Calicut under date the 23d Ultimo.—

/Here Enter F/C. Nos. 244, 245 and 246 of 1850/-

Read letter dated the 15th Ultimo from the Agent to the Governor in Ganjam

Ganjam, submitting Criminal Report No. 2 for the month of December 1849.—

/Here Enter F/C. No. 247 of 1850/-

Read Calendar in Case No. 1 of 1850 submitted by the Sessions Judge of Bellary under date the 25th Ultimo.—

/Here Enter F/C. No. 248 of 1850/-

Read return dated the 23d Ultimo from the Acting Sessions Judge of Tinnevelly, to the precept of the Foujdaree Adalut under date the 9th idem directing him to call for the records of cases contained in the Reports submitted for November last in which the prisoners have been released and to report for their information, whether, or not, the cases in question were properly forwarded by the Police to the Court, and correctly disposed of by that Tribunal.—

/Here Enter F/C. No 249 of 1850/-

Read return dated the 26th Ultimo from the Sessions Judge of Madura, to the precept of the Foujdaree Adalut under date the 22d idem, directing that the

Prisoners

6th February 1850

Prisoners in Calendar of Case No 54 of 1849 required to furnish Securities and that the attention of the Magistrate be called to the carelessness of the Police Officers

Mere Entry Fdc. No 253 of 1850

Read letter dated the 30th Ultimo from the Sessions Judge of Chingleput submitting translation of the proceedings held regarding the suicide committed by a Convict named Seshanaya Sowcar at the detached Sub Jail Conjeveram on the Madras road.

Mere Entry Fdc. No 264 of 1850

Read Calendar of Cases No 93 of 1849 submitted by the Sessions Judge of Cuddapah under date the 28th Ultimo

Mere Entry Fdc. No 265 of 1849

Read Calendar of Cases No 48 of 1849 submitted by the Sessions Judge of Salem under date the 21st Ultimo

Mere Entry Fdc. No 267 of 1850

Read returns dated the 30th Ultimo from the Sessions Judge of Chingleput to the proceedings of the Zoujdaree Adalut under date the 26th ultimo conveying their orders & observations on the trial before the month of December 1849 submitted by the Magistrate in Cases No 39 and 40.

Mere Entry Fdc. No 269 of 1850

J. W. Lyle

F. U.

Thursday
7th February 1850

At a Court of the Zoujdaree Adalut

Present

G. S. Cooper Esqre — 1st Puisne Judge.
E. P. Thompson Esqre — 2d Puisne Judge.
W. H. Morehead Esqre — 3d Puisne Judge.

Read Miscellaneous Petition presented on the 3d January 1850 by Moostaipha Ally Khan Vakeel on behalf of Iyen Beary and two others of Zillah Mangalore.

(Hereinafter F. M. P. No 2 of 1850)

1 The Petitioners appeal from certain proceedings held by the Sessions Judge of Mangalore under date the 27th September last confirming certain orders of the Magistracy whereby the Petitioners were required to furnish security to keep the peace.

2 The Court of Zoujdaree Adalut see no reason to question the propriety of the orders passed by the Sessions Judge in the case to which this Petition refers, and they accordingly resolve to dismiss

dismiss this application.—

Ordered that Extract from these Proceedings be granted to the Petitioner's Vakeel on his application.—

Read again Calendar of Case N° 25 of 1849 of the Sessions Court of Nellore.

(Here enter F. C. N° 2185 of 1849)

Read also Miscellaneous Petitions presented on the 10th January 1850 by Voograsing, and P. Rayuiah of Dillah Nellore.—

(Here enter F. M. P. N° 16 and 17 of 1850)

The Prisoners referred to in the foregoing Petitions having been already released by the Court of Foujdaree Adalut in their Proceedings under date the 12th January last, it does not appear to be necessary to pass any further orders on these applications for their release.—

Ordered that Extract from these Proceedings be given to Petitioners on their application.—

Read again Calendar of Case N° 45 of 1849 of the Sessions Court of Masulipatam.—

(Here enter F. C. N° 2280 of 1849)

Read

Read also again Miscellaneous Petition forwarded by the Sessions Judge of Masulipatam from Thatavurty Vencumah of that Dillah.—

(Here enter F. M. P. N° 239 of 1849)

Read also Return dated 23d January 1850 made by the Acting Sessions Judge of Masulipatam to the Precept of the Foujdaree Adalut dated 31st December 1849 conveying their observations and orders on the foregoing case.—

(Here enter F. C. N° 256 of 1850)

In accordance with the recommendations made in the foregoing Return, the Court of Foujdaree Adalut resolve to mitigate the Sentence recorded against the 3d Prisoner in the above Case, and direct that the period of his imprisonment be reduced to three years with hard labor in irons.—

2 The Sessions Judge will be pleased to amend his warrant in accordance with the foregoing communication.—

Ordered that Extract from these

27th February 1850

these Proceedings be forwarded to the Sessions Judge of Masulipatam for his information and guidance.—

(Sent in No 136.)

Extd W.

Agt

F. U.

At a Court of the Foujdaree Udalut

Friday — — —
8th February 1850

Present

G. S. Cooper Esqre — 1st Puisne Judge
E. P. Thompson Esqre — 2d Puisne Judge
W. A. Morehead Esqre — 3d Puisne Judge

Read Criminal Reports submitted by the Sessions Judge of Chicacole for the month of December 1849.—

(Here enter F. U. No 200 of 1850)

Chicacole Criminal Reports. Report B Case No 20.—

1 The Court of Foujdaree Udalut observe that the number of Sureties required to find the Security ordered in this case should have been entered in the column of Sentence.—

Vizagapatam Criminal Report A Case No 50.

2 The Court of Foujdaree Udalut observe that the Principal Sudder Ameen was correct in trying the Offences charged against the Prisoner in this Case as two separate charges, the assault charged in this Case being clearly a distinct offence from the Gang robbery laid to the charge of the same prisoner in case No 49.—

Ordered that Extract from these

these Proceedings be sent to the Sessions Judge of Chicacole for his information and guidance and for communication of para 2 to the Principal Sudder Ameen of Vizagapatam.

(Sent in N° 138)

Read again Calendar of Case N° 20 of 1849 of the Sessions Court of Guntoor.—

(Here enter Fill: N° 56 of 1850.)

Read also Return dated 26th January made by the Sessions Judge of Guntoor to the Precept of the Foujdaree Udalut dated 22d January 1850, conveying their observations and Orders on the foregoing Case.—

(Here enter F. U: N° 251 of 1850.)

1 In accordance with the recommendation made by the Sessions Judge in the foregoing Return, the Court of Foujdaree Udalut resolve to mitigate the Sentence recorded against the Prisoner in the above Case, and direct that the period of his imprisonment be reduced to, three (3) years.—

2 The Sessions Judge will be pleased to issue a fresh warrant in accordance

accordance with the foregoing resolution.—

3 The Court request that the Sessions Judge will endeavour to sign his name more legibly to official documents:— the signature attached to the Return now under consideration is barely intelligible.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Guntoor for his information and guidance.—

(Sent in N° 139)

Read letter dated the 26th Ultimo from the Sessions Judge of Cuddapah submitting for the final Judgment of the Foujdaree Udalut the Record of Case N° 42 of 1849 of the Calendar of the Sessions Court.—

(Here enter Fu. N° 250 of 1850.)

Mr. G. S. Cooper
and
Mr. W. A. Morehead.

The Court of Foujdaree Udalut, on a deliberate consideration of all the circumstances of the Case in evidence before them, being of opinion that the proof against the Prisoners,

1st Madauroogadoo.
2d Dadagadoo.
and
3d Imamboobo

is sufficient to convict them of being accessary to the crime of murder, do convict them thereof, and under the provisions of Clause third Section VII Regulation XV of 1803, sentence the prisoners

1st Madawroogadoo

and

2nd Dadagadoo

to be transported to such place or places beyond sea as the Governor in Council shall appoint, there to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of their natural lives,- and the Prisoner,

3d Imamboobso

to be banished from the District in which her place of abode is situated, and to be imprisoned in the Dillah Jail of Masulipatam and kept to labor suitable to her sex for and during the period of her natural life.

1 The Court of Foujdaree Udalut do not consider the evidence in this case sufficient to convict the 1st and 2d prisoners of having been the actual perpetrators of the murder laid to their charge, but being of opinion that they are clearly proved to have been

been accessories to its commission the Court of Foujdaree Udalut have sentenced those prisoners to transportation for life.-

2 The Court of Foujdaree Udalut deem it proper that the attention of the Magistrate should be directed to the conduct of the 8th, 9th, and 10th witnesses in this case which the Court of Foujdaree Udalut consider to have been most blameworthy.-

3 The witnesses in question are Talook Peons and having been deputed by the Police to receive any property the 3d prisoner might give up permitted that individual to enter the 11th witness' house unattended and unwatched, it being of the utmost consequence to the due disposal of the case that the place wherein the property in question was produced, and the person who delivered it should be accurately deposed to.-

4 It appears that these witnesses permitted the 3d prisoner to enter the house of the 11th witness alone, while they remained outside, and to the points above referred to they were

inconsequence

inconsequence unable to depose.—

5 It is obvious that on the occa-
-sion in question the 3d prisoner should not have been permitted to remain for a moment out of their sight.

6 The Court of Foujdaree Udalut observe that a considerable delay has occurred in the disposal of this Case before the Session Court and in the transmission of the record to the Foujdaree Udalut, eleven days having elapsed after the trial was closed before the Sentences recommended were declared, and a period of four months having subsequently been occupied in the translation of the record before it was dispatched.—

Ordered that Extract from these proceedings be sent to the Session Judge of Cuddapah for his information and guidance and for communication of paras 2, 3, and 4 to the Magistrate.—

(Sent in N° 140)

Read Calendar of Case N° 3 of 1850 of the Session Court of Tinnevelly.—

(Here enter F.C. N° 259 of 1850)

Before

Before passing their final Orders on this Case, the Court of Foujdaree Udalut require to be more fully informed of the circumstances which led to the apprehension of the 2d Prisoner.—

Ordered that Extract from these Proceedings be forwarded to the Acting Session Judge of Tinnevelly for his information and guidance by Precept returnable within 14 days from and after its receipt.—

(Sent following Precept N° 141.)

Read Report dated the 1st instant submitted by the Acting Chief Magistrate and Superintendent of Police at Madras of Cases tried under Act XXII of 1847 for the Month of January last.—

(Here enter F.C. N° 273 of 1850)

Read Return dated the 26th Ultimo from the Session Judge of Chicacole to the precept of the Foujdaree Udalut under date the 10th January 1850 requiring to be informed of the grounds on which the Principal Sudder Ameen of Vizagapatam had thought fit to exempt the Prisoner in Case

N° 46

8th February 1850.

No 46 from labours in irons.—

(Here enter F.W. No 274 of 1850)

Read Calendar of Case No 57 of 1849 submitted by the Sessions Judge of Cuddapah under date the 31st Ultimo.—

(Here enter F.W. No 276 of 1850)

Read Calendar of Case No 58 of 1849 submitted by the Sessions Judge of Cuddapah under date the 1st Instant.—

(Here enter F.W. No 278 of 1850)

Read Calendar of Case No 59 of 1849 submitted by the Sessions Judge of Cuddapah under date the 31st Ultimo.—

(Here enter F.W. No 279 of 1850)

Read Calendar of Case No 1 of 1850 submitted by the Sessions Judge of Calicut under date the 28th Ultimo.—

(Here enter F.W. No 281 of 1850)

Read letter dated the 1st Instant from the Sessions Judge of Cuddalore reporting that no case was pending trial before him for a period exceeding 25 days calculated from the date of commitment during the month of January 1850.—

(Here enter F.W. No 282 of 1850)

Read

F W

8th February 1850

Read letter dated the 1st instant from the Sessions Judge of Cuddalore reporting that one Prisoner weaves per diem from 1 to 4 yards according to the quality of cloths and that it is customary hitherto to enter in the Statement only the quantity of cloths finished and not the quantity remaining on the looms unfinished.—

(Here enter F.W. No 285 of 1850)

Read Calendar of Case No 1 of 1850 submitted by the Sessions Judge of Mangalore under date the 29th Ultimo.

(Here enter F.W. No 286 of 1850)

Read Return dated the 25th Ultimo from the Sessions Judge of Honore to the precept of the Foujdaree Adalut under date the 19th idem annulling the Sentences passed upon the Prisoners in Case No 23 on the Calendar for 1849, and directing that they be each required to furnish two securities in 30 Rupees each security for three years, or in default thereof, that they be imprisoned for that period.—

(Here enter F.W. No 287 of 1850)

Read Report dated the 1st Instant submitted by the Sessions Judge of Chingleput of Cases pending on the 31st January 1850 and committed for trial before him during the months of December 1849

(Here enter F. C. No 288 of 1850)

Read letter dated the 1st Instant from the Sessions Judge of Chingleput reporting that no Prisoners under sentence of transportation have arrives from other Zillahs since the 10th Ultimo.

(Here enter F. C. No 289 of 1850)

Read Calendar of Cases No 1 of 1850 submitted by the Sessions Judge of Rajahmundry under date the 30th Ultimo.

(Here enter F. C. No 290 of 1850)

Read Report dated the 1st Instant submitted by the Sessions Judge of Salem of Cases pending on the 31st January 1850 Before him for a period in excess of 25 days calculated from the date of commitment.

(Here enter F. C. No 291 of 1850)

Read letter dated the 1st Instant from the Superintendent of Government Roads stating

stating, in reply to a communication from the Foujdaree Adalut, that a copy of the report of the escape of the convicts from Guindy was transmitted to his immediate superior, the Military Board.

(Here enter F. C. No 295 of 1850)

Read Report dated the 1st instant submitted by the Sessions Judge of Bellary of Cases pending on the 31st December 1849 before him for longer than 25 days.

(Here enter F. C. No 297 of 1850)

Read Calendar of Case No 1 of 1850 submitted by the Sessions Judge of Cuddalore under date the 2nd Instant.

(Here enter F. C. No 299 of 1849)

F. C.

Saturday 9th February 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre 1st Puisne Judge
E. P. Thompson Esqre 3rd Puisne Judge
W. A. Morehead Esqre 3rd Puisne Judge.

Read letter dated the 31st Ultimo, from the Session Judge of Cuddapah, submitting for the final Judgement of the Foujdaree Adalut the Record of Case No. 47 of the Calendar of the Session Court.—

(Here enter F. C. No. 302 of 1850).

Mr. E. P. Thompson and Mr. W. A. Morehead—

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the Case in evidence before them being of opinion — that the proof against the prisoner,

2nd Chinna Timmareddy.

is sufficient to convict him of the crime of Murder, do convict him thereof; and Sentence him to be — transported to such place, or places, beyond sea as the Governor in Council shall appoint there to be imprisoned and kept to hard labor in irons on the Public roads, or other Public Works, for, and during the period of his natural life—

Bust.

But being of opinion that the Prisoner
1st C. Timmareddy.
is not convicted on presumptive proof, or on the evidence of credible witnesses, or on his own confession of the crime aforesaid, the Court do acquit him thereof but considering that strong suspicion tho' not amounting to conviction attaches to him, they direct that he be required, under clause Sixth Section II Regulation XV of 1803. to find two sureties in 50 Rupees each surety, for his good behaviour and appearance when required within three years, or in default thereof that he be detained in Custody for three years.-

1. The Court of Foujdaree Udalut observe that a great and apparently unnecessary delay has occurred in the transmission of the record of this case the trial of which was closed on the 9th October 1849 the record not having been despatched until the 31st January 1850.-

2. After the close of the trial the Court find that thirteen days elapsed before the Futwa was delivered and a further delay of five days occurred before the sentences recommended were declared.-

3. The Court of Foujdaree Udalut do not require that the letter of reference of the Sessions Judge should contain an abstract of the evidence of

of each witness examined, a brief sketch of the case with a short exposition of the opinion formed by the Sessions Judge being sufficient.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for his information and guidance.-

(Sent in No. 142.)

Read the following Letter dated 9th August 1848 from the Sessions Judge of Rajahmundry.-

(Here enter F. C. No. 1800 of 1848)

1. With the foregoing communication the Sessions Judge of Rajahmundry submits copies of his Proceedings held on review of the Report of Criminal Case No. 80 of 1848 on the file of the Subordinate Court, and solicits the instructions of the Court of Foujdaree Udalut on the following two points.-

1st Whether a Sessions Judge is competent to enhance a sentence passed by the Subordinate Court: and 2nd — whether the Subordinate Court can pass a mitigated sentence without first submitting the circumstances of the Case to the Foujdaree Udalut for their previous sanction.-

2. In regard to the first point submitted for their consideration, the Court of Foujdaree Udalut observe

observe that it is not competent to a Sessions to enhance a Sentence which has been legally passed by the Subordinate Court. The order therefore, of the Sessions Judge in the Case referred to in the 2nd para of his Letter, was illegal, and must be recalled.-

3.

In respect to the 2nd point, the Court of Foujdaree Udalut observe that in all the cases in which a Court is required by the Regulations to pass a fixed Sentence, whether of seven or four years imprisonment, it is not competent to such Court to pass a mitigated Sentence without the previous sanction of the Foujdaree Udalut.-

4

But in the particular Case referred to by the Sessions Judge it is to be observed that the Sentence was passed under clause sixth Section VII Regulation VI of 1822, and it was consequently at the discretion of the Criminal Judge to sentence the prisoner to any period of imprisonment, provided that imprisonment did not exceed the period of two years.-

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry for his information and guidance.-

(Sent in Ltr No 143.)

5

Ltr 18th Feb 1850

F. No.

Monday.
11th February 1850. } At a Court of the Foujdaree Udalut.

Present

The Hon'ble J. Cooper Esqr ——— 1st Puisne Judge.
C. D. Thompson Esqr ——— 2nd Puisne Judge.
W. B. Morehead Esqr ——— 3rd Puisne Judge.

Read a Miscellaneous Petition presented on the 10th January 1850 by Venadarayeru a Mookhtear Vakeel on behalf of Raghavendrarow Raghavendar of Chittoor of Dillahi Chittoor.-

(Here enter F. M. D. No 13 of 1850.)

The Court of Foujdaree Udalut resolve to dismiss this Petition being unable to comprehend the nature of the application it contains.-

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his application.-

Read a Miscellaneous Petition presented on the 4th January 1850 by Vidyalinga a Moodeliy of Dillahi Chingleput

(Here enter F. M. D. No 20 of 1850.)

The

11th February 1850.

The Court of Foujdaree Udalut
took observe that the case referred to in
this Petition has been disposed of-

Ordered, that Extract from
these Proceedings be furnished to the Petitioner
on his application.

Read Miscellaneous Petition
presented on the 21st January 1850 by Vencaya
Taiven of Villah Madura.

(Here enter F. M. P. No 22 of 1850.)

The Petitioner is again referred
to the previous orders passed in the case
to which this Petition relates.

Ordered, that Extract from
these Proceedings be furnished to the Petitioner
on his application.

Read again Miscellaneous
Petition presented on the 2d July 1849 by
T. Appiah Vakeel on behalf of Rama the
Manally Nazir of the Zillah Court of
Tellicherry.

(Here enter F. M. P. No 132 of 1849)

Read the return under date
the 31st December 1849 and Supplemental
Return under date the 11th January 1850
from

11th February 1850.

from the Sessions Judge of Tellicherry
to the precept of the Foujdaree Udalut
dated the 26th November 1849 conveying their
orders on the foregoing Petition.

(Here enter F. P. Nos 41 and 129 of 1850.)

The Petitioner having allowed
9 months to elapse since the date of the
order for the modification of which he has
now applied the Court of Foujdaree Udalut
took decline to direct the payment to him
of the full salary of his office during the
period he was under suspension.

Ordered, that Extract from
these Proceedings be forwarded to the Sessions
Judge of Tellicherry for his information.

(Sentence No 147.)

Ordered also that Extract
from these Proceedings be granted to the
Petitioner's Vakeel on his application.

Read Criminal Reports
submitted by the Sessions Judge of Calicut
for the month of December 1849.

(Here enter F. R. No 179 of 1850.)

The sentences awarded in this

1.

Report B.
Case No 224.

case

11th February 1850.

cases appears to the Court of Fonjdaree Udalurh to be unreasonably lenient with reference to the nature of the offence of which the prisoner has been convicted.-

2. The Court of Fonjdaree Udalurh direct that in the abstract of cases disposed of the number of cases in which punishment has been awarded, of those in which the prisoners have been required to find security and of those in which they have been released, should be distinctly specified.-

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information, and for communication to the Subordinate Judge.

(Sent in. No. 1140.

Read Calendar of Cases No. 2. of 1850 of the Sessions Court of Salem.

(Here enter F.D. No. 268 of 1850.)

1. The Court of Fonjdaree Udalurh approve of the recommendation made by the Sessions Judge in the foregoing case that the sentence passed against the Prisoner

F. D.

11th February 1850. Prisoner on his conviction of "House breaking by day and Theft", be mitigated to two years imprisonment with hard labor in irons and the Sessions Judge is hereby authorized to issue his warrant accordingly.-

Ordered, that Extracts from these Proceedings be forwarded to the Sessions Judge of Salem for his information and guidance.-

(Sent in. No. 1149.)

Read a Letter dated 22d January 1850 from the Sessions Judge of Cuddapah requesting with reference to the Proceedings of the Court of Fonjdaree Udalurh under date 26th December 1849, instructions as to whether it is incumbent upon him to refer the Case No. 69 of 1849 on the Calendar, in which the Law Officers had declared 3 Prisoners, who admitted the correctness of their Jabuti Confessions before the Acting Magistrate, to be not free from Johmut.-

(Here enter F. D. No. 243 of 1850.)

The Proceedings of the Court of Fonjdaree Udalurh under date 2d February

11th February 1850

February 1850 under my Signature
on this preferred summary

Ordered, that Evidence
these Proceedings, be forwarded to the
Judge of Calcutta, for his information

(Dated in 1851.

Brief report of every
on the file of the Supreme Court
for more than 28 days on the 1st
(How dealt with & Nos. of the

The Court of Reference
request that the Sessions Judge will
immediate measures for expediting
-pletion of the six referred Trials
this Reference
^ under translation by persons
other hands upon them -

Ordered, that Evidence
these Proceedings, be forwarded to the
Sessions Judge of Backergunge for his
-mation and guidance -

(Dated in 1851.

Evidence

WJ

T. 1

4

F. C.

Wednesday 13th February 1851

At a Court of the Tongaree Udalut.

Present

G. L. Cooper Esqre — 1st Pundit

C. P. Thompson Esqre — 2d Pundit

W. A. Maskell Esqre — 3d Pundit

Read Letter dated 31st January 1850 from the Agent to the Governor at Vizagapatam, submitting the Record of Trial in case No 4 of 1849, on the file of this Court, for the final Judgment of the Tongaree Udalut —

(Here Enter No 362 of 1850)

The Court of Tongaree Udalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner

Venkara Somegandoo

is sufficient to convict him of the crime of Wilful Murder do convict him thereof; and under the provisions of Section X Regulation VIII of 1802 sentence him to suffer death by being hanged at the usual time and place of execution.

(Seal) (following letter No 154.)

Read Calendar of Case No 1 of 1850 of the Sessions Court of Chicacole

(Here Enter the No 255 of 1850)

Mr G. L. Cooper
Mr C. P. Thompson
2nd

13th February 1850.

The Court of Forjdaree Udalut observe in the abstract statement of evidence given before the Subordinate Criminal Court that the Prisoner is stated to have denied his Police confession, whereas in the Tubwa of the Law officer he is declared to have admitted it. The Court of Forjdaree Udalut require an explanation of this discrepancy, and they further observe that the sentence should have been passed under Clause third Section 2 Regulation XX of 1803 and Clause fourth Section 2 Regulation 1 of 1825

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittagong by Post & return receipt three days from date after its receipt.

/Sent following receipt No 455/

Read Calendar of Cases No 12 of 1849 submitted by the Sessions Judge of Chittagong under date the 24th December 1849

/Here Case No 3 of 1850/

Read Calendar of Cases No 32 of 1849 submitted by the Sessions Judge of Nellore under date the 31st December 1849

/Here Case No 9 of 1850/

Read Calendar of Cases No 66 of 1849 submitted by the Sessions Judge of Mirzapore under date the 3d January 1850.

/Here Case No 40 of 1850/

13th February 1850

Read Calendar of Case No 70 of 1849 submitted by the Sessions Judge of Cuttack under date the 8th January 1850.

/Sent Letter No 167 of 1850./

W.

Sgh

Fr. 1 1850

F. C.

Thursday 14th. February 1850.

At a Court of the Fouzdaree Adalut.

Present.

Sd/- G. S. Hooper Esqre. —— 1st. Puisne Judge.

E. P. Thompson Esqre. —— 2nd. Puisne Judge.

A. J. for 3d. Judge W. A. Morehead Esqre. —— 3rd. Puisne Judge.

Read again Letter dated 31st. December 1849. from the Sessions Judge of Cuddalore, forwarding for the consideration of the Court of Fouzdaree Adalut Copies of certain Proceedings held by him regarding the conduct of the Head of Police of the Trivady Talook, and recommending that that officer be dismissed.

(Here enter F. C. No. 12 of 1850).

Read also Return dated 18th. January 1850 made by the Magistrate of South Arcot, to the Precept of the Fouzdaree Adalut under date the 11th. January 1850, directing that officer to submit the answer to the report of the Sessions Judge specified in clause Second Section XXXIX Act VII of 1843.

(Here enter F. C. No. 154 of 1850).

Read also Miscellaneous Petition presented on the 7th. January 1850, by Venkata Row late Tahsildar of the Trivady Talook Zillah Cuddalore.

(Here enter S. & F. C. Mi. P. No. 2 of 1850).

In consideration of the favorable

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testimony

testimony borne by the Magistrate to the previous conduct of the Sahoildar Vencata Row during a service of many years, and with reference to the circumstance of this being his first offence, the Court of Foujdaree Udalut will not visit his neglect of duty in the present instance with a severer penalty than six months suspension.—

2. The Court at the same time direct that Vencata Row, on resuming his duties, be distinctly warned, that he is expected to merit the leniency now shown towards him by a more faithful and energetic discharge of his duties as a Police officer, and that a recurrence of similar misconduct on his part will be visited by his immediate dismissal.

3. The date of the above sentence will be calculated from that on which this officer was suspended under the orders of the Magistrate.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddalore for his information and communication to the Magistrate.

(Sent us No. 156.)

Ordered also that Extract from the Proceedings be furnished to the Petitioner on his application.—

Read Miscellaneous Petition presented on the 14th January 1850, by Caloovayen of Zillah Trichinopoly.—

(Here enter F. Gr. P. No. 19 of 1850).

This is an application for the

1. reversal of the sentence awarded to the 5th prisoner in Case No. 20 of 1849, on the file of the Sessions Court of that Zillah.—

2. The Court of Foujdaree Udalut see no reason to question the propriety of the sentence awarded to the prisoner in question, whose guilt of the offence laid to his charge the Court of Foujdaree Udalut consider to have been most satisfactorily established.—

3. The Court of Foujdaree Udalut resolve to dismiss this application.—

4. The Court of Foujdaree Udalut resolve to direct the attention of the Sessions Judge to the rule laid down in Circular Order No. 10, that when the numbering of prisoners before the Police Officers' Criminal Court and that entered in the Calendar all disagree, the number given before the Criminal Court should be placed above the (prisoner's) name the original number being affixed to the prisoner's name in red ink.—

Ordered

14th February 1850.

Ordered that Extract from these Proceedings be sent to the Session Judge of Trichinopoly for his information and guidance.-

(Sent in No. 157).

Ordered also that Extract from these Proceedings (paras 1, 2 and 3) be furnished to the Petitioner on his application.-

Read Calendar of Case No. 68 of 1849 on the file of the Session Court of Cuddapah.-

(Here enter F. M. No. 277 of 1850).

1 The Court of Foujdaree Udalut approve of the recommendation made by the Sessions Judge in this case, that the period of Imprisonment awarded to the 2nd and 3rd prisoners be reduced to four years; and they authorize the Sessions Judge to issue his warrant accordingly.-

2. The Court of Foujdaree Udalut are of opinion that the period of Imprisonment awarded to the 1st prisoner may with propriety be reduced to seven years, and they will be prepared upon the recommendation of the Sessions Judge to sanction a mitigation of the prescribed punishment to that extent.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for his information and guidance.-

(Sent in No. 158.)

Read

F. M.
14th February 1850.

Read Calendar of Case No. 2 of 1850 on the file of the Sessions Court of Nellore.-

(Here enter F. M. No. 292 of 1850).

The Court of Foujdaree Udalut approve of the recommendation made by the Sessions Judge in this case, that the period of Imprisonment awarded to the prisoner be reduced to one year; and the Court authorize the Sessions Judge to issue his warrant accordingly.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Nellore for his information and guidance.-

(Sent in No. 159).

Read report of Cadet pending on the 31st December 1849, and committed for trial in the month of January 1850. in the Sessions Court of Mangalore.-

(Here enter F. M. No. 331 of 1850).

Case No. 47 of 1849 on the file of the Sessions Court.-

The great delay which occurred in the commencement of the trial of this case does not appear to the Court of Foujdaree Udalut to be satisfactorily explained.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Mangalore for his information.-

(Sent in No. 160)

Read

14th February 1850.

Ordered that Extract from these Proceedings be sent to the Session Judge of Trichinopoly for his information and guidance.-

(Sent in No. 157).

Ordered also that Extract from these Proceedings (paras. 1, 2 and 3) be furnished to the Petitioner on his application.-

Read Calendar of Case No. 68 of 1849 on the file of the Sessions Court of Cuddapah.-

(Here enter F. B. No. 277 of 1850).

1. The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case, that the period of Imprisonment awarded to the 2nd and 3rd prisoners be reduced to four years; and they authorize the Sessions Judge to issue his warrant accordingly.-

2. The Court of Foujdaree Adalut are of opinion that the period of Imprisonment awarded to the 1st prisoner may with propriety be reduced to seven years, and they will be prepared upon the recommendation of the Sessions Judge to sanction a mitigation of the prescribed punishment to that extent.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for his information and guidance.-

(Sent in No. 158.)

Read

F. B.

14th February 1850.

Read Calendar of Case No. 2 of 1850 on the file of the Sessions Court of Nellore.-

(Here enter F. B. No. 292 of 1850).

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case, that the period of Imprisonment awarded to the prisoner be reduced to one year; and the Court authorize the Sessions Judge to issue his warrant accordingly.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Nellore for his information and guidance.-

(Sent in No. 159).

Read report of Cases pending on the 31st December 1849, and committed for trial in the month of January 1850. in the Sessions Court of Mangalore.-

(Here enter F. B. No. 331 of 1850).

Case No. 47 of 1849 on the file of the Sessions Court.-

The great delay which occurred in the commencement of the trial of this case does not appear to the Court of Foujdaree Adalut to be satisfactorily explained.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Mangalore for his information.-

(Sent in No. 160)

Read

Read Miscellaneous Petition forwarded by the Sessions Judge of Rajahmundry on behalf of Kunkapaty Venkata Rawze of that Zillah.—

(Here enter J: Dr: P: No: 18 of 1850).

1 The object of this Petition is to induce the Court of Foujdaree Adalut to set aside the sentence recorded against the Petitioners' Brother in 3d Prisoner in Criminal Case No: 121 of 1849 for assault and severe wounding.—

2. Before passing their final Orders on the above Petition, the Court resolve to call upon the Sessions Judge to submit for their consideration a statement of the Case as it stands in Report A, together with Copy of the proceedings of the Sessions Court on review thereof.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry by Dumpt returnable within 15 days from and after its receipt.

(Sent following Receipt No: 81).

Read Calendar in Case No: 2 of 1850 submitted by the Sessions Judge of Cuddapah under date the 2nd Instant.—

(Here enter F: C: No: 300 of 1850).

Read letter dated the 29th ultimo from the Sessions Judge of Calicut, stating that the officiating

14th February 1850.

officiating Subordinate Judge of Calicut and the Principal Sudr Ameen of Cochin have reported that no payment was made by them for bringing up the children of Convicts and nothing realized by the labor of the Prisoners during the 4th Quarter of 1849.—

(Here enter F: C: No: 303 of 1850).

Read letter dated the 1st Instant from the Principal Sudr Ameen in charge of the Zillah Court of Coimbatore, forwarding as required by the 2nd Para of the Rules laid down in the order of Government of the 9th June 1837 Duplicate Copies of the Lists of 20 Prisoners made over to the acting Magistrate.—

(Here enter F: C: No: 304 of 1850).

Read letter dated the 2nd Instant, from the Sessions Judge of Nellore reporting that no Cases were pending exceeding 25 days during the Month of January last.—

(Here enter F: C: No: 305 of 1850).

Read letter dated the 1st Instant, from the Acting Sessions Judge of Masulipatam reporting that there are no Cases pending beyond 25 days from 31st December 1849 and 31st January last.—

(Here enter F: C: No: 315 of 1850).

Read report dated the 1st Instant submitted

submitted by the Sessions Judge of Rajahmundry of cases pending trial before the Sessions Court on the 31st January 1850.-

(Here enter F. C. No. 318 of 1850).

Read Calendar of Case No. 3 of 1850 submitted by the Acting Sessions Judge of Guntoor under date the 30th January 1850.-

(Here enter F. C. No. 319 of 1850).

Read report A dated the 31st Ultimo submitted by the Sessions Judge of Calicut of case No. 13 disposed of by the Head Assistant Magistrate with copies of the Sessions Court's proceedings thereon.

(Here enter F. C. No. 322 of 1850).

Read report dated the 1st Instant submitted by the Sessions Judge of Calicut of cases depending on the 31st December 1849 and committed for trial during the month of January 1850.-

(Here enter F. C. No. 326 of 1850).

Read Calendar in Case No. [illegible] submitted by the Sessions Judge of Calicut dated the 2nd Instant.-

(Here enter F. C. No. 334 of 1850).

Read letter dated the 1st Instant from the Principal Sudr. Ameen in charge of the Zillah Court of Coimbatore, transmitting copy of a letter from the Magistrate of Malabar containing his approval of the measures taken by his Head Assistant, with regard to 25 Prisoners living at a short distance from the Jail at Palghaut.

(Here enter F. C. No. 336 of 1850).

Friday
15th February 1850.

F. C.

At a Court of the Foujdaree Adalut.

Present.

W. S. Hooper Esqre. ——— 1st Puisne Judge.
E. P. Thompson Esqre. — 2nd Puisne Judge.
W. A. Morehead Esqre. — 3rd Puisne Judge.

Read Extract from the Minutes of Consultation of Government under date 5th February 1850 upon the reports furnished through the Board of Revenue respecting the new Jail at Trichinopoly which are declared to be very satisfactory- sanctioning a further outlay of Rupees 1000 in building a work Yard- and referring the question of the disposal of the "Inner Jail" to the Court of Foujdaree Adalut for their report.-

(Here enter F. C. No. 308 of 1850).

Ordered that a copy of the Extract from the Minutes of Consultation of Government above referred to with copy of the Letter from the Secretary to the Board of Revenue in the Department of Public Works therewith transmitted be forwarded to the Sessions Judge who will be pleased to report how the inner Jail can be most advantageously disposed of.-

Ordered

submitted by the Sessions Judge of Rep
of cases pending trial before the Sessions
on the 31st January 1850.-

(Here enter F. C. No. 310

Read Calendar of Cases
submitted by the Acting Sessions Judge
under date the 30th January 1850.-

(Here enter F. C. No. 319 of

Read report A dated the
submitted by the Sessions Judge of Calicut
No. 13 disposed of by the Head Assistant
with copies of the Sessions Courts proceedings

(Here enter F. C. No. 322 of

Read report dated the
submitted by the Sessions Judge of Calicut of
depending on the 31st December 1849 and
for trial during the month of January 1850.-

(Here enter F. C. No. 326 of

Read Calendar in Case
submitted by the Sessions Judge of Calicut
date the 2nd Instant.-

(Here enter F. C. No. 334 of

Read letter dated the 4th Instant
the Principal Sudr. Ameen in charge of the Jail
of Coimbatore, transmitting Copy of a letter from the
of Malabar containing his approval of the measures
by his Head Assistant, with regard to 35 Prisoners
to a short distance from the Jail at Palghaut

(Here enter F. C. No. 336 of 1850)

Friday
15th February 1850.

F. C.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre. — 1st Puisne Judge
E. P. Thompson Esqre. — 2nd Puisne Judge
W. A. Morehead Esqre. — 3rd Puisne Judge.

Read Extract from the Minutes of Consultation of Government under date 5th February 1850 upon the reports furnished through the Board of Revenue respecting the new Jail at Trichinopoly which are declared to be very satisfactory - Sanctioning a further outlay of Rupees 1000 in building a work-yard - and referring the question of the disposal of the "Inner Jail" to the Court of Foujdaree Adalut for their report.-

(Here enter F. C. No. 308 of 1850).

Ordered that a Copy of the Extract from the Minutes of Consultation of Government above referred to with copy of the Letter from the Secretary to the Board of Revenue in the Department of Public Works therewith transmitted be forwarded to the Sessions Judge who will be pleased to report how the inner Jail can be most advantageously disposed of.-

Ordered

Ordered that an Extract from the Proceedings be forwarded to the Sessions Judge of Trichinopoly for his information and guidance.

(Sent in No. 166.)

Read letter dated the 1st. Instant from the Sessions Judge of Madura reporting that no cases were pending before the Sessions Court for more than 25 days during the month of January 1850.-

(Here enter F. R.: No. 338 of 1850).

Read Calendar in Case No. 1 of 1850 submitted by the Sessions Judge of Chicacole under date the 2nd. Instant.-

(Here enter F. R.: No. 340 of 1850).

Read letter dated the 1st. Instant from the Sessions Judge of Tellicherry reporting that no case was before him during January 1850 for a period in excess of 25 days from date of commitment.-

(Here enter F. R.: No. 342 of 1850).

Read report dated the 1st. Instant submitted by the Sessions Judge of Chicacole stating that one case was pending on the 30th. November 1849 and committed for trial during the Month of December 1849.-

(Here enter F. R. No. 343 of 1850).

Read Calendar in Case No. 2 of 1850 submitted by the Sessions Judge of Bellary under date the 6th. Instant.-

(Here enter F. R.: No. 345 of 1850).

Read

Read letter dated the 4th. Instant from the Sessions Judge of Rajahmundry affording the explanation called for in the Proceedings of the Court dated 28th. Ultimo of the great delay in Case No. 40 of 1849 the trial of which was closed on the 10th. November and the sentence proclaimed only on 31st. December 1849.-

(Here enter F. R.: No. 346 of 1850).

Read Calendar in Case No. 1 of 1850 submitted by the Sessions Judge of Cuddapah under date the 7th. Instant.-

(Here enter F. R.: No. 348 of 1850).

Read Calendar in Case No. 29 of 1850, submitted by the Sessions Judge of Chingleput under date the 8th. Instant.-

(Here enter F. R.: No. 354 of 1850).

Read Calendars in Cases Nos. VII and XI of 1850 submitted by the Sessions Judge of Calicut, under date the 5th. Instant.-

(Here enter F. R.: Nos. 359 and 360 of 1850).

Read report A dated the 4th. Instant, submitted by the Acting Sessions Judge of Masulipatam of Case No. 8 of 1850, disposed of by him.-

(Here enter F. R.: No. 363 of 1850).

Read Calendar in Case No. 2 of 1850 submitted by the Sessions Judge of Guntoor under

under date the 7th Instant.—

(Here enter F. C. No. 364 of 1850)

Read Calendar of Case No. 2 of [illegible]
submitted by the Sessions Judge of Combaconum
under date the 9th Instant.—

(Here enter F. C. No. 368 of 1850)

Read Copy of a return from the
Magistrate forwarded by the Sessions Judge of
Calicut under date the 5th instant to the precedi
of his Court of the 26th Ultimo relative to
Case No. 6 of 1850 on the Calendar of the Sessions Co

(Here enter F. C. No. 370 of 1850)

Read Criminal Reports dated the
9th Instant submitted by the Sessions Judge of Tan
for the month of January 1850.—

(Here enter F. C. No. 376 of 1850)

Read Calendars in Cases Nos. X and
XIV of 1850 submitted by the Sessions Judge of
Calicut under dates the 7th Instant.—

(Here enter F. C. Nos. 377 and 378 of 1850)

Read Calendar in Case No. 2 of 1850
submitted by the Sessions Judge of Cuddapah under
date the 9th Instant.—

(Here enter F. C. No. 379 of 1850)

Rs 1810.

F. C.

Monday
18th February 1850. At a Court of the Foujdaree Udalut

Present

G. S. Cooper Esqre ——— 1st Puisne Judge
E. S. Thompson Esqre ——— 2d Puisne Judge
W. A. Morehead Esqre ——— 3d Puisne Judge

Read Letter dated 9th February 1850
from the Principal Sudder Ameen at Chingleput
requesting authority to take cognizance of a charge
of Robbery perpetrated in July 1849 in the District
of Chittoor by certain Prisoners now under trial
before him for a similar offence committed on the
24th January 1850 within the limits of his jurisdiction

(Here enter F. C. No. 355 of 1850)

The Court of Foujdaree Udalut
observe that of the parties in question are convicted
upon the charge now pending before the Principal
Sudder Ameen no enquiry under the peculiar
circumstances of this case need be held in respect
to the previous charge—but if acquitted they
should be made over to the Magistrate of Chingle-
put who will adopt such measures in reference
to the charge of Robbery in the Chittoor District

as

as may appear to him expedient

Ordered that Extract from these Proceedings be forwarded to the Principal Sudder Ameen of Chingleput for his information and guidance

(Sent in N° 170.)

Read Miscellaneous Petition presented on the 28th January 1850 by Seetaramapah late Tahseeldar and Head of Police of Soolendah Talook Tillah Cuddapah

(Here enter Sundry T. M. P. N° 3 of 1850.)

Mr. E. P. Thompson 1

See no reason to question the propriety of the former orders passed by them in the case of the Petitioner directing his dismissal from the office of Head of District Police, and to those orders the Petitioner is referred.

2 This Petition is dismissed.

Ordered that Extract from these Proceedings be given to the Petitioner on his application

Read again Calendar of Case N° 49 of 1848 of the Session Court of Coimbatore.

(Here enter T. Ct. N° 2664 of 1848.)

Read also again Miscellaneous

Petition presented on the 15th November 1849 by Lutchmanmah of Tillah Coimbatore.

(Here enter T. Ct. M. P. N° 334 of 1849.)

Read also Return dated 18th January 1850 made by Principal Sudder Ameen in charge of the Tillah Court of Coimbatore to the Precept of the Fouzdaree Adalut dated 17th December 1849 directing the submission of an English translation of the Record of the above case.

(Here enter T. Ct. N° 180 of 1850.)

In the foregoing case twelve Prisoners

Mr. G. F. Hooper
Mr. W. A. Marshall 1

were charged with Gang Robbery, and on their conviction, were sentenced by the Session Judge to 14 years imprisonment with hard labor in irons the 1st 2d 3d 4th and 11th Prisoners in the number now under consideration, and the 5th 6th 7th 8th 9th 10th and 12th Prisoners in Case N° 45, in which number they were also concerned.

2 The Court of Fouzdaree Adalut on perusal of the above Petition presented by a relative of the 2d Prisoner in this case, seeing reason to question the propriety of its disposal, called for the entire Record, and after a careful and deliberate consideration thereof, the Court are satisfied that the evidence against

against 1st 2d 3d and 4th Prisoners is not sufficient to
convict them of the crimes charged, and they are
direct their immediate and unconditional rele

3

The sentence recorded against the
Prisoner will remain undisturbed

Ordered that Extract from these
Proceedings be forwarded to the Principal Sudd
Ameen in charge of the Tillah Court of Hoogh
by Precept returnable within 30 days from and
after its receipt

(Sent following Precept No 171.)

Ordered also that Extract from the
Proceedings be given to the Petitioners on his application

Read Miscellaneous Petition
presented on the 4th January 1850 by Visvenaden
of Tillah Chittoor

(Here enter F Ur Mr P No 29 of 1850)

Mr E. P. Thompson

The object of the Petition is to
induce the Court of Foujdaree Adalut to reve
an Order passed by the Session Judge of Chitto
under date the 5th November 1849 confirming
an Order passed by the Magistrate of that Tillah
whereby a fine imposed by the Joint Magistr
upon one Arundegoundan was remitted and the
said

said individual was ordered to be restored to the
office of Village Moonsif from which he had been
dismissed.

2 The individual in question was
charged with having caused an inscription to be
engraved on a Stone to the effect that he was of
the Mongar Meerasy family of the Village in
which he resides and with having fixed the Stone in a
building which is his private property.

3. The Court of Foujdaree Adalut
concur in the opinion recorded by the Session
Judge that the Petitioners' complaint was
frivolous, and they see no reason to interfere
with the order passed by that Officer confirming
the proceedings held by the Magistrate in the case

4 This Petition is accordingly dismiss

Ordered that Extract from these
Proceedings be given to the Petitioner on his applicat

Read Miscellaneous Petition
presented on the 4th February 1850 by Vaneya Moo-
neyappa of Tillah Chinglepet.

(Here enter F Ur Mr P No 33 of 1850)

Mr E. P. Thompson

The Court of Foujdaree Adalut
see no necessity for their interference in the
matter

matter to which this Petition relates; and the Petitioner's application is accordingly dismissed.

Ordered that Extract from these Proceedings be given to the Petitioner on his application.

Read Miscellaneous Petition presented on the 14th January 1850 by Arumugapah Moodly of Zillah Madura.

(Here enter T. C. M. P. No 21 of 1850)

Mr. G. S. Hooper

Before finally disposing of this Petition the Court of Tongdaree Udalut require that a copy of the order passed by the Magistrate of Madura under date the 5th June 1849 and of the Extract from the proceedings of the Session Court under date the 11th November 1848 which formed Nos 3 and 8 respectively of the enclosures submitted with Tongdaree Miscellaneous Petition No 235 of 1849, and which have been returned to the Petitioner be again presented for their consideration.

Ordered that Extract from these Proceedings be given to the Petitioner on his application.

Read again Calendar of Cases No 172 of 1849 of the Session Court of Cuddapah.

(Here enter T. C. No 132 of 1850)

Read also return dated 4th February

made by the Session Judge of Cuddapah to the Precept of the Tongdaree Udalut under date the 28th January 1850 directing that Officer to supply the precise grounds of reference in the foregoing case.

(Here enter T. C. No 325 of 1850)

The Court of Tongdaree Udalut are still unable to gather from the foregoing Return the precise grounds on which the above case has been set down for reference to them; but they observe that the only ground on which the case in question could be legally referred to them would be the fact of the Session Judge deeming the power vested in him by Clause seventh Section II Regulation XII of 1803 insufficient for its punishment and unless this impediment does exist to the disposal of the case, the Session Judge will be pleased to pass sentence agreeably to the provisions of the Regulation above cited.

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

(sent in No 172)

4th 1850

F.U.

Tuesday,
19th February 1850.

At a Court of the Foujdaree Udalut.

Present.

G. S. Cooper, Esquire - 1st Puisne Judge -
E. P. Thompson, Esquire - 2d Puisne Judge
W. A. Morehead, Esquire - 3d Puisne Judge -

Read Calendar of Case
No. 4 of 1850 on the file of the Sessions
Court of Chittoor. -

(Here Enter F.U. No. 351 of 1850) -

The Court of Foujdaree
Udalut approve of the recommendation
made by the Sessions Judge in this case
that the period of Imprisonment
awarded should be reduced to three
years; and the Court authorize the
Sessions Judge to issue his warrant
accordingly. -

Ordered, that Extract
from these Proceedings be forwarded
to the Sessions Judge of Chittoor for
his

19th February, 1850.

his information and guidance.—

/Sent in No. 173./—

Read Calendar of Case No. 5 of 1850 on the file of the Sessions Court of Chittoor.—

/Here Enter F.M. No. 352 of 1850/—

The Court of Enquiry Adalut approve of the recommendation made by the Sessions Judge in this case that the period of Imprisonment awarded be reduced to eight years; and the Court authorize the Sessions Judge to issue his warrant accordingly.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor for his information and guidance.—

/Sent in No. 174./—

Read Calendar of Case No. 4 of 1850 on the file of the Sessions Court of Nellore.—

/Here Enter F.M. No. 358 of 1850/—

The Court of Enquiry Adalut approve of the recommendation made

made by the Sessions Judge in this case that the period of Imprisonment awarded should be reduced to three years; and the Court of Enquiry Adalut authorize the Sessions Judge to issue his warrant accordingly.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Nellore for his information and guidance.—

/Sent in No. 175./—

Read Calendar of Case No. 4 of 1850 of the Sessions Court of Timevelly.—

/Here Enter F.M. No. 361 of 1850/—

From the Statement of the charge and of the evidence set forth in the Calendar of the foregoing Case, the Court of Enquiry Adalut are led to infer that the crime committed by the Prisoner was "Murder", and that the case was consequently not within the competency of the Acting Sessions Judge to

19th February 1850.

to dispose of.

2.

Before confirming the sentence, therefore, the Court deem it proper to call upon the Acting Sessions Judge to state of what crime the Prisoner has actually been convicted, and in submitting this information he will at the same time be pleased to forward the original Futwa of the Law Officer.

Ordered, that a Extract from these Proceedings be forwarded to the Acting Sessions Judge of Vizagapatam by Precept returnable within VIII days from and after its receipt.

L. W. / Sent following Precept No. 176 /-

F. 116.

Thursday, 21st February 1850.

At a Court of the Foujdaree Udalut.

Present.

G. S. Hooper, Esquire - 1st Puisne Judge -

E. D. Thompson, Esquire - 2d Puisne Judge -

W. A. Morehead, Esquire - 3d Puisne Judge -

Read letter dated the 5th Instant from the Acting Sessions Judge of Masulipatam, referring for the final Judgment of the Foujdaree Udalut, the Record of Case No. 6 of 1850 of the Calendar of the Sessions Court. / Here Enter F. 116. No. 382 of 1850 /-

The Court of Foujdaree Udalut on a deliberate consideration of all the circumstances of the case in Evidence before them being of opinion that the proof against the prisoner, "Mesaulah Soobbaroydoo" is sufficient to convict him of the crime of wilful Murder, do convict him thereof; and under the provisions of

Mr. G. S. Hooper and Mr. W. A. Morehead

of Section X Regulation VIII of 1802 a sentence him to suffer death by being hanged at the usual time and place of Execution.—

/Sent in a No. 103./

Read letter dated the 8th Instant from the Sessions Judge of Jaffna, referring for the final Judgment of the Fouzdaree Udalut, the Record of Case No. 42 of 1849 of the Calendar of the Session Court.—

/Here Enter F.C. No. 429 of 1850/—

Mr. G. L. Hooper and Mr. W. A. Marshall

The Court of Fouzdaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner,

"Sidda Cadan"

is sufficient to convict him of the crime of Murder, do convict him thereof, and sentence him to be transported to such place or places beyond sea as the Governor in Council shall think fit to direct there to be imprisoned

and kept to hard labor in irons on the public roads or other public works for and during the period of his natural life.—

/Sent in a No. 104./—

Read again letter dated the 7th Ultimo from the Session Judge of Cuddapah, submitting for the Judgment of the Fouzdaree Udalut the Record of Proceedings held in Case No. 40 of 1849.—

/Here Enter F.C. No. 70 of 1850/—

Read also Extract from the Minutes of Consultation No. 114 under date the 14th Instant, confirming the sentence passed by the Fouzdaree Udalut, in Case No. 40 of 1849 of the Cuddapah late Special Commissioner's file.—

/Here Enter F.C. No. 392 of 1850/—

Under authority of the Right Honorable the Governor in Council the Court do accordingly direct that the Prisoner,

"Cooracoola Chena Chennogaudoo"

be required to find two sureties in 50 Rupees

21st February, 1850.

Respondent each surety for his good behaviour and appearance when required for three years, or in default thereof be detained for three years imprisonment.—

/Sent in No. 105/

Read Miscellaneous Petition presented on the 4th January 1850 by Vannia Tavan of Zillah Madura.

/Here enter F.M.P. No. 28 of 1850./

The Court of Foujdaree Udalut observe that the subject of this Petition has been disposed of in their proceedings of the 11th instant wherein the Petitioner has been referred to the former order passed in this case.—

Ordered, that Extract from these Proceedings be furnished to the Petitioner on his application.—

Read again Miscellaneous Petition presented on the 3rd December 1849 by Mullo Sinchan of Zillah Chittoor

/Here enter F.M.P. No. 294 of 1849/

Read

F.116.

21st February, 1850

Read also return under date the 30th January 1850 and further return under date the 4th February 1850 from the Sessions Judge of Chittoor to the precept of the Foujdaree Udalut dated the 17th January 1850 calling for information with reference to certain Statements contained in the foregoing Petition.—

/Here enter F.116. Nos. 280 and 332 of 1850/

As it appears from the foregoing return that the Petitioner's assertions are entirely unfounded the Petitioner's application is dismissed.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor for his information.—

/Sent in No. 106./

Ordered also, that Extract from these Proceedings be furnished to the Petitioner on his application.—

Read

21st February 1850

Report B.
Case No 4

Read Criminal Report
submitted by the Sessions Judge of Tell
for the month of January 1850.
Hon'ble Sir W. Yule No 384 of 1850.

The Court of Sessions
Udalut desire to be informed in what
manner this case has been disposed of
no information regarding it with the
exception of the statement of charges
having been submitted in the report
Ordered, that Extract
from these Proceedings be forwarded to
the Sessions Judge of Tellicherry by
Post returnable within 5 days fro
and after its receipt.
Sent following Para. to No 107

W.

F. N.

Friday
22d. February 1850.

At a Court of the Fonjdaree Adalut

Present

G. S. Hooper Esqre ——— 1st. Puisne Judge
E. D. Thompson Esqre ——— 2d. Puisne Judge
W. A. Morehead Esqre ——— 3d. Puisne Judge

Read letter dated the 31st Ultimo from the Session Judge of Calicut submitting for the final Judgement of the Fonjdaree Adalut the Record of Case No. 4 of 1850 of the Calendar of the Session Court.

(Here enter No. 329 of 1850)

The Court of Fonjdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner,

"Tattan topyitta Moideen"

is sufficient to convict him of the crime of Rebellion do convict him thereof, and under the provisions of Section III Regulation I of 1834 sentence him to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (3) three years.

1. The Prisoner in this case was charged with having been concerned in the late Rebellion in Malabar and with having taken an

an active part ~~therein~~ and has been convicted by the Sessions Judge in concurrence with the Assessors of Officer by whom he has been declared to be liable to Fazee.

2.

The Sessions Judge has recommended that if it be deemed necessary to inflict any punishment upon the prisoner a sentence of seven years Imprisonment ~~be~~ awarded to him.

3.

The Sessions Judge at the same time adverts to the terrible example which was made of the rest of the land with whom the Prisoner was engaged in the Commission of the offence proved against him, to the Prisoner's youth and inexperience and to the great influence which was exercised over him by the rebel leader of Kam considered as a fit object for the clemency of Govern

4.

The Court of Foujdaree Adalut concur in convicting the Prisoner of the crime charged against him and consider that with reference to his youth and the severity of the wounds he has received, a sentence of three years imprisonment, which they have passed upon him subject to the confirmation of the Right Honorable the Governor in Council, will be sufficient to meet the demands of justice.

5.

The Court of Foujdaree Adalut

see no sufficient grounds for recommending a full remission of the punishment to which the prisoner has rendered himself liable by his participation in the rebellion in which he has been proved to have been engaged.

6.

With reference to the remark recorded by the Sessions Judge in the 5th Para: of his letter of reference the Court of Foujdaree Adalut observe that as the Government, to whom the Magistrate is stated to have submitted a full report upon the prisoner's Case, did not think fit to issue a special commission for the trial of the offence with which the prisoner was charged, the Magistrate was perfectly competent to commit the case to the ordinary tribunals which have been expressly empowered by Section I Act V of 1841 to try charges of treason rebellion or other crime against the State in all cases in which the Government do not see fit to exercise the power vested in it by the following sections of the Act in question.

7.

The Court of Foujdaree Adalut observe that a certificate of the nature and extent of the wounds received by the prisoner should have been transmitted with the record of the case.

8.

The Court of Foujdaree Adalut attach no importance to the circumstance adverted to by the Sessions Judge that the first deposition given by the prisoner was taken before his wounds were

an active part ~~therein~~ and has been compelled by
Sessions Judge in concurrence with the Police
Officer by whom he has been declared to be
to Lazer.

2.

The Sessions Judge has also
that if it be deemed necessary to inflict any
=ment upon the prisoner a sentence of three
imprisonment be awarded to him.

3.

The Sessions Judge of the
time adverts to the terrible scramble which
made of the rest of the land with whom the
Prisoner was engaged in the Commission of the
proved against him, to the Prisoner's youth and
inexperience and to the great influence which
exercised over him by the rebel leader of the
Horrible as grounds upon which he may be
considered as a fit object for the clemency of Govt

4.

The Court of Fonjaree Adalut
concur in convicting the Prisoner of the crime
against him and consider that with reference to his
youth and the severity of the wounds he has
received, a sentence of three years imprisonment,
which they have based upon him subject to
the confirmation of the Right Honorable the
Governor in Council, will be sufficient to meet
the demands of justice.

5.

The Court of Fonjaree Adalut
see

see no sufficient grounds for recommending a full
remission of the punishment to which the prisoner
has rendered himself liable by his participation
in the rebellion in which he has been proved
to have been engaged.

6.

With reference to the remark
recorded by the Sessions Judge in the 5th Para: of
his letter of reference the Court of Fonjaree
would observe that as the Government, to whom
the Magistrate is stated to have submitted a
full report upon the prisoner's Case, did not
think fit to issue a special commission for the
trial of the offence with which the prisoner was
charged, the Magistrate was perfectly competent to
commit the case to the ordinary tribunals which have
been expressly empowered by Section I Act V of 1841
to try charges of treason rebellion or other crime against
the State in all cases in which the Government do
not see fit to exercise the power vested in it by
the following sections of the Act in question.

7.

The Court of Fonjaree Adalut
observe that a certificate of the nature and extent
of the wounds received by the prisoner should have
been transmitted with the record of the case.

8.

The Court of Fonjaree Adalut
attach no importance to the circumstance adverted
to by the Sessions Judge that the first deposition
given by the prisoner was taken before his wounds
were

an active part [illegible] and has been committed
Sessions Judge in concurrence with the Magis
Officer by whom he has been declared to
to Jazeer.

2.

The Sessions Judge has don
that if it be deemed necessary to inflict
=ment upon the prisoner a sentence of
Imprisonment be awarded to him.

3.

The Sessions Judge at the
time adverts to the terrible scarcity which
made of the rest of the land with whom
Prisoner was engaged in the Commission of
proved against him, to the Prisoner's youth and
inexperience and to the great influence which
exercised over him by the rebel leader of Kan
Moorthul as grounds upon which clemency
considered as a fit object for the clemency of Gover

4.

The Court of Foujdaree Adalut
concur in convicting the Prisoner of the crime
against him and consider that with reference to
youth and the severity of the wounds he has
received, a sentence of three years imprisonment
which they have based upon him subject to
the confirmation of the Right Honorable the
Governor in Council, will be sufficient to meet
the demands of justice.

5.

The Court of Foujdaree Adalut
do

see no sufficient grounds for recommending a full remission of the punishment to which the prisoner has rendered himself liable by his participation in the rebellion in which he has been proved to have been engaged.

6. With reference to the remark recorded by the Sessions Judge in the 5th Para: of his letter of reference the Court of Foujdaree Adalut observe that as the Government, to whom the Magistrate is stated to have submitted a full report upon the prisoner's Case, did not think fit to issue a special commission for the trial of the offence with which the prisoner was charged, the Magistrate was perfectly competent to commit the case to the ordinary tribunals which have been expressly empowered by Section I Act V of 1841 to try charges of treason rebellion or other crime against the State in all cases in which the Government do not see fit to exercise the power vested in it by the following sections of the Act in question.

7. The Court of Foujdaree Adalut observe that a certificate of the nature and extent of the wounds received by the prisoner should have been transmitted with the record of the case.

8. The Court of Foujdaree Adalut attach no importance to the circumstance adverted to by the Sessions Judge that the first deposition given by the prisoner was taken before his wounds were

were dressed, as it was clearly desirable from t
in which he appeared to be, that such inform
should without delay, be obtained from those
might be able to afford in regard to the subject
which he had been engaged.

9. The Court however consider
examination of the prisoner by the Magistrate
17th September on solemn affirmation, although
stated by that Officer the examination in que
did not refer to the crime of which the prisone
was accused, to have been objectionable.

10. The Court of Sessions therefore
direct that their sentence in Trial No. 11 of 1850
from the Sessions Judge of Calicut together wi
the whole of the proceedings held in the case be
transmitted to the Secretary to Government in
the Judicial Department for the purpose of bein
laid before the Right Honorable the Governor
in Council, to the intent that the Court may
in conformity with the provisions of Section V
Regulation XX of 1802, Regulation I of 1824 and
Section V Act V of 1841 receive the orders of
Government before they direct their sentence to
be carried into execution.

Ordered that Extract from these
Proceedings be forwarded to the Secretary to Government
to be laid before the Right Honorable the Governor
in Council.

Attend

Ordered also, that Extract from
these Proceedings be forwarded to the Sessions Judge
of Calicut for his information and for communication
to the Magistrate of Malabar.

H. W. (Sent in No. 191 & 192)

Ap

Monday
25th February 1850

F.W.

At a Court of the Tuydare Adalat &c

Present

W.R. G. J. Hooper Esqre ——— 1st Puisne Judge
C.P.J. C. P. Thompson Esqre ——— 2d Puisne Judge
W.H. H. A. Morehead Esqre ——— 3d Puisne Judge

Read Letter dated 9th February 1850 from the Sessions Judge of Chittoor submitting copies of a correspondence between the Subordinate Judge and himself on the matter of the Prisoners in Calendar No 39 of 1849.-

(Here enter F.W. No 287 of 1850)

The Court of Tuydare Adalat direct that the Sessions Judge be called upon to submit the question regarding which he and the Subordinate Judge are at issue in a clear and distinct form and divested of the other matter connected with the case No 39, with which it is at present involved

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor for his information and guidance.-

(Tank No 193.)

Read & Recorded Report submitted

25th February 1851

the Sub Collr of the Zillah of Nellore.

1

The Board of Trade see no reason to have failed to discover in the Records of the foregoing cases, or in the remarks of the Sub Collr any thing which could lead them to doubt the truth of the Police Report in either instance, nor do they see any reason to question the correctness of the Sessions Judge in the sole decision of the Prisoners guilty confession was the real cause of the Sub Collr

2

Neither do the Board coincide with the Sessions Judge in the censure he has passed regarding the conduct of the Police Officers in this matter. The sole duties of these officers on the part of the Board as police officers, they have fulfilled to the utmost the object of their duties, and the charge that could be brought against them is an error of judgment in having failed to send up the Prisoners for trial before the Sessions Court. In this respect the Board of Trade understand are disposed to think differently to the circumstances of the case, but they do not consider a censure necessary.

3

In concluding the Board of Trade would observe that they do not consider it necessary that the Sub Collr should have attended himself to the duty

25th February 1851

No.

of sifting preparatory to the charges of the Police Officers on such uncertain grounds and the Board trust that this will be a warning to Mr Acheson, then to be more guarded in the expression of his opinion for the future.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry for his information and guidance

Sent to Nº 195

Ordered also that Extract from these Proceedings paras 2 and 3 be forwarded to the Magistrate of Rajahmundry for his information.

Sent to Nº 196

H. W.

GL

submitted by the Sessions Judge of Ootacamund
for the month of January 1851.

(Here take No. 32 of 1851)

Magistrate's dismissal case No. 2.

The Court of Sudder Adawlut
direct the proceedings in
this case be prepared by the Assistant
Magistrate by whom it was tried, and
that the prisoner be afforded an opportunity
of making his defence and of calling
witnesses as he may have to answer an
attempt of it.

2.

It is to be regretted that
the Assistant Magistrate did not distinctly
specify the offence of which the Prisoner
was convicted in the Report of the case,
in which it is observed that the proceedings
heading has not been affixed to the state-
ment of charge.

3.

The Magistrate will be pleased
to direct the attention of his Assistants to
the rule laid down in the Circular Order
of the Sudder Adawlut No 152, which
should be observed in the preparation
of the reports of all cases disposed of
by those officers under the provisions of
Section XII Regulation X of 1816.

Ordered that Extract from

these Proceedings be forwarded to the Sessions
Judge of Ootacamund for his information
and for communication to the Magistrate

(Sent us No. 194.)

Read Letter dated 12th October
1850 from the Sessions Judge of Rajahmundry submitting for
the final judgment ——— of the Court of
Sudder Adawlut the Records of case No. 37
of 1849 on the file of the Sessions Court of Rajah-
mundry.

(Here take No. 216. of 1850)

The Court of Sudder Adawlut
on a deliberate consideration of all the circumstances
of the case in evidence before them being of opinion
that the proof against the Prisoner

Sir L. P. Thompson and Sir W. A. Morehead

Sultamelloo Soobbamma

is sufficient to convict her of being accessory to the crime
of wilful murder for which, according to the Mahom-
medan Law, as declared in fatwas of their
Law officers, discretionary punishment is awarded,
do convict her thereof, and under the provisions
of Clause third Section VII and VIII Regulation
XV of 1803. and Section I Act XIV of 1841 sentence
her to be imprisoned for the period of her natural
life and to be banished from the District in
which her place of abode is situated, and
to be kept to labor suitable to her sex in

The

F. M.

Tuesday 26th. February 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqr. ——— 1st. Puisne Judge.
E. P. Thompson Esqr. ——— 2nd. Puisne Judge.
W. A. Morehead Esqr. ——— 3rd. Puisne Judge.

Read Miscellaneous Petition presented on the 11th. February 1850 by B. Atchootaramiah Mookhtar Vakeel on behalf of B. Walul Row of Zillah Cuddapah.—

(Here enter F. Mr. P. No. 35 of 1850).

The Court of Foujdaree Adalut see no reason to question the propriety of the proceedings held by the Sessions Judge of Cuddapah under date the 10th. January 1850, refusing to order the remission of the fine of which the Petitioner complains.—

This Petition is accordingly dismissed.—

Ordered that Extract from these Proceedings be furnished to the Petitioners Vakeel on his application.—

Read Calendar of Case No. 13 of 1850 of the Sessions Court of Calicut.—

(Here enter F. M. No. 388 of 1850)

Read

The Court of Foujdaree Udalut are of opinion that the foregoing Case was properly committed and that it should have been tried by the Sessions Judge with whom rested the power of awarding such punishment, as he might deem the Prisoner to be deserving of.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information.—

(Sent in No. 207).

Read Calendar of Case No. 1 of 1850 of the Sessions Court of Chingleput.—

(Here enter F. C. No. 390 of 1850).

1.

The Court of Foujdaree Udalut approve of the recommendation made by the Sessions Judge in this Case, that the Sentence recorded against the first and third Prisoners on their conviction of "Highway Robbery" be mitigated in the case of the first Prisoner to four years imprisonment, and in that of the third Prisoner to 8 years imprisonment both with hard labor in irons.—

2.

And the Sessions Judge is hereby authorised to issue his warrant accordingly.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chingleput for his information and guidance.—

(Sent in No. 208.)

Read

26th. February 1850.

Read Criminal Reports submitted by the Sessions Judge of Combaconum for the Month of January 1850.—

(Here enter F. C. No. 402 of 1850).

Joint Magistrate's Calendar.
Report B.
Case No. 1.

The Court of Foujdaree Udalut observe that the Sentence awarded in this Case is illegal, the offence charged which is specially provided for by Clause first Section XI Regulation XIII of 1832, not being punishable under the provisions of Section VII Regulation X of 1816 and Section LIV Act VII of 1843.—

The Court of Foujdaree Udalut—

2.

accordingly direct that the Sentence be annulled and that the Case be committed for trial to the Subordinate Criminal Court.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Combaconum for his information and guidance.—

(Sent in No. 209).

Read letter under date the 9th. February 1850 from the Agent to the Governor of Fort St. George at Kurnool submitting reports of the trials of Cases Nos. 6, 9, 10, 11, 12, 13, 14, 15, and 16 on the file of this Court.—

Here enter F. C. Nos. 403, 406, 407, 408, 409, 410, 411, 412, 413 of 1850).

The

1. The 1st prisoner in Case No. 6 has been charged in that case and in each of the other cases above recorded with the offence of Cattle stealing.

2. The Agent convicts the prisoner in question in each of the cases in which he is charged, & these convictions the Court of Foujdaree Adalut concur and they accordingly —— sentence the 1st Prisoner.

Yellusspa.

to Imprisonment, with hard labor in irons on the public roads or other public works for the term of seven years under the provisions of Clause Seventh Section II Regulation XV of 1803. It is observed that the other prisoners charged in these cases have been unconditionally released.—

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort St. George at Kurnool for his information and guidance.—

(Sent in No. 210.)

Read letter under date the 9th February 1850. from the Agent to the Governor of Fort St. George at Kurnool submitting reports of Case No. 7 of 1850. on the file of his Court.—

(Here enter F. A. No. 404 of 1850).

1. The 1st and 2nd prisoners in this Case were charged with having stolen a pony valued at Rupees and

and with having sold it to the 3rd prisoner.

2. The 3rd prisoner was charged with having purchased the said pony knowing it to have been stolen.—

3. The Court of Foujdaree Adalut concur with the agent in the conviction of the 1st prisoner and have awarded to him in their proceedings of this date held upon Case No. 6 of 1850. on the file of the Agent's Court a commutation sentence of seven years Imprisonment with hard labor in irons; the prisoner in question having been convicted of similar offences in that case and also in Cases Nos. 9, 10, 11, 12, 13, 14, 15 and 16 of 1850. on the file of the Agent's Court.—

4. The Court of Foujdaree Adalut approve of the recommendation made by the Agent in regard to the 2nd prisoner

Madiga Soonka.

and they direct that he be placed under a requisition of Security in two sureties in the sum of Rupees 15. fifteen each for his good behaviour and appearance when required for the period of one year, or that in default he be imprisoned for that period.—

5. It is observed that the 3rd prisoner has been unconditionally released.—

Ordered that Extract from these Proceedings

Proceedings be forwarded to the Agent to the Governor of Fort St. George in Kurnool for his information and guidance.—

(Sent in No. 211.)

Read letter under date the 9th Feby. 1850 from the Agent to the Governor of Fort St. George at Kurnool submitting report of the trial of case No. 8 on the file of his Court.—

(Here enter F. C. No. 405 of 1850).

The Court of Foujdaree Udalut having disposed of the 1st and 2nd prisoners in this case in their proceedings of this date held respectively cases Nos. 6 and 7 on the file of the Agents Court.

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort St. George at Kurnool for his information.—

(Sent in No. 212.)

Read letter under date the 12th February 1850 from the Agent to the Governor of Fort St. George at Kurnool submitting a report of the trial of three prisoners charged with Highway Robbery in Case No. 1 of 1850 on his file.

(Here enter F. C. No. 431 of 1850).

1.

The Court of Foujdaree Udalut concur with the Agent in the conviction of the 1st Prisoner in this Case and in the amount of punishment proposed by that Officer to be passed upon him.—

2.

The Court of Foujdaree Udalut accordingly resolve to sentence the 1st prisoner Lutchmeegadoo alias Roopa to imprisonment with hard labor in irons on the public roads or other public works for the term of seven years under the provisions of Clauses third and fifth Section IV Regulation XV of 1803.—

3.

It is observed that the 2nd and 3rd prisoners have been unconditionally released.—

Ordered that Extract from these Proceedings be forwarded to the Agent to the Governor of Fort St. George at Kurnool for his information and guidance.—

(Sent in No. 113).

Read Criminal Reports submitted by the Sessions Judge of Chittoor for the Month of January 1850.

(Here enter F. C. No. 433 of 1850).

Suppl. Report B. Case No. 201.

The Court of Foujdaree Udalut direct that in preparing the monthly Criminal Reports the Subordinate Judge will revise the translations of the reports of Cases disposed of by the Sudr Ameen, so that the language in which they are recorded may be intelligible.—

From

2. From the wording of the Sentence in this Case it might be inferred that the prisoner who has been placed under a requisition of Security had been convicted of the offence charged against him.

Report B
Case No. 5.

3. It should have been stated whether the prisoner in this Case was convicted of the offence therein charged against him or not.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chittoor for communication to the Subordinate Judge.

(Sent in No. 214.).

Read Calendar of Case No. 53 of 1849 on the file of the Session Court of Cuddapah.-

(Here enter F. H. No. 2234 of 1849).

The Court of Foujdaree Adalut direct that a Copy of the Persian Fituah be forwarded by the Session Judge.-

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddapah for his information and guidance by precept returnable within III days from and after its receipt.-

(Sent following Precept No. 215.)

Read Calendar in Case No. 3 of 1850 submitted by the Session Judge of Combaconum under date the 11th Instant.-

(Here enter F. H. No. 380 of 1850)

Read

F. H.
26th February 1850.

Read letter dated the 9th Instant, from the Acting Session Judge of Tinnevelly reporting the escape of a Convict Mayandey who was sentenced to 14 Years imprisonment in Sessions Case No. 3 of 1850 from the custody of Peons when taken out to an open spot for the purposes of nature and his immediate recapture.-

(Here enter F. H. No. 383 of 1850).

Read Calendar in Case No. 49 of 1849 submitted by the Session Judge of Bangalore under date the 9th Instant.-

(Here enter F. H. No. 391 of 1850).

Read return dated the 13th Instant from the Session Judge of Cuddapah to the precept of the Foujdaree Adalut under date the 5th Instant, directing the unconditional release of the Prisoner in Case No. 26 on the file of Cuddapah Sessions Court for 1849.-

(Here enter F. H. No. 395 of 1850).

Read Calendars in Cases No. 374 of 1850 submitted by the Session Judge of Cuddapah under date the 13th Instant.-

(Here enter F. H. No. 396 and 397 of 1850).

Read Calendar in Case No. 2 of 1850 submitted by the Session Judge of Chingleput under date the 13th Instant.-

(Here enter F. H. No. 398 of 1850)

Read

26th February 1850.

Read Criminal Report dated the 1st Ultimo, submitted by the Agent in the Hill Tracts of Orissa for the month of December 1849.

(Here enter F: C: No 399 of 1850)

Read Criminal Report dated the 15th Instant submitted by the Sessions Judge of Chingleput for the month of January 1850.

(Here enter F: C: No 444 of 1850)

Read letter dated the 13th Instant from the Principal Sudr Ameen in charge of the Zillah Court of Coimbatore forwarding a Duplicate Copy of a list of a Convict sent to the Acting Magistrate of Coimbatore.

(Here enter F: C: No 445 of 1850)

Read Calendars in Cases Nos Nos III of 1850. submitted by the Sessions Judge of Madura under date the 13th Instant.

(Here enter F: C: Nos 419 and 420 of 1850)

F. C.

Thursday 28th. February 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre. — 1st. Puisne Judge.

E. P. Thompson Esqre. — 2nd. Puisne Judge.

W. A. Morehead Esqre. — 3rd. Puisne Judge.

C. J. for 3d. Judge

Read letter dated the 19th. Instant, from the Session Judge of Cuddapah, submitting for the final judgment of the Foujdaree Adalut the record of the trial in Case No. 53 of the Calendar of the Sessions Court for 1849.-

(Here enter F. C. No. 495 of 1850).

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner,

Mr. G. S. Hooper and Mr. W. A. Morehead.

"S. Aukadoo"

is sufficient to convict him of the crime of Murder, do convict him thereof; and under the provisions of Section X Regulation VIII of 1802, sentence him to suffer death by being hanged at the usual time and place of execution.-

(Sent in No. 210).

Read letter dated the 15th. Instant, from the Sessions Judge of Calicut, submitting for the

the final judgment of the Foujdaree Adalut
record of the trial in Case Nos 65 and 68 of the
of the Sessions Court of 1849.-

M.r G. S. Hooper.

Case No. 65.

(Here enter F. 66. No. 1474 of 1849)

The Court of Foujdaree Adalut
a deliberate consideration of all the circumstanc
the case in evidence before them, being of opinio
that the prisoners,

1st Kollungara Kundoh Pannikar
2nd Coundapen alias Ranna Pannikar
and
3rd Koya Koothy

are not convicted on presumptive proof, or on th
evidence of credible witnesses, or on their own confe
of the crimes charged, do acquit them thereof
direct that they be set at liberty.-

Case No. 68.

M.r G. S. Hooper.

The Court of Foujdaree Adalut
a deliberate consideration of all the circumstances
the Case in evidence before them, being of opinion
that the prisoner

"Chakoonka Coonhy Kristnen"

is not convicted on presumptive proof, or on the
of credible witnesses, or on his own confession of the
crime charged, do acquit him thereof and direct that
he be set at liberty.-

(Sent in No. 219)

Read

Read Criminal Reports dated
the 14th Instant submitted by the Sessions Judge
of Cuddapah for the Month of January 1850.-
(Here enter F. 66. No. 427 of 1850).

Read Criminal Report B dated
the 1st Instant submitted by the Sessions Judge
of Nellore for the Month of January 1850.-
(Here enter F. 66. No. 430 of 1850).

Read Criminal Reports dated the
15th Instant submitted by the Sessions Judge of
Trichinopoly for the Month of January 1850.-
(Here enter F. 66. No. 434 of 1850).

Read Criminal Report B dated
the 15th Instant submitted by the Sessions Judge
of Bellary for the Month of January 1850.-
(Here enter F. 66. No. 435 of 1850).

Read Criminal Report B dated
the 16th Instant submitted by the Sessions Judge
of Cuddalore for the Month of January 1850.-
(Here enter F. 66. No. 440 of 1850). &-

Recd 18th.

F. 116.

Friday,
1st March, 1850. At a Court of the Foujdaree Udalut

Present.

J.R. G. S. Hooper, Esquire - 1st Puisne Judge -
P.S. E. P. Thompson, Esquire - 2d Puisne Judge -
J. H. W. A. Morehead, Esquire - 3d Puisne Judge -

Read Criminal Reports submitted by the Sessions Judge of Mangalore for the month of January 1850. -

/Here Enter F. 116. No. 446 of 1850/-

The Court of Foujdaree Udalut observe that Clause first Section IV Regulation XIII of 1832 should have been quoted as well as Section VII Regulation X of 1816 in support of the sentence awarded to the prisoner in this case, who has been convicted of Cattle Stealing and has been sentenced to three months' Imprisonment with hard labor in irons and to one months' solitary confinement. -

Ordered,

Supplemental Report.
B.
Case No. 190.

1st March, 1850.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Mangalore for his information and for communication to the Subordinate Judge.—

/Sent in No. 223./—

Read Criminal Reports submitted by the Sessions Judge of Calicut for the month of January 1850.—

/Here enter F.C. No. 460 of 1850./—

The Court of Foujdaree Udalut observe that in the abstract of cases disposed of, opposite to each heading should be affixed the number of cases and of prisoners to which the heading in question respectively apply; and that the plan adopted in the abstract under review of bracketting together the four headings laid down in the form prescribed, defeats the object with which that form was prepared for the guidance of the Lower Courts.

Ordered,

1st March, 1850.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for communication to the Subordinate Judge.—

/Sent in No. 224./—

Read Calendar of Case No. 50 of 1849 on the file of the Sessions Court of Mangalore.—

/Here enter F.C. No. 447 of 1850./—

The Court of Foujdaree Udalut observe that an unnecessary delay has occurred in the disposal of this case; the Futwa having been delivered on the 14th January while the sentence was not recorded until the 2d Ultimo.—

The Court of Foujdaree Udalut are of opinion that the period of Imprisonment awarded in this case may with propriety be reduced to seven years, and should no circumstances of aggravation exist which are not stated in the Calendar, the Court of Foujdaree Udalut will be

be prepared to mitigate the sentence to that extent.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Mangalore for his information and guidance by precept returnable within V days from and after its receipt.

/Sent following Precept No. 225/-

Read again Calendar of Case No. 23 of 1849 on the file of the Sessions Court of Trichinopoly.

/Here enter F.R. No. 2473 of 1849/-

Read also return under date the 22d December 1849 from the Sessions Judge of Trichinopoly, to the precept of the Fouzdaree Udalut dated the 13th December 1849 - conveying their orders on the foregoing case.

/Here enter F.R. No. 2649 of 1849/-

Read also return under date the 13th February 1850, from the Sessions Judge of Trichinopoly, to the precept of the Fouzdaree Udalut dated the

16th January 1850, conveying their further orders on the foregoing case.

/Here enter F.R. No. 416 of 1850/-

The Court of Fouzdaree Udalut see no reason to question the propriety of the sentences awarded in this case; and approving of the recommendation made by the Sessions Judge that the period of Imprisonment awarded to the 5th, 7th, 8th, and 12th prisoners respectively be reduced to eight years, they authorize the Sessions Judge to issue his warrant accordingly.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Trichinopoly for his information and guidance.

/Sent in No. 226/-

Read Letter dated 16th February 1850 from the Agent to the Governor in Vizagapatam, reporting in abstract for the orders of the Court of Fouzdaree Udalut the facts as they appear recorded on the trial before

before him of those Prisoners committed by the Special Assistant Agent, the first as principal the remainder as accessories, on a charge of Murder.

/Here Enter F.C. № 478 of 1850/

1. The Agent is of opinion, that the crime brought home to the 1st Prisoner does not amount to wilful Murder and he proposes that a sentence of three years' imprisonment with hard labor in irons should be passed upon him, and that the remaining Prisoners who have been proved to have taken part in a riot and affrauth, & should be sentenced to imprisonment with hard labor for six months.

2. The Court of Foujdaree Udalut are unable to concur in the view of the case taken by the Agent to the Governor, and accordingly direct that the record of the trial be transmitted for their consideration without delay.

Ordered, that Extract from

from these Proceedings be forwarded to the Agent to the Governor in Vizagapatam by precept returnable in XV days from and after its receipt.

/Sent following Precept № 227/

Read letter dated the 21st Ultimo from the Session Judge of Calicut, referring for the final Judgment of the Foujdaree Udalut, the Record of Case № 21 of 1850 of the Calendar of the Session Court.

/Here Enter F.C. № 520 of 1850/

The Court of Foujdaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner, "Cheriya Chamakayel Chekotty" is sufficient to convict him of the crime of Wilful Murder, do convict him thereof; and under the provisions of Section X Regulation VIII of 1802, sentence him to suffer

Mr E.P. Thompson and Mr W.A. Morehead

1st March, 1850.

suffer death by being hanged at the usual time and place of execution

Exd 18th / Sent in No 220 /

Saturday 2d March 1850.

F. Ct.

At a Court of the Tongaree Udalut

Present

G. S. Hooper Esqre 1st Assn Judge

C. P. Thompson Esqre 2d Assn Judge

H. A. Moorhead Esqre 3d Assn Judge

Read again Calendar of Case No 3 of 1850 of the Sessions Court of Tinnevelly (here enter No. 259 of 1850)

Read also Return dated 15th February 1850 made by the acting Sessions Judge of Tinnevelly to the precept of the Tongaree Udalut dated 8th February 1850 requiring that officer to state fully the circumstances which led to the apprehension of the 2d Prisoner in the foregoing case.

(here enter the No. 135 of 1850)

The information afforded in the foregoing Return being too incomplete to enable the Court of Tongaree Udalut to judge of the propriety of the disposal of the case, it is resolved to call upon the Acting Sessions Judge to transmit a translation of the entire Records for the consideration of the Court with the least possible delay.

Ordered

Ordered accordingly that they be removed from the file of the Court

Read Letter dated 22nd Ultimo from the Superintendent of Customs, submitting for the further judgment of the Tongdarree Adalut the Record of Case No 3 of 1850 of the Calendar of the Superior Court.

(This Case No 500 of 1850.)

Mr. C. P. Thompson and Mr. A. Morehead

The Court of Tongdarree Adalut on a deliberate examination of the evidence of the Case as recorded before them, being of opinion that the Prisoner

"Coram Lalchuan alias
"Luthgandon" alias
"Tantegan"

is not convicted on presumptive proof, or on the oath of credible Witnesses, or on his own confession of the crime charged, to acquit him thereof, but considering that strong suspicion, though not amounting to conviction, attaches to him, they direct that the Prisoner shall be dealt with according to Section II Regulation XI of 1818 be required to furnish two Sureties in (2 5) twenty five Rupees each surety for his good behaviour and appearance when required within 3 years or in default thereof that he be detained for three years in confinement.

1. The Court of Tongdarree Adalut consider the evidence in this case sufficient to justify the conviction of the prisoner of the

been accessary to the Murder, with which he was charged

2. The Court of Tongdarree Adalut, deem it proper to point out to the Superior Judge that the course of examination adopted by him in regard to the spot pointed out by the Prisoner as that at which the Murder had been committed, was unsatisfactory, in-as-much as it was impossible thereby to ascertain whether it was at the spot in question that the dead body of the deceased had been previously discovered or at another place. - If it had been shown that the place pointed out by the Prisoner as the scene of the murder was distinct from that at which the body was found while the appearance of stains of blood and other traces of violence at the former place rendered it probable that a murder had been there committed, it is obvious that the weight of evidence against the prisoner would have been much increased but on these points the record of the case leaves the Court altogether unable to decide.

3 The Court of Tongdarree Adalut presume to direct that the Superior take explanation of the delays which occurred in the trial of this case

4 The Court of Tongdarree Adalut observe that the prisoner was arraigned on the 2nd February after which an interval of two days occurred

2d March 1850

in force on the public roads or other public
for and during the period of (illegible) the year

to wit

Sent in at 2.34 P.M.

F. C.

Monday
4th March 1850

At a Court of the Foujdaree Udalut

— Present —

Hon'ble G. L. Stroker Esqre ——— 1st Puisne Judge

Hon'ble C. P. Thompson Esqre ——— 2d Puisne Judge

Hon'ble H. T. Monkland Esqre ——— 3d Puisne Judge

Read miscellaneous Petition —
presented on the 7th January last by P. Ramasamy
Mookhtar Vakeel on behalf of Sellama Naick &
Mookhtar

(Petition
(Here enter No. P. No 5 of 1850.)

Read also Miscellaneous Petition
presented on the 4th instant, by Vanea Mooreappa
Chetty Mookhtar Vakeel on behalf of Bawah alias
Syde Ahmed of Tillah Chungleput.

(Here enter No P. No 32 of 1850.)

Read also Miscellaneous petition
presented on the 11th instant, by Sree Nadarayana
Chetty by his Mookhtar Vakeel appears Moodaly
of Tillah Vellinapoke

(Here enter No P. No 36 of 1850.)

The above petitions having been signed
by persons who allege themselves to be the Mookhtar
Vakeels of the parties petitioning the Court of
Foujdaree Udalut declare is to bring them under
consideration —

Ordered

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Tanjore by Express within Sixty days from and after its receipt

/Sent following Precept No 232./

Read Letter dated 19th February 1850 from the Sessions Judge of Kandahar submitting the annual report of the Commissioner of Police for that District during the year 1849

/Here take Register No 1 of 1850/

In paras 5 the Sessions Judge states, from what has taken under my notice during the short time I have been in this District, the Heads of Police in the report of a Robbery being made to them by the Village Police, do not themselves act with sufficient promptitude - and the Court of Tanjore Adalut deem that the attention of the Magistrate be called to the want of promptitude on the part of the Heads of Police observed by the Sessions Judge.

In Paras 7 and 8 he thereby remarks that abuses have arisen from the hereditary employment of Sirdars Padrachy, a notorious Thief, and other persons in the detection of crime, and the Court of Tanjore Adalut deem that attention of these Paras be furnished by the Sessions Judge

to the Magistrate, who will submit an explanation upon the subject, thro' the Sessions Court for their information -

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddalore by Express returnable within XV days from and after its receipt -

/Sent following Precept No 233/

Read Letter dated 23d February 1850 from the Sessions Judge of Mangalore submitting for the final judgment of the Tanjore Adalut the records of trial in Case No 50 of 1849 on the file of Sessions Court

/Here take No 53 of 1849/

Sir Th Morehead

The Court of Tanjore Adalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the prisoner "Hoo-chabba" is sufficient to convict him of the crime of Severe wounding with intent to kill, for which, according to the Laws of this Land officers discretionary Punishment is awardable under the Mahomedan Law, do convict him thereof; and in conformity with the provisions of Clause third Section XI Regulation XV of 1802 and Section XXIII Act VI of 1843, sentence him to be imprisoned and kept to hard labor in

received previous to the examination of the 15th witnesses who were examined on the 5th and the 11th and 12th on the 8th the prisoners defence not being taken until the 15th.

5. The Court of Inquiry detailed are of opinion that the prisoners alleged accomplices "Jafeham" and "Ramayya" should be apprehended with the view of obtaining further information in regards to the death of the deceased.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Guntoor by Precept returnable within three days from and after its receipt.

/Sent following precept No 335/

Read again Miscellaneous Petition preferred on the 9th July and 12th August 1849 by Mahomed Sophan alias Khan Saheb on behalf of Shaik Kalesh and others of Tellah Masulipatam

/Here Enter Fr P. No 167 of 1849/

Read also Extract under date the 7th January 1850 from the Sessions Judge of Kistnah forwarding to the record of the Proceedings held before the 12th November 1849 directing the transmission of an English Translation of the Native records of case No 9 of 1849 on the file of the Sessions Court.

/Here Enter Fr No 97 of 1850/

Do an attentive perusal of the entire records of the foregoing case the Court of Sudder Adawlut consider the punishment which the prisoners have already undergone to be fully sufficient to meet the demands of justice, and the Court of Sudder Adawlut accordingly direct that the prisoners in question be severally unconditionally released.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Masulipatam by precept returnable within three days from and after its receipt.

/Sent following precept No 336/

Read again Calendars of Cases Nos 45, 46, 47, 48, 49 of 1849 on the file of the Sessions Court of Rajahmundry

/Here Enter Fr. Nos 78, 79, 80, 81 and 82 of 1850/

Read also Miscellaneous Petition forwarded by the Sessions Judge of Rajahmundry from Sudaramma Gazarlu of that Zillah.

/Here Enter Fr P. No 250 of 1850/

Read also letter under date the 9th February 1850 from the Sessions Judge of Rajahmundry transmitting the Calendars of the cases above referred to.

/Here Enter Fr No 380 of 1850/

The Court of Sudder Adawlut have

have again perused the Calendars of the Cases in which the Petitioner's son has been convicted, and sentenced to twelve years' Imprisonment with hard labor in irons, and see no grounds for questioning the correctness of the verdict, or the sentence by which that individual has been affected.

2. The Board of Superintendence resolve accordingly to dismiss the Petition.

Ordered that Extract from these Proceedings be sent to the Superintending Magistrate of Rajahmundry for communication to Petitioner.

(Sent pr. No 237.)

Read Letter under date the 15th February 1850 from the Superintending Magistrate of Rajahmundry

(Vide Later P. Book No 149 of 1850)

1. The Board of Superintendence resolve to direct that English Translations of the records of Cases Nos 51, 52 & 53 of 1849 on the file of the Superintendent which form the subject of the correspondence submitted with the foregoing letter may be forwarded for the consideration of the Superintendence Board.

2. Adverting to the remarks contained in the 8th & 10th paras of the Magistrate's letter wherein that officer has thought proper to allude to certain former proceedings by the Board of Superintendence Board on decisions of the Superintendent Courts which have

been communicated with those under consideration, the Board of Superintendence Board resolve to direct that in any future communications which the Magistrate may think it necessary to make with reference to the proceedings of the Superintendent Court he will scrupulously confine himself to the discussion of the cases to which such communications may refer.

Ordered that Extract from these Proceedings be sent to the Superintendent for his information and guidance and for communication to the Magistrate by precept returnable within Fifteen days from and after its receipt.

(Sent following precept No 238.)

Read Letter dated 29th January 1850 from the Superintendent of Rajahmundry submitting copy of a Letter dated 26th Idem from the Magistrate of that District commenting upon the sentences passed by the Superintendent Court in Case No 37 of 1849.

(Vide Later No 317 of 1850.)

Read Letter dated 15th February 1851 from the same officer submitting a Letter from the Magistrate dated 14th Idem offering certain remarks upon the sentences passed by the Superintendent Court in Cases Nos 37 and 54 of 1849

(Vide Later P.B. No 269 of 1850.)

The

4th March 1850

1

The Judges of the Court of Fouzdaree Adaulut having again had their attention called to the Calendar submitted by the Sessions Judge in Case No 54 of 1849 see no reason to question the propriety of the decision passed by the Sessions Judge, they however deem it expedient to require the Sessions Judge to specify the grounds of doubt upon which security was demanded from the 1st to Prisoners in the said Case.

2

The Sessions Judge will further be pleased to report the reasons which induced him to abstain from directing the commitment of the 2d and 3d Witnesses, who having sworn to certain facts before the Subordinate Court retracted when examined by the Sessions Court, in order to their being put upon their trial for Perjury

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry by precept returnable within five days from and after its receipt.

(Sent following precept No 239)

Read again Miscellaneous Petition presented on the 5th September 1849 by Shunmoogha chetty Vakeel on behalf of Sabbapadeva Ooja of Tillah Tellicherry.

(Here take for P No 107 of 1849)

Read also Extract under date the 31st October 1849 from the Sessions Judge of Tellicherry

Fk

4th March 1850

Tellicherry to the Precept of the Fouzdaree Adaulut dated the 6th October 1849 conveying their orders on the foregoing Petition.

(Here take for No 2245 of 1849)

On perusal of the foregoing re-
1
cords and of the documents submitted therewith, the Court of Fouzdaree Adaulut are of opinion that the order passed by the Provincial Judge directing that the jewels referred to by the Petitioner should be restored on deposit in the Court pending the institution of a Court Suit by the Prosecutor in Case No 69 of 1849 on the file of the Criminal Court to establish his claim to them, is correct. Under all the circumstances
2
of the Case the Court of Fouzdaree Adaulut consider that it was not competent to the Sessions Judge to order the delivery of the Jewels in question to the Prosecutor whose statement in regards to them appeared to the Court to be open to much suspicion and they accordingly direct that the order passed by the Sessions Judge under date the 23d July 1849 be annulled.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Tellicherry by precept returnable within

4th March 1850

within III days from and after its receipt.
[Seal following Precept No 240.]

Ordered also that Extract from these Proceedings be given to the Petitioners
Solicitor on his application.

4th
III.

2d

4th March 1850

written ???

F. C.

Tuesday 5th March, 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre ——— 1st Puisne Judge
E. P. Thompson Esqre ——— 2nd Puisne Judge
W. A. Morehead Esqre ——— 3rd Puisne Judge.

Read again Calendar of Case No. 68 of 1849. on the file of the Sessions Court of Cuddapah.—

(Here enter F. C. No. 277 of 1850).

Read also letter under date the 18th February 1850. from the Sessions Judge of Cuddapah.—

(Here enter F. C. No. 454 of 1850).

The Court of Foujdaree Adalut — approve of the recommendation made by the Sessions Judge in this Case, that the period of Imprisonment awarded to the 1st Prisoner be reduced to seven — years; and they authorize the Sessions Judge to issue his warrant accordingly.—

Ordered that Extract from these — Proceedings be sent to the Sessions Judge of Cuddapah for his information.—

(Sent in No. 274.)

Read.

F. C.

Tuesday 5th March, 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Cooper Esqre. ——— 1st Puisne Judge
E. P. Thompson Esqre. ——— 2nd Puisne Judge
W. A. Morehead Esqre. ——— 3rd Puisne Judge.

Read again Calendar of Case No. 68 of 1849. on the file of the Sessions Court of Cuddapah.—

(Here enter F. C. No. 277 of 1850).

Read also letter under date the 18th February 1850. from the Sessions Judge of Cuddapah.—

(Here enter F. C. No. 454 of 1850).

The Court of Foujdaree Adalut — approve of the recommendation made by the Sessions Judge in this Case, that the period of Imprisonment awarded to the 1st Prisoner be reduced to seven — years, and they authorize the Sessions Judge to issue his warrant accordingly.—

Ordered that Extract from these — Proceedings be sent to the Sessions Judge of Cuddapah for his information.—

(Sent in No. 274.)

Read.

Read letter under date the 11th February 1850 from the Sessions Judge of Rajahmundry—

(Here enter F: C: No. 480 of 1850).

1.

Adverting to the observations contained in the proceedings of the Court of Foujdaree Adalut under date the 9th Ultimo, wherein it is observed, that in cases disposed of under the provisions of Clause Sixth Section II Regulation VI of 1822 it is at the discretion of the Criminal Judge to sentence the prisoner to any period of Imprisonment provided that the Imprisonment does not exceed the period of two years, the Sessions Judge requests the attention of the Judges to the rule laid down in the Circular Order of the Foujdaree Adalut No. 139, in which it has been declared that in all cases disposed of under the provisions of the enactment in question, the period of Imprisonment awarded must exceed six months—

2.

The Court of Foujdaree Adalut as at present composed consider the rule laid down in the Circular Order referred to to be incorrect and altogether unwarranted by the provisions of the Law to which it refers and they direct that the observations conveyed in their proceedings of the 9th Ultimo, may in future be observed—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Rajahmundry for his information and guidance—

(Sent in No. 275).

Read Calendar of Case No. 12 of 1850 on the file of the Sessions Court of Calicut—

(Here enter F: C: No. 487 of 1850)

The Court of Foujdaree Adalut observe that the grounds of suspicion upon which the requisition of security in this case has been made, should be stated, as laid down in Circular Order 6th September 1819—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Calicut by Precept returnable in III days from and after its receipt—

(Sent following Precept No. 276).

Read Criminal Reports submitted by the Sessions Judge of Honore for the month of January 1850—

(Here enter F: C: No. 491 of 1850).

Honore Criminal Report B. Case No. 2.

The Court of Foujdaree Adalut

1.

desire to be informed where the prisoner in this case was detained from the 17th November the date of his apprehension, to the 7th January when he was forwarded from the Talook to the Criminal Court—

Sirey Criml Report B Cases No. 1, 3.

2.

The commitment of these cases to the

the Criminal Court requires explanation.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Vellore by precept returnable within X days from and after its receipt.—

(Sent following Precpt. No. 277).

Read Calendar of Case No. 6 of 1850 of the Session Court of Chittoor.—

(Here enter F. C. No. 497 of 1850).

1. The Court of Foujdarree Adalut accedes to the recommendation made by the Session Judge in this Case that the Sentence recorded against the Prisoner on his conviction of Robbery by force violence be mitigated to (7) Seven years imprisonment with hard labor in irons.—

2. And the Session Judge is hereby authorized to issue his Warrant accordingly.—

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Chittoor for his information and guidance.—

(Sent in No. 278).

Read Calendar of Case No. VI of 1850 of the Session Court of Madura.—

(Here enter F. C. No. 502 of 1850).

1. The Court of Foujdarree Adalut accedes to the recommendation of the Session Judge in

in this Case, that the Sentence recorded against the Prisoner on his conviction of "Highway Robbery" be mitigated to six months imprisonment with hard labor in irons.—

2. And the Session Judge is hereby authorized to issue his warrant accordingly.—

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Madura for his information and guidance.—

(Sent in No. 279).

Read Calendar of Case No. 69 of 1849 of the Session Court of Calicut.—

(Here enter F. C. No. 503 of 1850).

1. The Court of Foujdarree Adalut accede to the recommendation made by the Session Judge in this Case, that the Sentence recorded against the 1st 9th and 10th Prisoners on their conviction of Gang Robbery be mitigated in the case of the first Prisoner to 7 years imprisonment in that of the ninth Prisoner to 3 years and in that of the tenth Prisoner to 10 years all with hard labor in irons.—

2. And the Session Judge is hereby authorized to issue his warrants accordingly.—

Ordered that Extract from these Proceedings be forwarded to the Session Judge of

of Calicut for his information and guidance.

(Sent in No. 280).

Read Calendar of Cases No. 6 of 1850 of the Sessions Court of Cuddapah.

(Here enter F. C. No. 504 of 1850).

The Court of Foujdaree Adalut request that the Sessions Judge will in future when recording his sentences abstain from entering so minutely into the details of the Case, a brief abstract Statement thereof, and of the grounds upon which the sentence is passed, agreeably to Foujdaree Adalut Circular Order dated 6th September 1819. being all that is required.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah for his information and guidance.

(Sent in No. 284).

Read Calendar of Cases No. 10 of 1850 on the file of the Sessions Court of Cuddapah.

(Here enter F. C. No. 485 of 1850).

The Court of Foujdaree Adalut observe that a considerable delay occurred in the disposal of this case the trial having been closed on the 8th February, while the sentence was not recorded until the 13th of that month.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for his information.

(Sent in No. 282)

Read Letter dated 14th February 1850. from the Sessions Judge of Rajahmundry submitting the annual Criminal reports for 1849.

(Here enter F. C. No. 467 of 1850).

1. The Court of Foujdaree Adalut consider that the remarks made by the Magistrate in Cases decided by the Sessions Judge contained in part of Para 7 and Paras 8-9 and 10 have been improperly introduced into his report of the 14th February 1850. and they accordingly direct that the report be returned to the Sessions Judge, who will be pleased to instruct the Magistrate to expunge the remarks in question, and to make a separate communication to the Court of Foujdaree Adalut on all occasions in which he may consider the expression of his dissent from the conclusions at which the Sessions Judge has arrived called for.

2. The Sessions Judge will further be pleased to erase from his own report, which is also to be returned for that purpose, the portion of Para 3 and Paras 4 and 5 in which the remarks of the Magistrate above alluded to are noticed.

Ordered that Extract from these Proceedings

5th March 1850.

Proceedings be forwarded by Precept returnable in X days to the Sessions Judge of Rajahmundry—

(Sent following Precept No. 203).

Read Calendar of Case No. X of 1850 of the Sessions Court of Madura—

(Here enter F. C. No. 498 of 1850).

1.

The Court of Foujdaree Adalut concurs the sentences recorded by the Sessions Judge against the three Prisoners in this Case to be unnecessarily severe, and that a sentence of two years imprisonment in the case of the 1st and 2nd Prisoners, and of one years imprisonment in that of the 3rd Prisoner will adequately meet the demands of justice—

2.

If the Sessions Judge, on a reconsideration of the circumstances of the Case, be enabled to concur in the above opinion, he will be pleased to submit his recommendation for the mitigation of the Prisoners Sentences accordingly but if he dissent therefrom, he will be pleased to submit a translation of the entire Record for the consideration of the Court of Foujdaree Adalut—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Madura by Precept returnable within III Days from and after its receipt—

(Sent following Recpt. No. 2201)

F. C.
5th March 1850.

Read Calendar in Case No. 48 of 1849 submitted by the Sessions Judge of Mangalore under date the 29th December 1849—

(Here enter F. C. No. 29 of 1850).

Read Calendar in Case No. 3 of 1850 submitted by the Sessions Judge of Bellary under date the 16th Ultimo—

(Here enter F. C. No. 442 of 1850).

Read Calendar in Case No. 3 of 1850 submitted by the Sessions Judge of Chingleput under date the 16th Ultimo—

(Here enter F. C. No. 443 of 1850).

Read letter dated the 15th Ultimo, from the Sessions Judge of Tellicherry, explaining cause of delay in submitting Criminal Statements and Reports for 1849—

(Here enter F. C. No. 444 of 1850)

Read report dated the 16th Ultimo, submitted by the Sessions Judge of Guntoor, of Persons apprehended in the zillah of Guntoor and delivered to him in the Months of November 1849 and January 1850—

(Here enter F. C. No. 445 of 1850).

Read report dated the 15th Ultimo, submitted by the Agent to the Governor of Fort St. George at Vizagapatam, of Persons apprehended in

in the Separate Tracts of Vizagapatam, and delivered to the Agency in the Month of January 1850.—

(Here enter F. C. No. 453 of 1850)

Read Calendar in Case No. 1850. submitted by the Sessions Judge of Cuttack under date the 18th Ultimo.—

(Here enter F. C. No. 455 of 1850)

Read Criminal Report dated the 1st Ultimo submitted by the Acting Sessions of Tinnevelly for the Month of January 1850.

(Here enter F. C. No. 461 of 1850)

Read report dated the 15th Ultimo submitted by the Sessions Judge of Calicut of Persons apprehended in the Zillah of Calicut and delivered to the Subordinate Judge in the Month of October 1849.—

(Here enter F. C. No. 465 of 1850)

Read report dated the 1st Ultimo submitted by the Sessions Judge of Rajahmundry of Persons apprehended in the Zillah of Rajahmundry and delivered to the Criminal Judge in the Month of January 1850.—

(Here enter F. C. No. 468 of 1850)

F.26.

Wednesday,
6th. March, 1850. At a Court of the Foujdaree Udalut.

Present.

G.L. Hooper, Esquire - 1st. Puisne Judge -
E.D. Thompson, Esquire - 2d. Puisne Judge -
W.A. Morehead, Esquire 3d. Puisne Judge -

Read Calendar of Cases
No. 5 of 1850 of the Sessions Court of
Rajahmundry :-

Have Enter F.26. - No. 489 of 1850 /-

The Prisoner in this
case named

"Nullamillee Ummanah"

was charged "with having become privy
"and accessary to the Murder of one
"Venkaye the daughter of Padala
"Jattiah, aged 6 years, who was
"stifled under a basket in his own
"house by his wife and the other
"Prisoners in Case No. 37 of 1849
"on the file of the Sessions Court."

The

2. The Sessions Judge concurred in the opinion of the Law Officer that the charge was not established against the Prisoner, but entertaining strong a "suspicion from the want of evidence "against him, and the abundance of it "against his wife, and from the strong "inferential proofs detailed in the present "and former remarks that he is, and "she is not, guilty", the Sessions Judge has required him to find two Securities each in the sum of Rupees 150 for his good conduct and appearance when required for two years, or in default, to be imprisoned for that period with labor in irons.

3. It is with deep regret that the Court of Foujdaree Adalut have perused in the Calendar of the foregoing case remarks, which they find it difficult to believe, have been recorded by a judicial officer of Mr. Anstruther's experience and position in the service. — The

4. The whole Proceedings of the Sessions Judge, from the commencement of the trial to its close, betray a lamentable want of sound discretion and judgment in that officer, and the Court regret to add, evince an obvious desire to establish the guilt of the Prisoner, without a proper consideration of the facts of the case as recorded in Evidence.

5. Mr. Anstruther in the trial of Case No. 37, appears to have taken up a decided opinion (and as the Court conceive without the slightest grounds for it) that the husband of the first Prisoner in that case, and who is the Prisoner in the case now under consideration, was guilty of the Murder. The said Prisoner was accordingly apprehended, and this Calendar shows the result of the trial. —

6. Every trifling circumstance which could by any possibility be

turned

turned to the prejudice of the Prisoner Mr. Anstruther has not failed to bring prominently forward, and every thing that to an imbiased mind tells in favor of the Prisoner has been held by Mr. Anstruther as "strong inferential proofs" of his guilt.

7. It is also to be remarked that Mr. Anstruther has even gone so far as to record his opinion that he entertains strong suspicion against the Prisoner from the want of evidence against him and from the abundance of it against his wife - and on these very grounds he has sentenced the Prisoner to furnish Security for two years, or in default thereof to be imprisoned for that period with labor in irons - a sentence, which Mr. Anstruther must have been well aware at the time of passing it, was in itself illegal except under special circumstances.-

8. The Court of Enquiry

Udalut have recently had frequent occasion to observe the irregular and improper manner in which Mr. Anstruther discharges his duties as a Sessions Judge, and, feeling assured that this in a great measure if not wholly, arises from the practice which Mr. Anstruther has of late generally adopted of travelling beyond the limits of the Record, and indulging in idle speculations as to the probabilities of the case, instead of confining himself strictly, as he ought to do, to the facts in evidence before him, the Court deem it imperative upon them to denounce a practice so wholly at variance with the principles of common Equity, so injurious to the public interests, and so unbefitting in an officer holding the grave and responsible situation of a Sessions Judge.-

9. The Court direct that the

6th March, 1850.

the Prisoner "Nullamillee Unnamah" be immediately and unconditionally released.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Ryahunndy by Precept returnable within III days from and after its receipt.—

Sent following Precept No. 39/—

Ed. 78.

W/R

F. 116.

Thursday, 7th March, 1850. At a Court of the Foujdaree Udalut.

Present.

W/R G. S. Hooper, Esquire 1st Puisne Judge.

E.P. E. P. Thompson, Esquire 2d Puisne Judge.

W.H. W. H. Morehead, Esquire 3d Puisne Judge.

Read Miscellaneous Petition presented on the 4th Ultimo, by Canoocolanoo Lutchmee Narraina late Head Goomastah of the Mooffee Sudder Ameen's Court of Masulipatam.

//Here enter F. M. P. No. 30 of 1850//

As the above Petition refers to matter of a Civil nature it should have been engrossed on stamp paper and the Court of Foujdaree Udalut direct that it be struck off the file.—

Read Miscellaneous Petition presented on the 4th February 1850 by Soobbammal of Zillah Combaconum.—

//Here enter F. M. P. No. 31 of 1850//

The

6th March, 1850.

the Prisoner Nullumalla Ummud be immediately and unconditionally released.—

Ordered, that the Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry by Peon post returnable within [illegible] days from and after its receipt.—

Sent following Precept.

Ex. 781.

F. 116.

Thursday, 7th March, 1850. At a Court of the Foujdaree Udalut

Present.

Hon'ble G. S. Hooper, Esquire - 1st Puisne Judge -

Hon'ble E. P. Thompson, Esquire - 2nd Puisne Judge -

Hon'ble W. A. Morehead, Esquire - 3rd Puisne Judge -

Read Miscellaneous Petition presented on the 4th Ultimo, by Canoocolanoo Sutchinee Narraina late Head Goomastah of the Mooftee Sudder Ameen's Court of Masulipatam.

/Here enter F. M. P. No. 30 of 1850/

As the above Petition refers to matter of a Civil nature it should have been engrossed on stamp paper and the Court of Foujdaree Udalut direct that it be struck off the file.—

Read Miscellaneous Petition presented on the 4th February 1850 by Soobbammal of Zillah Combaconum.—

/Here enter F. M. P. No. 31 of 1850/

The

6. 7th March, 1850.

1. The Court of Foujdaree Udalut see no reason to disturb the former orders of the 13th August and 4th October 1849 refusing to interfere with the sentence awarded to the prisoner in Case No 32 of 1849 on the file of the Sessions Court of Combaconum to which this Petition refers.

2. The Court of Foujdaree Udalut would also observe for the information of Petitioner that if the prisoner in the case in question was not charged with the having committed the Forgery of a Deed granted by him as a minor on the Petitioner's coming of age having been inferred from all the circumstances of the case that the Forgery in question was committed on the occasion of the institution of Original Suit No 21 of 1845 on the file of the Sudder Ameen of Combaconum).

Ordered, that the Petitioner be furnished from these Proceedings be furnished with the Petitioner on his application for the same.

7th March, 1850.

Read Miscellaneous Petitions presented on the 11th Ultimo by Iyyoovienger of Tinnevelly.—

Here Enter P. M. Pets Nos 37 and 38 of 1850.—

As the above Petitions refer to matters connected with the Revenue Department and of a civil nature they should have been engrossed on Stamp papers and the Court of Foujdaree Udalut direct that they be struck off the file.—

Mullo Naiken of Chittoor, moves the Court to return the Enclosures in his Miscellaneous Petition No 244 of 1849.—

Ordered accordingly.—

The Mookhtar Vakeel Appavoo Moodaly on behalf of Sree Vadavey and Bhutter of Pichumoply, moves the Court to return the Enclosures in Miscellaneous Petition No 36 of 1850.—

Ordered accordingly.—

Ds 18.9. W/R

7th March, 1850.

1.

The Court of Foujdaree Udalut see no reason to disturb the former orders of the 13th August & 4th October 1849 refusing to interfere with the sentence awarded to the prisoner in Case No. 32 of 1849 on the file of the Sessions Court of Cuddapah to which this Petition refers.

2.

The Court of Foujdaree Udalut would observe for the information of Petitioner that if the prisoner in the case in question were not charged with the having committed the Forgery of a Bond granted by him to a minor on the Petitioner's behalf having been referred from the circumstances of the case that the Forgery in question was committed on the occasion of the institution of Original Suit No. 21 of 1845 in the File of the Sudder Ameen of Cuddapah.

Ordered, that the Petitioner be furnished from the Proceedings in the Petitioner's

7th March, 1850.

Read Miscellaneous Petitions presented on the 11th Ultimo by Iyyavoovien Iyer of Tinnevelly.—

Here enter F. No. Dis. No. 37 and 38 of 1850.—

As the above Petitions refer to matters connected with the Revenue Department and of a civil nature they should have been engrossed on Stamp papers and the Court of Foujdaree Udalut direct that they be struck off the file.—

Mullo Saiken of Chittoor, moves the Court to return the Enclosures in his Miscellaneous Petition No. 244 of 1849.—

Ordered accordingly.—

The Mookhtar Vakeel Appavoo Moodaly on behalf of Sree Vadavey and Bhutter of Trichinopoly, moves the Court to return the Enclosures in Miscellaneous Petition No. 36 of 1850.—

Ordered accordingly.—

&c

Ex 1850 W/R

F. M.

Friday
8th March 1850. At a Court of the Fonjdaree Adalut

Present

G. S. Hooper Esqre ——— 1st Puisne Judge
C. P. Thompson Esqre ——— 2d Puisne Judge
W. A. Morehead Esqre ——— 3d Puisne Judge

Read letter under date the 23d February 1850 from the Session Judge of Nellore reporting with reference to the Extract from the Proceedings of the Fonjdaree Adalut dated 6th Idem the further arrangements contemplated by him for the disposal of the child of the Prisoner in Case No. 1 of 1850. on the file of the Session Court.

(Here enter F. M. No. 202 of 1850)

The Court of Fonjdaree Adalut observe that during the imprisonment of the Mother the child will under Circular Order Fonjdaree Adalut 50 be provided and cared for, and direct that previous to the release of the former, the prisoner in the case referred to, the Session Judge will again address the Court of Fonjdaree Adalut on the subject to which the foregoing letter relates.

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

(Sent in No)

The translation of the Record of trial

trial in Referred Case No. 3 of 1850 on the file of the Sessions Court of Chittoor not having as yet reached the Court of Foujdaree Adalut.

Ordered that the Sessions Judge of Chittoor be required to forward the same without delay.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chittoor for his information, by Precept returnable within five days from and after its receipt.

(Sent following Precept No 394)

Read Calendars of Cases No. 3 of 1850 submitted by the Sessions Judge of Rajahmundry under date the 14th/15th February 1850.

(Here enter F. R. Nos. 470 & 471 of 1850)

Read Criminal Reports dated 14th Ultimo, submitted by the Agent to the Governor in Ganjam for December 1849, and January 1850.

(Here enter F. R. No. 475 of 1850)

Read Criminal Reports dated 31st January 1850. submitted by the Sessions Judge of Chicacole for the months of January 1850.

(Here enter F. R. No. 479 of 1850)

Read Calendars of Cases No. 3 & 4 of 1850. submitted by the Sessions Judge of Salem under date the 11th/20th February 1850.

(Here enter F. R. Nos. 482 & 486 of 1850)

Read

Read Calendar of Case No. 9 of 1850. submitted by the Sessions Judge of Cuddapah under date the 20th February 1850.

(Here enter F. R. No. 484 of 1850)

Read letter dated 16th February 1850 from the Sessions Judge of Calicut transmitting the Warrant issued for the execution of the sentence of death passed on the Prisoner in Case No. 5 of 1850 on the Calendar of the Sessions Court with the endorsement of the Subordinate Judge, and copy of his report under Circular Order dated 3d May 1830.

(Here enter F. R. No. 490 of 1850)

Read report A dated 18th February 1850 from the Acting Sessions Judge of Masulipatam of Case No. 11 of 1850 disposed of by that Officer.

(Here enter F. R. No. 499 of 1850)

Ex W

lyk

F. N.

Saturday.
9th March 1850. At a Court of the Tonjdaree Adalut

Present

W.R. C. S. Hooper Esqre ——— 1st Puisne Judge
C.P. E. P. Thompson Esqre ——— 2d Puisne Judge
Irdl H. A. Morehead Esqre ——— 3d Puisne Judge

Read Letter dated 14th February 1850.
from the Session Judge of Calicut submitting
copy of a communication from the Magistrate of
Malabar dated 12th Idem in which Mr Conolly
explains that the quotation animadverted upon by
the Court of Tonjdaree Adalut in their proceedings
of the 2d February 1850 was not made from the
sentence recorded by the Subordinate Judge in
Case No. 158 of 1849 Report A but from a letter
explanatory of that sentence subsequently addressed
to him by Mr Goodwyn.
(Here enter F. N. No. 457 of 1850)

The Court of Tonjdaree Adalut
consider the explanation now submitted by the
Magistrate of Calicut satisfactory.

Ordered that Extract from these
Proceedings be forwarded to the Session Judge of
Calicut for communication to Mr Conolly.
(Sent in No. 290)

Read letter dated 27th Ultimo from
the Session Judge of Calicut submitting for the
final

9th March 1850.

final Judgement of the Fonjdaree Adalut the Record of Case No. 24 of 1850 of the Calendar of the Sessions Court.

(Here enter No. 564 of 1850)

The Court of Fonjdaree Adalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner,

"Thomen Doss"

is sufficient to convict him of the crime of Murder, do convict him thereof; and sentence him to be transported to such place or places beyond sea as the Governor in Council shall appoint there to be imprisoned and kept to hard labor in irons on the public roads or other public works for, and during the period of his natural life.

1. The Court of Fonjdaree Adalut observe that the mode of examination adopted by the Principal Sudder Ameen in examining the Prisoner in this case was irregular.

2. The Prisoner in question should have been asked what he had to say in answer to the charge instead of being questioned as to the identity of the Police deposition read to him or with that given by him before the Police.

3. The Court of Fonjdaree Adalut consider that under all the circumstances of the case any sentence short of transportation for life would be insufficient to meet the demands of

Justice.

9th March 1850.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information and for communication of Paras 1 and 2 to the Principal Sudder Ameen of Cochin.

(Sent in No. 299)

Read letter dated 28th Ultimo from the Sessions Judge of Rajahmundry, submitting for the final Judgement of the Fonjdaree Adalut the Record of Case No. 39 of 1849 of the Calendar of the Sessions Court.

(Here enter No. 572 of 1850)

The Court of Fonjdaree Adalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the Prisoners,

1st Loonkara Vencataswamy
2d Naurena Vencana
3d Bocka Ramoodoo
and
4th Bocka Atchegadoo

are not convicted on presumptive proof, or on the evidence of credible witnesses, or on their own confessions of the crime charged, do acquit them thereof; and direct that the Prisoners,

1st Loonkara Vencataswamy
and
2d Naurena Vencana

be set at liberty.

But being of opinion that

Strong

9th March 1850.

strong suspicion, though not amounting to conviction, attaches to the Prisoners.

3d Bootka Ramoodoo
and
4th Bootka Atchegadoo

the Court direct, under the provisions of Clause Sixth, Section II of Regulation XV of 1803, and Section XXXIV Act VII of 1843, that they be severally required to find two sureties, in thirty (30) Rupees each surety, for their good behaviour and appearance when required within two years. and that in default thereof, they be detained for two years in confinement.

1. The Court of Foujdaree Adalut observe that a very considerable and apparently unnecessary delay has occurred in the transmission of the record of this case; the trial having been closed on the 22d October 1849 and this the Futwa is dated the 28th the second question propounded to the Mahommedan Law Officer was not put until the 7th November.

2. On the 8th November the Law Officer's answer to the several questions was delivered, but the Judge's sentence was not declared until the 17th nor was the record forwarded until the 28th February 1850, a period of two months and eleven days having elapsed after the sentence was declared.

Ordered that an extract from this Proceedings be sent to the Sessions Judge of Rajahmundry for his information and future guidance.

(Sent in No 300)

Read

9th March 1850.

Read annual criminal reports submitted by the Sessions Judge of Rajahmundry on the 21st February 1850.

(Here enter F. C. No 507 of 1850)

1. In statement No 2 the cases transmitted by the Police and Magistracy are entered vide Column 11 and 19 at 132. and the persons at 292. but in statement No 3 the Total of Columns 3 and 4 amounts to cases 108 persons 267 which added to the Cases entered in the Sudder Ameen's separate statement will give an aggregate of 135 cases and 316 persons or an excess of 3 Cases and 24 persons, to which must be added 1 case transmitted but which, in consequence of the 1 person implicated escaping did not reach the Subordinate Court, and this discrepancy must be explained.

2. The number of persons implicated in each offence entered in statements 2. 3 and 4 must be entered as well as the offences perpetrated by each person so entered. E. G. The parties implicated in the 2 offences under Head 25 in statement 3 must be entered thereunder notwithstanding they have been already once entered under Head 24. and the number of cases in which the 19 persons entered under Head 35 Column 4 were implicated should be entered at the foot of

9th March 1850.

strong suspicion, though not amounting to conviction, attaches to the Prisoners.

3d Bootka Ramoodoo
and
4th Bootka Atchegadoo

the Court direct, under the provisions of Clause Sixth, Section II of Regulation XV of 1803, and Section XXXIV Act VII of 1843, that they be severally required to find two sureties, in thirty (30) Rupees each surety for their good behaviour and appearance when required within two years. and that in default thereof, they be detained for two years in confinement.

1. The Court of Sunjarat Adalut observe that a very considerable and apparently unnecessary delay has occurred in the transmission of the record of this case; the trial having been closed on the 22d October 1849 and tho' the Futwa is dated the 28th the second question propounded to the Mahommedan Law Officer was not put until the 7th November.

2. On the 8th November the Law Officer's answer to the several questions was delivered, but the Judge's sentence was not declared until the 17th nor was the record forwarded until the 28th of February 1850, a period of two months and eleven days having elapsed after the sentence was declared.

Ordered that an extract from this Decree and proceedings be sent to the Sessions Judge of Rajahmundry for his information and future guidance.

(Sent in No. 500)

(Read

9th March 1850.

Read annual criminal reports submitted by the Sessions Judge of Rajahmundry on the 21st February 1850.

(Here enter F. R. No. 507 of 1850)

1. In statement No. 2 the cases transmitted by the Police and Magistracy are entered vide Column 11 and 19 at 132. and the persons at 292. but in statement No. 3 the Total of Columns 3 and 4 amounts to cases 108 persons 267 which added to the Cases entered in the Sudder Ameen's separate statement will give an aggregate of 135 cases and 316 persons or an excess of 3 Cases and 24 persons, to which must be added 1 case transmitted but which, in consequence of the 1 person implicated escaping, did not reach the Subordinate Court, and this discrepancy must be explained.

2. The number of persons implicated in each offence entered in statements 2. 3 and 4 must be entered as well as the offences perpetrated by each person so entered. E. G. The parties implicated in the 2 offences under Head 25 in statement 3 must be entered thereunder notwithstanding they have been already once entered under Head 24. and the number of cases in which the 19 persons entered under Head 35 Column 4 were implicated should be entered at the foot

of

of the Total of Column 5 Notes should be added to this effect "Deduct the number of cases not tried separately" "Deduct the number of persons entered more than once as implicated in more than one offence". and all that is requisite to afford the means of checking these statements by other returns will be afforded.

3. In the 2 first Columns under Heading "Calendars revised" in the abstract statement of appeals made from decisions of the Subordinate Judge Sudder ameens and Magistracy the number of Cases, other than committed, forwarded with Report A for revision by the Subordinate Judge those by the Sudder Ameens and those entered in the reports of the Magistracy acting under Section IV Act VII of 1843 should be entered. and Heading "Reversed" and "confirmed" in Column 4 Appeals should contain the number of "persons" and not of "Cases" affected by the Sessions Judge's order.

4. Two errors have been discovered in abstract statements VI and VII which should be corrected according to the note in Court thereon.

Ordered that Extract from this Proceedings be forwarded, together with the Statements referred to, by Receipt returnable within X days to the Sessions Judge of Rajahmundry.

(Sent in following Receipt No. XV.)

Read

1. Read Letter dated 19th Ultimo from the Sessions Judge of Monroe forwarding Criminal Report B received from the Magistrate of Canara for the Month of January 1850.

(Here enter F. A. No. 511 of 1850)

Read Calendars of Cases Nos 4 and 5 dated 23d Ultimo submitted by the Sessions Judge of Bellary on his file for 1850.

(Here enter F. A. Nos 517 & 518 of 1850)

Read Return dated 23d Ultimo from the Sessions Judge of Chicacole to the Receipt of the Fongaree Moalut under date the 13th February 1850 calling upon him to furnish an explanation as to the discrepancy observed in the Calendar No. 1 of 1850 in the abstract statement of evidence given before the Subordinate Criminal Court of Vizagapatam and the Futwa of the Law Officer.

(Here enter F. A. No. 529 of 1850)

Read Calendars of Cases Nos XVIII and XX of 1850 submitted by the Sessions Judge of Calicut under date the 23d February 1850.

(Here enter F. A. Nos 531 & 532 of 1850)

Read Report A. dated 23d Ultimo submitted by the Sessions Judge of Calicut of case No. 218 of 1849 on the Criminal File disposed of by the Sudder Ameen Pundit in January last with copy of his Court's Proceedings thereon.

(Here enter F. A. No. 535 of 1850)

Read

9th March 1850.

Read Calendar of Case No. IX of 1850 submitted by the Session Judge of Salem under date the 25th February 1850.

(Here enter F.R. No. 540 of 1850.)

Read Calendar of Case No. XI of 1850 submitted by the Session Judge of Madura under date the 27th February 1850.

(Here enter F.R. No. 541 of 1850.)

No. 11.

Lyk

F. 11.

Monday 11th March 1850. } At a Court of the Foujdaree Adalut.

Present

GJS Hooper Esquire 1st Puisne Judge
E P Thompson Esquire 2d Puisne Judge
WA Morehead Esquire 3d Puisne Judge

Read Letter dated 27th February 1850 from the Session Judge of Guntoor forwarding for the consideration of the Judges of the Court of Foujdaree Adalut copies of a correspondence between the Gillah Surgeon and himself on the subject of visiting the Jail Hospital.

(Here enter F.R. No. 538 of 1850.)

1. The Judges of the Court of Foujdaree Adalut desire that it be pointed out to Mr. Bell that the Gillah Surgeon in omitting to visit an empty Hospital has not been guilty of any neglect of duty, and that they consequently consider that the Proceedings addressed to that Officer on the 25th February 1850 were uncalled for.

Lyk

2. It is further to be notified to the Sessions Judge that the Court of Foujdaree Udalut on a former occasion ruled that it was not necessary that the Medical Officer in charge of Jails should furnish a daily report of their visits to the Hospital: but that it was competent to the Officer in charge of a Jail to call upon the Medical Officer for any Special Report which circumstances may appear to render necessary.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Guntoor for his information and guidance.

/ Sent in No. 334 /

Read Miscellaneous Petition presented on the 28th February 1850 by V Lutch Saun Ragu Vakeel on behalf of Soobyen late Royasum in the Talook Cutcherry of Trewodee in the District

of South Arcot.

/ Here enter No. P.N. 43 /

1. The Petitioner appeals from the sentence awarded to him by the Assistant Magistrate of South Arcot in case No. 16 of 1849 which has been confirmed by the Court of Sessions.

2. Before finally disposing of this Petition the Court of Foujdaree Udalut resolve to direct the Sessions Judge to state of what offence the Petitioner was convicted by the Assistant Magistrate, the heading affixed to the Statement of charge designating the offence charged as a Misdemeanor, whereas in the body of the indictment the crime of Forging an Urzee and two Takeeds is specifically alleged.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddalore for his information and guidance by precept returnable within V days from and after

after its receipt

/ Sent following Precept /

Ordered also, that Extract from

these Proceedings be granted to the

Petitioners Vakeel on his application.

Read the following Letter

dated the 21st February 1850 from the Joint

Judge of Salem.

/ Case taken No 22 of 1850 /

1. With the above communication the

Joint Judge submits for the consideration

and orders of the Court of Foujdaree Udalut

copies of a correspondence, which has passed

between the Joint Magistrate and the acting

Subordinate Judge relative to the disposal

of Case No 22 of 1850 on the file of the Subor-

nate Court in which a Prisoner

named Sowry Moota was sent up

for trial by the former Officer on a

charge of escape from Custody, and

was released by the latter on the

ground that the

considered "guilty of Escape from Custody, as the

"man Semaul / in whose charge he was placed /

"voluntarily permitted him to leave him."

The Joint Magistrate dissents

2.

from this view of the case, but the acting

Subordinate Judge adhering to his former opinion,

and further doubting "whether under the Regu-

"lations and Circular Order Foujdaree Udalut

"No 158 the man Semaul (being an Omedwar)

"could be called a guard into whose custody

"the Prisoner could have been, or was legally

"made over," has requested that the question

may be referred for the decision of the

Court of Foujdaree Udalut.

The Court of Foujdaree

3

Udalut consider the view taken of this

case by the acting Subordinate Judge

to be wholly erroneous.

The Prisoner "Sowry moota"

4.

was well aware that he was placed

in arrest under the orders of the Joint

Magistrate, and that his confinement was

legal, and the fact that the Peon, in

whose custody he was placed, was an

Omedwar

4th March 1850.

omidwar, in no way affected his position.

5. The Sessions Judge will be pleased to issue immediate orders to the acting Subordinate Judge to place the Prisoner again upon his trial, and to pass sentence upon him for the escape from custody agreeably to the Regulations.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Salem for his information and for communication to the Acting Subordinate Judge and Joint Magistrate.

/ Sent in No 516 /

Read again Miscellaneous Petitions presented on the 15th January 1851 by Ammiaschiah Moodely of Gillah Madura.

/ Here enter F.M. & No 21 and 25 /

Read also Miscellaneous Petition presented on the 25th February 1851 by the same party.

/ Here enter F.M. of 1850 /

4th March 1850.

having taken into consideration the order passed by the Magistrate of Madura dismissing the complaint preferred by the Petitioner in the matter to which he refers, and the proceedings held by the Sessions Judge declining to disturb the Magistrate's decision are of opinion that the case has been properly disposed of, and accordingly refuse to interfere.

Ordered, that Extract from these Proceedings be furnished to the Petitioner on his application.

Read Miscellaneous Petition presented on the 4th March 1850 by Tappiah Vakeel on behalf of Rolankare Rando Pannikar of Gillah Calicut.

/ Here enter F.M. Petn 47 of 1850 /

The Court of Foujdaree Adawlut observe that no orders are called for on this Petition, the prisoners in the case to which it refers having been acquitted by this Court of the offence charged against them and ordered to be released.

Ordered

4th March 1850

Ordered, that Extract from these Proceedings be furnished to the Petitioners Vakeel on his application.

Read Criminal annual Reports submitted by the Sessions Judge of Tinnevelly under date the 18th February 1850

Statement No 1 / Here enter F.H. No 93 of 1850 /

1. The entry in Column 8 under Head 2 should coincide with the aggregate of Columns 6 and 7 from which offences not punishable by the Heads of Police should be excluded.

No 1 & 2. 2. The Cases triumphed by the Principal Sudr Ameen must be entered in this Statement, a fresh Column being found for the purpose of showing that they were thus disposed of.

Abstract No 2. No. 1. This abstract does not as it should do correspond with the Statement No 1.

4. No IX. the entries under 5th & 6th Heads for 1849 do not tally with Column 5 & 6 in Statement No 4.

4th March 1850

Ordered accordingly that these Statements and abstract be returned for amendment.

Ordered also, that Extract from these Proceedings be forwarded to the Sessions Judge of Tinnevelly by precept returnable in X days from and after its receipt.

/ Sent following precept No /

Read again Calendar of Case No 59 of 1849 of the Sessions Court of Combaconum.

/ Here enter F.H. No 2122 of 1849 /

Read also Miscellaneous Petition presented on the 4th March 1850 by Ponnamah and Lyanmal of Gillah Combaconum.

/ Here enter F.H. P. No 48 of 1850 /

This is an application for the release of the Petitioners' Brother 2d Prisoner in the above case, who was convicted by the Sessions Judge of Combaconum of "Rioting" and sentenced to two years' imprisonment with hard labor in irons.

The Court of Foujdaree

2. Adalut resolve to dismiss this Petition,

seeing

11th March 1858

seeing nothing therein which would
lead to doubt the justice of the Con-
viction, or the propriety of the sentence
passed upon him.

Ordered, that Petitioner
have Proceedings to prosecute
their application.

The Natal Mauritzbe
ally Khan on behalf of Gow Beg
and others of Mangalore, move the Co
to return the Endorsement on Petition
Petition No 2 of 1858.

Ordered accordingly

Sultanumpah the Chief
and Head of Tribe of Pondumbah
in the Gillah of Cuddapah move the
Court to return the Endorsement on
and Superscription Petition
of 1858.

Ordered accordingly

F. W.

Tuesday 12th March 1850 } At a Court of the Tongdaree Adalut

Present.

W. G. S. Hooper Esquire — 1st Puisne Judge

E. P. Thompson Esquire — 2d Puisne Judge

W. A. Morehead Esquire — 3d Puisne Judge

Read Calendar of Cases Nos 28 and 52 on the file of the Sessions Court of Cuddapah for 1849.

/Here enter Nos 2022 & 2236 of 1849/

Read also Return dated 28th January 1850 from the Sessions Judge of Cuddapah to this Courts precept of the 11th idem requiring submission of the records of certain Referred Trials and calling for explanation of the delay which had occurred in their preparations.

/Here Enter No. 242 of 1850/

The Court of Tongdaree Adalut resolve to call upon the Sessions Judge of Cuddapah to submit without delay translations of the records of the

~~the~~ trials alluded to very considerable ~~period~~ having elapsed since they must rest down for reference.

Ordered,- that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for his information and guidance, by Peon ~~to~~ returnable in X days from and after its receipt.

/Sent following Peon/

Read Calendar of Case No 2 of 1850 on the file of the Sessions Court of Tellicherry.

/Here enter S. C. No 534 of 1850/

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case that the period of Imprisonment awarded to the prisoner be reduced to five years, and the Court authorize the Sessions Judge to issue his warrant accordingly.

Ordered, that Extract from these Proceedings be

Sessions Judge of Tellicherry for his information and guidance.

/Sent no No 310./

Read Letter dated 1st Instant from the Sessions Judge of Chingleput reporting that no cases to be reported on ~~reporting~~ that no cases to be reported on and signed by the Circular letters dated 15th October 1844 and 21st January 1845 were pending during last month before his Court.

/Here Entry S.C. No 543 of 1850/

Read Letter dated 1st Instant from the Sessions Judge of Cuddalore, reporting that no case was pending trial before his Court for a period exceeding 15 days calculated from the date of commitment during the month of February 1850.

/Here enter S.C. No 545 of 1850/

Read Calendar of Case No 4 of 1850 submitted by the Sessions Judge of Masulipatam under date the 23d February 1850.

/Here enter S.C. No 549 of 1850/

Read

12th March 1850.

Read report dated 1st Instant submitted by the Sessions Judge of Salem of Cases pending on the 28th February 1850 before him for a period in excess of 25 days calculated from the date of Commitment.

/Here enter F.R. No. 550 of 1850/

Read Letter dated 25th February 1850 from the Principal Sudder Ameen in charge of the Gillah Court of Combatore forwarding a Duplicate Copy of a Letter from the Court to the Head Assistant Magistrate of Malabar at Palghaut.

/Here enter F.R. No. 553 of 1850/

Read Calendar of Case No 5 of 1850 submitted by the Sessions Judge of Guntoor under date the 2d March 1850

/Here enter F.R. No. 555 of 1850/

Read Calendar of Case No 5 of 1850 submitted by the Sessions Judge of Guntoor under date the 2d March 1850.

/Here enter F.R. No. 557 of 1850/

13th March 1850.

Read Letter dated 1st Instant from the Sessions Judge of Masulipatam reporting that there are no Criminal Cases pending beyond 25 days between 31st January and 28th February 1850.

/Here enter F.R. No. 558 of 1850/

Read Calendar of Case No 5 of 1850 submitted by the Sessions Judge of Bellary under date the 2d Instant.

/Here enter F.R. No. 562 of 1850/

Read Calendar of Case No 8 of 1850 submitted by the Sessions Judge of Cuddapah under date the 2d Instant.

/Here enter F.R. No. 566 of 1850/

Read report dated 1st Instant, submitted by the Sessions Judge of Calicut of Cases pending on the 31st January & committed for trial during February 1850 before his Court.

/Here enter F.R. No. 568 of 1850/

Read Letter dated 1st Instant from the Sessions Judge of Tellicherry reporting that no case was before his Court

F. C.

Wednesday
13th March 1850.

At a Court of the Fouzdaree Udalut.

Present

G. L. Hooper Esqre — 1st Puisne Judge
R. P. Thompson Esqre — 2d Puisne Judge
W. A. Morehead Esqre — 3d Puisne Judge

Read Criminal Reports submitted by the Acting Session Judge of Masulipatam for the Month of January 1850

(Hereinafter F. C. No. 448 of 1850)

Read also Calendar of Cases No. 58 of 1849 on the file of the Session Court of Masulipatam

(Hereinafter F. C. No. 231 of 1850)

The Prisoner in this Case was

1 charged with "Forgery" and has been sentenced by the Acting Session Judge to six months Imprisonment, with hard labor in irons under the provisions of Clause seventh Section ii Regulation XV. of 1803.

The Court of Fouzdaree Udalut

2 observe that if the Prisoner in this case, who is stated by the Acting Session Judge to have been

convicted

convicted, has been convicted of the offence charged against him, viz. Forgery. the sentence awarded to him is illegal; Imprisonment for the period of four years being the lowest punishment which it is competent to the Courts of Session to adjudge on conviction of that offence.

3 On this point the Court of Foujdaree Udalut direct that an explanation may be submitted and in case the Prisoner should have been merely convicted of a misdemeanor, which from certain remarks entered in the Calendar the Court of Foujdaree Udalut see reason to infer, the Court desire that the Calendar be returned to the Session Judge for correction, and that the attention of that Officer be directed to the Orders of the Foujdaree Udalut dated the 19th June 1828, 5th August 1829 and to their Circular Order No. 192.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Masulipatam for his information and guidance by Precept returnable within days from and after its receipt.

(Sent following Precept No. 320)

Read

Read letter under date the 26th February 1850 from the Magistrate of North Arcot.

(Mr. Secretary F. Co. No. 523 of 1850)

With the foregoing letter the Magistrate has submitted copies of certain depositions given by two Prisoners apprehended on a charge of Gang Robbery to whom the Magistrate recommends that a conditional offer of pardon should be made with a view to the conviction of the other members of the Gang in question.

2 The Magistrate suggests that the offer of pardon should be made by the Head of District Police by whom the Prisoners referred to have been apprehended.

Being however doubtful as to

3 the competency of the Native Officer of the Police to act under the provisions of Section xx Regulation xx of 1802. the Magistrate recommends that in the event of such a course being considered by the Court of Foujdaree Udalut to be illegal, the Subordinate Criminal Judge may be authorized to make an offer of conditional pardon to the Prisoners referred to.

The Court of Foujdaree Udalut consider

4

consider it to be advisable that the offer of pardon should be made by the Subordinate Criminal Judge in the event of that Officer considering upon the case being committed to him for trial that such offer is likely to be attended with the desired result.

5. The Court of Foujdaree Udalut observe that no sanction is required for the commitment of the case by the Head of Police of another Taluk than that in which the crime charged was committed.

6. The Court of Foujdaree Udalut have perused with satisfaction the favorable report made by the Magistrate of the energy and zeal displayed by Lutchmeeroo the Head of Police of Cuddapamthoor Taluk in the detection and apprehension of a large number of the Gang by whom the robbery referred to is supposed to have been perpetrated.

Ordered that Extract from these Proceedings be forwarded to the Magistrate of North Arcot for his information and guidance.

(Sent in No. 321)

F. U.

Thursday 14th March, 1850.

At a Court of the Foujdaree Udalut.

Present

Sd/ G. S. Hooper Esqre — 1st Puisne Judge
Sd/ E. P. Thompson Esqre — 2nd Puisne Judge
Sd/ W. A. Morehead Esqre — 3rd Puisne Judge

Read letter under date the 13th February 1850. from the Session Judge of Chittoor.—

(Here enter F. U. No. 506 of 1850).

With the foregoing letter the Sessions Judge at the request of the Subordinate Judge has referred for the orders of the Foujdaree Udalut the proceedings held by him in case No. 164 of 1849. on the file of the Subordinate Criminal Court directing the refund of a fine of Rupees 100 awarded to the 3rd prisoner therein charged.—

1.

The prisoner in question was—

2.

charged with having retained a letter after having ascertained from a perusal of its contents that it was not intended for him, and was committed for trial by the Magistrate at the request of the Subordinate Judge before whom he had been previously examined as a witness in the case.—

The competency of the Subordinate

3.

Judge

Judge to adopt this course after the examination of the prisoner in question as a witness upon solemn affirmation having been questioned by the Session Judge was referred by that officer on the 28th December last for the orders of the Foujdaree Adalut when the Court of Foujdaree Adalut declared that it was competent to the Subordinate Judge to act as he was stated to have done provided that he was convicted in other evidence than that contained in the deposition given by him as a witness previous to his committal.—

4. It appears from the papers now submitted that the conviction of the prisoner referred to has mainly been founded upon the deposition in question, and the sentence awarded to him has accordingly been cancelled by the Session Judge.—

5. The Court of Foujdaree Adalut are satisfied that the orders passed in this matter by the Session Judge are correct, and they consider that the reference of the case for the orders of the Foujdaree Adalut was uncalled for the only point of Law involved in it having been decisively settled by the Court of Foujdaree Adalut in their proceedings of the 11th January last.—

6. The Court of Foujdaree Adalut are of opinion that under any circumstances the sentence

sentence awarded by the Subordinate Judge was unnecessarily severe, and that had the prisoner been clearly convicted upon unexceptionable evidence of the offence laid to his charge a fine of two or three rupees would have been amply sufficient to meet the demands of justice.—

Ordered that Extract from these Proceedings be sent to the Session Judge of Chittoor for communication to the Subordinate Judge and that the Maharattah letter which accompanied the Session Judge's letter be returned.—

(Sent in No. 324).

Read letter dated the 7th Instant from the Session Judge of Chittoor, submitting for the final judgment of the Foujdaree Adalut the record of the trial in Case No. 3 of the Calendar of the Session Court for 1850.—

(Here enter F. A. No. 596 of 1850).

Mr. G. S. Hooper and Mr. W. A. Morehead

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the Case in evidence before them, being of opinion that the proof against the prisoner, "Chinna Moonegandoo" is sufficient to convict him of the crime of wilful Murder, do convict him thereof; and under the provisions of Section X Regulation VIII of 1802.

Sentence

him to suffer death by being hanged at the usual time and place of execution.—

(Sent in No. 325).

"Circular"

The Court of Foujdaree Adalut seeing reason to believe that the provisions of Section XL Act VII of 1843, which requires that the notifications to the Magistrate of the minor neglects omissions or transgressions of the Sub Officers of Police which have come under the immediate notice of, or been reported by a Subordinate Judge or Principal Sudder Ameen to the Sessions Judge, shall be recorded in the Periodical returns to the Foujdaree Adalut, have not been generally conformed to, deem it necessary to direct that the Special attention of all Session Judges be called to this enactment, and that a note of every instance of misconduct on the part of the Police which may be brought to the notice of the Magistrate be invariably entered immediately under the sentence in the 5th Column of Report B.—

Ordered that Extract from these Proceedings be sent to the Session Judges for their information and guidance.—

(Sent in No. 326.)

Ex. B.C.d

F. A.

Monday 18th March 1850

At a Court of the Foujdaree Adalut

Present

W. S. Hooper Esqre.—1st Puisne Judge
E. P. Thompson Esqre.—2nd Puisne Judge
W. A. Morehead Esqre.—3rd Puisne Judge

Read Miscellaneous Petition —

presented on the 10th January 1850 by T. Appiah Vakeel on behalf of Gachanneni Venkatrayudu and 20 others of Zillah Chittoor.—

(Here enter F. M. P. No. 12 of 1850).

Mr. G. S. Hooper
Mr. E. P. Thompson and
Mr. W. A. Morehead.

1. This Petition has reference to certain orders passed by the Magistrate of North Arcot under the provision of Section 1st Regulation XI of 1816.—

2. The Court of Foujdaree Adalut in their Proceedings of the 30th January 1850 have ruled that no appeal lies to the Session Court from an order passed by the Magistrate under the provisions of the enactment above quoted, and it clearly follows under this construction of the Law that no such appeal can be admitted by the Court of Foujdaree Adalut; in fact that all orders passed by a Magistrate under Section 1st Regulation XI of 1816 are final and can only be

be disturbed by a Decree in a regular Suit.-

3. The Petitioners are therefore referred to the Civil Court for the establishment of the claims preferred by them.-

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his Application.-

Read again Miscellaneous Petition forwarded by the Session Judge of Rajahmundry on behalf of Kunkepaty Venkata Rauze of that Zillah.-

(Here enter F: Gr: P: No: 18 of 1850).

Read also Return dated 27th February 1850. made by the Session Judge of Rajahmundry to the Precept of the Foujdaree Adalut under date the 14th February 1850, calling for further information regarding the disposal of Case No: 121 of 1849 on the Criminal file.-

(Here enter F: C: No: 548 of 1850).

Mr: G: S: Hooper
Mr: E: P: Thompson
and
Mr: W: A: Morehead

1. On perusal of the documents submitted with the foregoing Return, the Court of Foujdaree Adalut see no reason to question the correctness of the 3rd Prisoner's conviction, and accordingly resolve to dismiss the above Petition praying for his release.-

Ordered that Extract from these Proceedings

Proceedings be forwarded to the Sessions Judge of Rajahmundry for his information and for communication to the Petitioner.-

(Sent in No: 336).

Read Miscellaneous Petition-

presented on the 14th February 1850 by R: Seroomal row Vakeel on behalf of Chennayya Gowda of Zillah Godavery.-

(Here enter F: Gr: P: No: 39 of 1850).

Read again also Calendar of Case No: 37 of 1849 on the file of the Session Court of Godavery.-

(Here enter F: C: No: 2172 of 1849).

Before disposing of this Petition

Mr: G: S: Hooper
Mr: E: P: Thompson
and
Mr: W: A: Morehead

1. the Court of Foujdaree Adalut resolve to direct that an English Translation of such portion of the record of the Case above referred to as relates to the 1st prisoner be submitted for their consideration.

2. The Sessions Judge in transmitting the record in question will be pleased to state for the information of the Foujdaree Adalut the value of the article No: 4; which the prisoners were charged with having stolen; the number of links it contained, the value of the corresponding pair said to have been found in a ditch; whether the two pieces of chain in question formed a complete chain,

chain, and whether the Prosecutor produces the
precise Watch.—

3. The Sessions Judge will also
specify the dates of the 1st prisoner's first appre-
hension by the Police, of his examination by
the Police and by the Magistrate, and of his
transmission to the Court; and to state whether
during any period subsequent to his first
apprehension he was set at liberty on bail.—

Ordered that Extract from these
Proceedings be sent to the Sessions Judge of
Honore by Precipt returnable within XV days from
and after its receipt.—

(Sent following Precipt No 357).

Ordered also that Extract from
these Proceedings be furnished to the Petitioner's
Vakeel on his application.—

Read again Calendar of Cases No 45 of
1849 of the Sessions Court of Honore.—

(Here enter F. R. No 266 of 1850).

Read also Miscellaneous Petition
presented on the 14th February 1850 by R. Seroomala-
row Vakeel on behalf of Venka Shetty of Zillah Honore.—

(Here enter F. R. No 60 of 1850).

Mr. G. L. Hooper 1.
Mr E. P. Thompson

This is an application for the
reversal of the sentence of 2 years imprisonment recorded
against

against the 2nd Prisoner in the above Case on his
conviction of "Receiving stolen Property".—

2. The Court of Foujdaree Adalut
resolve to dismiss this Petition, being unable
to discover therein any reasonable grounds for
doubting the justness of the said Prisoner's
conviction, or the propriety of the sentence passed
upon him.—

Ordered that Extract from these
Proceedings be given to Petitioners Vakeel on his
application.—

Read Miscellaneous Petition presented
on the 4th March 1850 by Soobbiew of Zillah
Trichinopoly.—

(Here enter S. and F. R. No 7 of 1850).

Mr. G. L. Hooper 1
Mr E. P. Thompson

The object of this Petition is to
induce the Court of Sudder and Foujdaree Adalut
to direct the restoration of the Petitioner to the
situation of Jail writer, from which he was
dismissed in the year 1848 on his conviction of
Fraud.—

2. The Court of Sudder and Foujdaree Adalut
resolve to reject this Petition, being of opinion
that the Petitioner has by his malfeasance conduct
forfeited all claim to re-employment in the public
Service.—

Ordered

Ordered that Extract from the
Proceedings be given to Petitioner on his ap

Read Miscellaneous Petition
presented on the 11th Instant by B: Nob
of Zillah Cuddapah thereby his Excellency

(Here enter F. St: P. No: 556 of 1850)

The Petitioner is referred to the
passed by this Court under date the 26th February
1850. in the matter to which this Petition relate

Ordered that Extract from these
Proceedings be furnished to the Petitioner's Vakeel
on his application.—

Read letter dated 27th February 185
from the Sessions Judge of Calicut submitting f
the consideration and orders of the Court of Foujdar
Vakeel copy of a letter from the Magistrate of Mala
requesting to be informed whether the Clandestin
interment of a dead body is an offence punishab
at Law.—

(Here enter F. St: No: 567 of 1850).

The Court of Foujdaree Adaw
observe that persons secretly burying a corpse are
able if their object has been to conceal murder, but otherw

Ordered that Extract from these
Proceedings be sent to the Sessions Judge of
Calicut for his information and for communication

Mr: G: S: Hooper
Mr: E: P: Thompson

Mr: G: S: Hooper
Mr: E: P: Thompson
and
Mr: W: A: Morehead.

W: G
Mr: E:

the Magistrate.—
(Sent in No: 330).

Read letter dated 4th Instant from
from the Acting Sessions Judge of Tinnevelly
submitting the information required in the Circular
proceedings of the Foujdaree Adawlut under date the
10th January last.—

(Here enter No: 597 of 1850).

1. In supplemental Statement of
fines No: 1, Heads. Magistracy and Talook Police,
the columns "fines levied" and "imprisoned in default
of payment" do not tally with column "Fines impd.

2. In the statement of suicides and
accidental deaths embodied in para: 8 of the Acting
Magistrate's Report dated 31st January 1850 Columns
should be opened to distinguish males from females.

Ordered that Extract from these
proceedings be sent to the Acting Sessions Judge
of Tinnevelly by precept returnable in V days
from and after its receipt.—

(Sent following Precept No: 339).

Read Miscellaneous Petition
presented on the 11th February 1850 by Anoopperela
Sreenevasiah late Tahsildar of Nellore Talook
Zillah Nellore.—

(Here enter S: and F. St: P. No: 5 of 1850).

Asserting

18th March 1850.

Mr. G: S: Hooper

Adverting to the sentence passed by the Court of Foujdaree Adawlut in Case No. 138 of 1849 on the file of the Sessions Court of Nellore acquitting the Petitioner of the offence therein laid to his charge, the Petitioner prays the Court to order his restoration to the office of Head of Division Police from which upon the occasion of his commitment for trial upon the charge above referred to, he was dismissed.-

2. The Court of Foujdaree Adawlut refuse to comply with the Petitioner's application being of opinion that the restoration of the Petitioner to the office from which he has been removed on his re-employment in any other situation should be left to the discretion of the Magistrate of Nellore.-

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.-

Read letter dated 15th Ultimo from the Sessions Judge of Chingleput submitting the Criminal reports for the year 1849.-

(Here enter No. 421 of 1850).

Statement No. 2. 1. Columns 1 should correspond with Columns 3, 7 and 15.-

2. The number of Cases in which the

36

J: C:

18th March 1850.

36 persons entered under Head 37 Column 2 were implicated should be specified in Column 1.-

3 In the report of Cases of Suicide and accidental deaths Columns should be opened to distinguish Males from females.-

4 A duplicate of the letter from the Sessions Judge transmitting the reports and Statements should also be forwarded.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chingleput by Precept returnable within V days from and after its receipt.-

(Sent following Precept No. 340).

Read Calendar in Case No. XVI of 1850 submitted by the Sessions Judge of Calicut under date the 13th Ultimo.-

(Here enter J: C: No. 588 of 1850).

Read Calendar in Case No. XVII of 1850 submitted by the Sessions Judge of Calicut under date the 13th Ultimo.-

(Here enter J: C: No. 589 of 1850).

Read letter dated the 4th Instant from the Agent to the Governor of Fort St. George at Vizagapatam forwarding the Warrant issued to his Assistant Mr. Fane for the execution of Venkara Somegandoo duly executed as also that officers letter.-

(Here enter J: C: No. 592 of 1850)

Read

Read letter dated the 2nd Instant, from the Session Judge of Honore reporting that no cases were pending before the Session Court for more than 25 days during the month of February 1850.-

(Here enter F: 86: No: 591 of 1850).

Read Calendar in Case No: 39 of 1850. submitted by the Session Judge of Bellary under date the 6th Instant.-

(Here enter F: 86: No: 599 of 1850).

Read Calendar in Case No: VII of 1850. submitted by the Session Judge of Madura under date the 7th Instant.-

(Here enter F: 86: No: 601 of 1850).

Read Calendar in Case No: 3 of 1850 submitted by the Session Judge of Cuddalore under date the 9th Instant.-

(Here enter F: 86: No: 607 of 1850).

Read Calendars in Cases Nos: 3, 8, 9 and 10 of 1850. submitted by the Session Judge of Nellore under date the 8th Instant.-

(Here enter F: 86: Nos: 610, 611, 612 and 613 of 1850).

Read letter dated the 7th Instant, from the Session Judge of Masulipatam returning the Original Death Warrant in Case No: 6. of 1850. Session Court's file, duly executed, and affording

Explanations

18th March 1850.

explanations on the points indicated in Circular Order dated 3rd May 1830.-

(Here enter F: 86: No: 616 of 1850).

Read return dated the 6th Instant, from the Session Judge of Mangalore to the precept of the Foujdaree Adalut under date the 1st Idem conveying their observations on the delay that occurred in the disposal of the Case No: 50 on the Calendar for 1849. and the extent of punishment to be awarded on the Prisoner.-

(Here enter F: 86: No: 622 of 1850).

Read letter dated the 9th Instant, from the Session Judge of Cuddapah explanations to the observations of the Foujdaree Adalut under date the 5th Instant about the delay in disposing of Case No: 10 of the Calendar for 1850.-

(Here enter F: 86: No: 623 of 1850).

Read Criminal Reports dated the 7th Instant submitted by the Session Judge of Madura for the Month of February 1850.-

(Here enter F: 86: No: 630 of 1850).

Ex 186.

F.06.

Tuesday, 19th March, 1850. At a Court of the Foujdaree Udalut.

Present.

J.P.R. G. S. Cooper, Esquire - 1st Puisne Judge -
E.P.T. E. P. Thompson, Esquire - 2d Puisne Judge -
W.R. W. R. Morehead, Esquire - 3d Puisne Judge -

Read again return dated 7th January 1850 from the Sessions Judge of Cuttack to the precept of the Court of Foujdaree Udalut dated 21st December 1849. -

(Here enter F.06. No. 333 of 1850.)

In the 7th Para. of this return the Sessions Judge enumerates 14 cases in which Prisoners have been detained in the Talook for various periods ranging from 6 to 39 days. In one of these cases however (No. IV) it appears from a communication from the Magistrate dated 12th February 1850 that certain of the Prisoners were made

over

over to the Assistant Magistrate within 3 days after their apprehension and that the subsequent delay was satisfactorily explained. The Magistrate also intimates that the delay in other cases would probably have been as satisfactorily accounted for had explanation been sought for at the time.—

2. The Court of Foujdaree Udalut consequently resolve to direct the Sessions Judge to call upon the Magistrate in any of the said cases, in which he may see necessity for doing so, for an explanation of the detention in the Talook for more than 48 hours of the accused parties, and to report to the Court of Foujdaree Udalut the instances in which the acts or omissions of the Police may, in his opinion, require to be specially brought to their notice.—

3. The Sessions Judge is further to be directed to transmit at the earliest possible date after the

case may have been finally disposed of a translation of the whole record of the trial of the parties charged with Gang Robbery at Chembrasherry.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information.—

/Sent in No. 340/—

Read return under date the 2d March 1850 from the Sessions Judge of Cuddapah to the precept of the Foujdaree Udalut dated the 26th February 1850, directing the transmission of a copy of the Persian Futwa in case No. 53 of 1849 on the file of the Sessions Court.—

/Here Enter F.P.C. No. 560 of 1850/—

The Court of Foujdaree Udalut direct that a copy of the remarks recorded by the Cazee-ul-Cozzat upon the Futwa above referred to, be forwarded to the Sessions Judge for communication to his Mahommedan Law

19th March, 1850.

Law Officer for his future guidance.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah for his information.—

/Sent in a No. 349/

Read again Calendar of case No. 4 of 1850 on the file of the Sessions Court of Tinnevelly.—

/Here enter F.C. No. 361 of 1850/—

Read also return under date the 28th February 1850 from the Acting Sessions Judge of Tinnevelly to the precept of the Foujdaree Udalut dated the 19th February 1850 conveying their orders on the foregoing case.—

/Here Enter F.C. No. 561 of 1850/—

As it appears from this return that the Acting Sessions Judge did not concur in the Futwa of the Mahommedan Law Officer in regard to the nature of the crime of which the prisoner in the foregoing case was convicted the Court of Foujdaree Udalut, the

F.C.

19th March, 1850.

the sentence recorded by the Sessions Judge being illegal, direct that in accordance with Section XXII. Regulation VII of 1802, an English Translation of the entire record of the trial be forwarded for their consideration.—

Ordered, that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Tinnevelly by precept returnable within XV days from and after its receipt.—

/Sent following Precept No. 350./—

Read Calendar of Case No. 22 of 1850 of the Sessions Court of Calicut.—

/Here Enter F.C. No. 551 of 1850/—

The Court of Foujdaree Udalut approve the recommendation made by the Sessions Judge in this case, that the sentence recorded against the second Prisoner on his conviction of "Theft" be mitigated to (3) Three years' imprisonment with hard labor in irons.—

And

19th March, 1850.

2. And the Sessions Judge is hereby authorized to issue his warrant accordingly.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information and guidance.

/Sent in No. 351./

Read letter under date the 5th March 1850 from the Sessions Judge of Salem.—

/True Extract Fl. No. 573 of 1850/

1. The foregoing letter has reference to certain misconduct on the part of the Head of Police of Nanneal Talook whom the Joint Magistrate of Salem has recommended to be dismissed from his office.—

2. The Sessions Judge states his opinion that a further reprimand and removal to another Talook will be a sufficient punishment for the misconduct of which the Head of Police in question has been guilty.—

The

19th March, 1850.

The Court of Foujdaree

3. Udalut observe that as the Sessions Judge has not thought fit to recommend the dismissal of the Head of Police referred to, the reference of the case for the orders of the Court of Foujdaree Udalut was uncalled for; the powers vested in the Court of Foujdaree Udalut by the provisions of Section XXXIX Act VII of 1843 being confined to the award of the penalty of dismissal to any native officer of Police whose dismissal may have been recommended by the Sessions Judge.—

In the case under notice

4. the Court of Foujdaree Udalut have no authority to interfere.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Salem for his information and guidance.—

/Sent in No. 352/—

Read Calendar of Case No. 46 of 1849 of the Sessions Court

of

19th March, 1850.

of Honore.

/Here enter F.C. No. 600 of 1850./

1. The Court of Foujdaree Udalut consider the grounds upon which the Prisoner in this case has been held to Security to be insufficient to justify such requisition, and they direct, that he be immediately and unconditionally released.—

2. The Court request, in future, when the Sessions Judge may be of opinion that suspicion attaches to a Prisoner, that the grounds on which he has arrived at that opinion, may be entered in details in the Calendar.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Honore by Precept returnable within III days from and after its receipt.—

Sent following Precept No. 353/c

W. W.

W. H.

F. C.

Friday 22nd March 1850.

G. H.

E. P. T.

W. H.

At a Court of the Foujdaree Udalut.

Present.

G. S. Hooper Esqre.—1st Puisne Judge

E. P. Thompson Esqre.—2nd Puisne Judge

W. H. Morehead Esqre.—3rd Puisne Judge.

Mr. G. S. Hooper
Mr. E. P. Thompson
and
Mr. W. H. Morehead

Read letter dated the 6th Instant from the Sessions Judge of Cuddapah submitting for the final Judgment of the Foujdaree Udalut the Record of Case No. 27 of 1849 of the Calendar of the Sessions Court.—

(Here enter No. 605 of 1850).

The Court of Foujdaree Udalut, on a deliberate consideration of all the circumstances of the Case in evidence before them, being of opinion that the proof against the Prisoner

5th Boya Byeegadoo

is sufficient to convict him of the crimes charged, do convict him thereof; and sentence him to be imprisoned and kept to hard labor in irons on the public roads or other public Works for and during the period of (5) five years,

But being of opinion that the Prisoners,

2nd Mooseelegadoo.

and

3rd Baleegadoo.

are

are not convicted on presumptive proof, or on the evidence of credible witnesses or on their own confession of the crimes charged, do acquit them thereof but considering that strong suspicion, though not amounting to conviction attaches to them, they direct that under clause Sixth Section II Regulation XV of 1803 they be required to find two sureties in (50) fifty Rupees each surety for their good behaviour and appearance when required within (3) three years or in default thereof that they be detained for three years in confinement.

1.

Five prisoners in this Case were charged with Gang Robbery and wounding attended with Homicide.

2.

The Law officer in his 1st Futwah acquitted all the prisoner but on a second question being put to him convicted the 2nd, 3d, and 5th prisoner declaring the two former to be liable to Cohoobut and the last to Hudd and has acquitted the 1st and 4th prisoners.

3.

The Sessions Judge concurring in the acquittal of the 1st and 4th prisoners has ordered their immediate release but not concurring, it is presumed in the conviction of the 2nd and 3d he recommends that they be held to security, in two sureties for the sum of Rupees 100 each for three years, and that the 5th prisoner be sentenced to five years

years Imprisonment with hard labor in irons.

4

The Court of Foujdaree Adalut concur in the acquittal and release of the 1st prisoner and in the conviction of the 5th prisoner to whom they have awarded the sentence recommended by the Sessions Judge.

5.

The Court of Foujdaree Adalut however are of opinion that the evidence was sufficient for the conviction of the 4th prisoner.

6

It appears to the Court of Foujdaree Adalut to have been impossible that the 4th prisoner could have been ignorant that the articles found in his house and proved to belong to the Prosecutors were plundered property. All the circumstances of the case

7.

tend in the opinion of the Foujdaree Adalut to establish most clearly the guilty knowledge on the part of the 4th prisoner of the manner in which the property in question had been obtained.

8.

The Cazee-ool-Coozat has declared the Futwah of the Moofty Sudr Ameen in this case to be incorrect, and that under the circumstances stated in the answer to the 2nd question the 4th prisoner as well as the 2nd and 3d was liable to Cohoobut at the discretion of the Judge. Had the Futwah therefore been correct

9.

correct the Sessions Judge would have been under the necessity of referring the Case of the 4th prisoner for the judgment of the Foujdaree Adalut.—

10. The Court direct that a copy of the remarks recorded on the Futwa by the Cauzee ool Coozat be forwarded to the Sessions Judge for communication to his Mahommedan Law officer whom the Sessions Judge will be pleased to warn against a recurrence of similar mistakes.

11. The Court of Foujdaree Adalut have considered a requisition of Security from the 2nd and 3rd Prisoners in two sureties in the sum of Rupees 50 each for the period of three years to be sufficient.—

12. The Court observe that the specific grounds of reference in regard to these prisoners should have been stated; and they desire to be informed what notice may have been taken by the Magistrate regarding the conduct of the Police Peons who were stationed only a few yards from the spot at which the robbery was committed.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for communication of the latter part of para 12 to the Magistrate by precept returnable within XV days from and after its receipt.—

(Sent following Precept No. 359)

Read

Read Calendar of Case No. 47 of 1849 on the file of the Sessions Court of Honore.

(Here enter F. C. No. 609 of 1850).

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this Case that the period of Imprisonment awarded to the prisoner be reduced to three years; and the Court authorize the Sessions Judge to issue his warrant accordingly.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Honore for his information and guidance.—

(Sent in No. 360).

Read return under date the 9th March 1850. from the Sessions Judge of Madura to the precept of the Foujdaree Adalut dated the 5th March 1850. conveying their orders on Case No. 5 of 1850 on the file of the Sessions Court.—

(Here enter F. C. No. 620 of 1850).

The Court of Foujdaree Adalut resolve to direct that an English Translation of the entire record of the foregoing Case may be submitted for their consideration.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Madura by precept returnable within XV days from and

and after its receipt.-

(Sent following Report No 361).

Read letter under date the 8th March 1850 from the Sessions Judge of Rajahmundry.

(Here enter F: 66: No 628 of 1850).

The Court of Foujdaree Adalut observe that the transmission of the record of Case No 5th of the on the file of the Sessions Court is not required: the entry of the case in question among the other cases referred to in this Court's proceedings of the 25th February last having been erroneous.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Rajahmundry for his information.-

(Sent in No 362).

Read Calendar of Case No 3 of 1850 on the file of the Sessions Court of Coimbatore.

(Here enter F: 66: No 642 of 1850).

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case that the period of Imprisonment awarded to the prisoner be reduced to four years and the Court authorize the Sessions Judge to issue his warrant accordingly.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore for his information.-

(Sent in No 363)

Read Calendar of Cases Nos 3 and 4 of 1850 on the file of the Sessions Court of Tellicherry.

(Here enter F: 66: No 646 of 1850).

Case No 3.

The Court of Foujdaree Adalut see no grounds for sanctioning a mitigation of the punishment awarded to the prisoner in this case, against whom the Court are of opinion that a separate Count charging him with having been in possession of stolen property, knowing it to have been stolen, might with propriety have been preferred.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Tellicherry for his information.-

(Sent in No 364)

Read Criminal Reports submitted by the Sessions Judge of Mangalore for the months of February 1850.-

(Here enter F: 66: No 649 of 1850).

The Court of Foujdaree Adalut observe that the particular clauses as well as the Sections of the Enactments under which Sentences are passed should be invariably stated in the Criminal Reports.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Mangalore

Mangalore for communication to the Subordinate Judges.—

(Sent in No. 365).

Read letter dated 9th Ultimo from the Sessions Judge of Bellary, submitting the Criminal Reports for the year 1849.—

(Here enter No. 428 of 1850).

1. The Court of Foujdaree Adalut observing in the annual Criminal Report submitted by the Sessions Judge of Bellary under date 9th February 1850. that cases of Gang Robbery, Housebreaking and theft have been steadily on the increase in that District since 1842. resolve to direct that the Magistrate be instructed to submit at the earliest possible date any information or explanation on the subject which he may be able to afford.—

2. It is also to be intimated to the Sessions Judge that the Court of Foujdaree Adalut concur in the views expressed by him in the 9th Para of the said report respecting the re-transmission to the Heads of Villages of Cases properly falling within their cognizance by the Talook Police.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Bellary by precept returnable in X days from and after its receipt.—

(Sent following Precept No. 366)

Read

F. A.
22nd March 1850.

Read again Calendar of Case No. 63 of 1849 on the file of the Session Court of Cuddapah

(Here enter F. A. No. 158 of 1850).

Read again also return under date the 4th February 1850. from the Session Judge of Cuddapah to the precept of the Foujdaree Adalut dated the 28th January 1850 conveying their orders on the foregoing Case.—

(Here enter F. A. No. 325 of 1850).

Read also Sentence passed by the Session Judge of Cuddapah in Case No. 63 of 1849 on the file of the Session Court.—

(Here enter F. A. No. 624 of 1850).

Read also Miscellaneous Petition presented on the 11th March 1850 by A. W. Ritchie Esqre Vakeel on behalf of Coudiah of Zillah Cuddapah.—

(Here enter F. W. P. No. 54 of 1850).

The Court of Foujdaree Adalut resolve to direct that an English Translation of the entire record of this Case be submitted for their consideration and that pending the receipt of their final orders thereon the 1st prisoner be admitted to bail.—

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddapah

Cuddapah by Precept returnable within XV days from and after its receipt.—

(Sent following Receipt No. 367).

Read Criminal Reports dated 31st January 1850 submitted by the Acting Subordinate Judge of Salem for the month of January 1850.—

(Here enter F. C. No. 424 of 1850).

Read Criminal Reports dated the 15th Instant, submitted by the Sessions Judge of Chingleput for the months of February 1850.—

(Here enter F. C. No. 659 of 1850)

Read letter dated the 8th Instant, from the Officer Commanding Arcot forwarding an annual Return of Prisoners, partly filled up, and reports their having been transferred to Vellore and Chittoor on the 23rd August and 1st November 1849 respectively.—

(Here enter F. C. No. 602 of 1850).

Read Criminal Reports dated the 8th Instant submitted by the Sessions Judge of Tellicherry for February 1850.—

(Here enter F. C. No. 645 of 1850).

Read return dated the 13th Instant from the Sessions Judge of Rajahmundry to the Precept of the Foujdaree Adalut under date the 6th Idem, directing the immediate release of Gullamilly Ummanna the Prisoner in Case No. 5 of 1850. on the Calendar.—

(Here enter F. C. No. 671 of 1850) Read

22nd March 1850.

Read report dated the 15th Instant submitted by the Sessions Judge of Guntoor of the labor of Convicts in the Jail for the months of February 1850.—

(Here enter F. C. No. 675 of 1850).

Read Criminal Reports dated the 15th Instant submitted by the Acting Sessions Judge of Trichinopoly for the Months of February 1850.—

(Here enter F. C. No. 677 of 1850).—

4th Idem

F. N.

Saturday
23. March 1850. At a Court of the Foujdaree Adalut

Present

W.K. C. J. Hooper Esqre — 1st Puisne Judge
C.P.J. E. P. Thompson Esqre — 2d Puisne Judge
W.M. W. A. Morehead Esqre — 3d Puisne Judge

Read Calendars of Cases Nos XV and XVII of 1850 on the file of the Session Court of Calicut.

(Here enter F. N. Nos 587 and 589 of 1850)

The Court of Foujdaree Adalut direct that a copy of the remarks recorded by the Cazee ool Cozat on the Futwas delivered in the foregoing cases be forwarded to the Session Judge of Calicut for communication to his Mahommedan Law Officer.

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

(Sent in No 3681)

Read letter dated 9th March 1850 from the Session Judge of Chittoor submitting at the instance of the Subordinate Judge the following question.

"Whether, after the case for the prosecution

"prosecution has been closed, a Prosecutor is entitled" to call Witnesses to controvert a fact affirmed, and supported by witnesses, in the defence".

(Here enter F. M. No. 604 of 1850)

The Court of Fonjdaree Adalut are of opinion that, so long as no Futwah or verdict has been recorded, the examination of further evidence for the prosecution in contradiction of that adduced by the Prisoner in his defence is quite allowable; the Prisoner having the right of controverting the fresh evidence thus recorded against him.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor for his information and for communi=cation to the Subordinate Judge.

(Sent in No. 3691

Read letter dated 9th March 1850 from the Subordinate Judge of Mangalore stating, in reply to the letter of the Fonjdaree Adalut dated 4th Inst., that the wards appropriated for the reception of patients are intended solely for the Prisoners or Lunatics, and recommending that as a Zillah Dispensary has been established, no business whatever be transacted in the Jail Hospital except that immediately connected with the Jail establishment.

(Here enter No. 651 of 1850)

The

The Court of Fonjdaree Adalut consider the arrangement proposed by the Subordinate Judge highly desirable and to further the views of this Officer they authorize him to provide an Almirah for the use of the Jail Hospital at the cost of Rupees 25.- It rests however, they observe, with the Medical authorities to restrict the dispensing of medicines for the public generally, and to order the transfer of the vaccine and other records not immediately connected with the Jail, to the Civil Dispensary.

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

(Sent in No. 3701

Read return under date the 12th March 1850 from the Sessions Judge of Guntoor to the Receipt of the Fonjdaree Adalut dated the 4th March 1850 requiring explanation of the cause of delay in the trial of case No. 3 of 1850 on the file of the Sessions Court.

(Here enter F. M. No. 655 of 1850)

The Court of Fonjdaree Adalut observe that as the prisoner in the case referred to was brought before the Sessions Judge at a time

time when that Officer was not prepared to proceed with the trial, the arraignment of the prisoner under such circumstances was irregular and improper.

Ordered that Extract from these proceedings be forwarded to the Session Judge of Guntoor for his information and future guidance.

(Sent in No. 371)

Read Return dated 11th Instant from the Session Judge of Chittore to the Receipt of the Foujdaree Adalut under date the 8th March 1850 requiring him to forward the translation of the record of trial in referred case No. 3 of 1850 on the file of the Session Court of Chittoor.

(Here enter F. R. No. 637 of 1850)

Read letter dated 11th Instant from the Session Judge of Cuddapah reporting the execution of the Prisoner S. Ankadoo in case No. 53 of the Calendar for 1849.

(Here enter F. R. No. 638 of 1850)

Read Calendar of Case No. 64 of 1849 submitted by the Session Judge of Cuddapah under date the 11th March 1850.

(Here enter F. R. No. 639 of 1850)

Read Calendar of Case No. 5 of 1850 submitted by the Session Judge of Combaconum under date the 12th March 1850.

(Here enter F. R. No. 644 of 1850)

Read

Read Calendar of Case No. VIII of 1850 submitted by the Session Judge of Madura under date the 11th March 1850.

(Here enter F. R. No. 648 of 1850)

Read Criminal Report dated 1st March 1850 submitted by the Session Judge of Cuddapah for the month of February 1850.

(Here enter F. R. No. 661 of 1850)

Read Calendars of Cases No. 5, 46 of 1850 submitted by the Session Judge of Nellore under date the 13th March 1850.

(Here enter F. R. No. 663, 664 of 1850)

Read Calendar of Case No. 8 of 1850 submitted by the Session Judge of Bellary under date the 12th March 1850.

(Here enter F. R. No. 665 of 1850)

Ld. H.

Lyk

Ft. U.

Monday 25th March 1850.

At a Court of the Foujdaree Adalut

Present

W.H. G.S. Hooper Esqre — 1st Puisne Judge

E.P. E.P. Thompson Esqre — 2nd Puisne Judge

W.H. W.A. Morehead Esqre — 3rd Puisne Judge.

Read letter dated 12th Ultimo from the Sessions Judge of Madura, forwarding the Criminal Reports for 1849.-

(Here enter No. 417 of 1850).

Statement No. 4. Headings 1.32.34.36.39. 40. and 42.

1. The Court of Foujdaree Adalut observe that many of the entries in these Headings are incorrect and direct that they be amended.-

2. It is further ordered that the Sessions Judge be instructed that the 1st Column of the abstract Nos. III and V should include both the persons whose cases were not disposed of at the Commencement of the year and those summoned during the year under review, and that the entries in No. VIII should correspond with those in the printed statement No. 4.-

3. The Court also observe that the Duplicate Copies of the Statement No. 4 and the abstract Nos. I to IX are unnecessary.-

Ordered

Ordered therefore that the Statements noticed above be returned to the Sessions Judge of Madura with instructions to re-transmit them duly amended.-

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of Madura by precept returnable within 5 days from and after its receipt.-

(Sent following Precept No. 376).

Read Extract from the Proceedings of the Sessions Court of Bellary upon the Calendars submitted by the Acting Magistrate during 1849. which accompanied the Criminal reports transmitted with his letter of the 9th February 1850.-

(Here enter J. G. No. 428. of 1850).

With reference to Para 2 of his Proceedings of the 13th December 1849. in which the Sessions Judge has ordered the Magistrate to remit the fines imposed on certain Prisoners for gambling, on the ground that it is "an act not made penal by any Regulation" the Court of Foujdaree Udalut observe that Gambling is punishable under Mahomedan Law- and also with reference to the 15th Para of the Sessions Judge's Proceedings of the 30th January 1850. the Court of Foujdaree Udalut would point out that a

Head of Police is not necessarily bound to limit his sentences, in cases properly cognizable by the Village Police which may be brought before him, to the measure of punishment which an officer of the latter class is competent to award.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Bellary for his information.-

£ 7.

(Sent in No. 377).

Ordered therefore that the Statement
noticed above be returned to the Sessions Judge of
Madura with instructions to re-transmit them
duly amended.-

Ordered that Extract from these
proceedings be forwarded to the Sessions Judge
of Madura by precept returnable within 5 days
from and after its receipt.-

(Sent following Precept No. 376).

Read Extract from the Proceedings
of the Sessions Court of Bellary upon the Calendar
submitted by the Acting Magistrate during 1849
which accompanied the Criminal reports transmit-
-ted with his letter of the 9th February 1850.-

(Here enter F. C. No. 428. of 1850)

With reference to Para 2 of his
Proceedings of the 13th December 1849. in which
the Sessions Judge has ordered the Magistrate to
remit the fines imposed on certain Prisoners for
gambling, on the ground that it is "an act not
made penal by any Regulation" the Court of
Foujdaree Adalut observe that Gambling is
punishable under Mahomedan Law- and also
with reference to the 15th Para of the Sessions
Judge's proceedings of the 30th January 1850. the
Court of Foujdaree Adalut would point out that
a

25th March 1850.

a Head of Police is not necessarily bound to
limit his sentences, in cases properly cognizable
by the Village Police which may be brought
before him, to the measure of punishment
which an officer of the latter class is compe-
-tent to award.-

Ordered that Extract from these
Proceedings be sent to the Sessions Judge of
Bellary for his information.-

(Sent in No. 377).

F. U.

Tuesday.
26th March 1850.

At a Court of the Foujdaree Adalut

Present

W/R G. L. Hooper Esqre —— 1st Puisne Judge
C.P.J. E. P. Thompson Esqre —— 2d Puisne Judge
Prell W. A. Morehead Esqre —— 3d Puisne Judge

Read Calendar of Cases Nos 7 and 8 of 1850 of the Session Court of Rajahmundry.

(Here enter F. U. No 6 1846 19 of 1850)

Read also Letter dated 7th March 1850 from the Session Judge of Rajahmundry, bringing to the favorable notice of the Court of Foujdaree Adalut the satisfactory conduct of the Village and District Police in prosecuting the enquiry into the above Cases -

(Here enter F. U. No 631 of 1850)

1. The Court of Foujdaree Adalut approve of the recommendation made by the Session Judge in the foregoing Cases that the sentence recorded against the four Prisoners on their conviction of "Highway Robbery" be mitigated to 10 years' imprisonment with hard labor in irons, and the Session Judge is hereby authorized to issue his warrant accordingly.

2. The Court notice with satisfaction the favorable testimony borne by the Session Judge to the conduct of the District and Village

Police

Police in prosecuting the enquiry into the foregoing Cases, and they direct that it be intimated to those officers thro' the Magistrate that their proceedings have been viewed by the Court with marked approbation.-

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Rajahmundry for his information and guidance.-

(Sent in No. 380)

Read Criminal Reports submitted by the Session Judge of Combaconum for the month of February 1850.

Case No. 25. (Here enter F.R. No. 660 of 1850.)

1. The Court of Foujdaree Adalut observe that the prisoner in this case having been charged with the offence of "Snatching" should have been committed for trial to the Court of Session.

2. Adverting to the number of Cases reported to be under examination, which it appears amounts to eight, the Court of Foujdaree Adalut observe that the causes of delay in the disposal of those cases should have been stated.-

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Combaconum for communication to the Subordinate Judge.-

(Sent in No. 381)

Read Criminal Reports submitted by the Principal Sudder Ameen in charge of the Session Court

Court of Nellore for the month of February 1850.

(Here enter F.R. No. 678 of 1850)

The Court of Foujdaree Adalut resolve to direct that these Reports be returned for amendment, the abstract of cases disposed of not corresponding with the Reports. In the abstract in question ten cases are entered as "under examination" no such cases appearing in the Reports.

Ordered that Extract from these Proceedings be forwarded to the Principal Sudder Ameen in charge of the Session Court of Nellore by Precept returnable within V days from and after its receipt.-

(Sent following Precept No. 382)

Read Calendar of Case No. 6 of 1850 on the file of the Session Court of Tinnevelly.-

(Here enter F.R. No. 683 of 1850)

The Court of Foujdaree Adalut approve of the recommendation made by the Acting Session Judge in this case that the period of Imprisonment awarded to the Prisoner be reduced to four years; and the Court authorize the Acting Session Judge to issue his warrant accordingly.-

Ordered that Extract from these Proceedings be forwarded to the Acting Session Judge of

of Tinnevelly for his information.

(Sent in A. 383)

Read Miscellaneous Petition from the 18th February 1850 by Ineliammah of Pillaiyarpatti through her Mookhtar Vakeel.

(Here enter F. M. P. A. 56 of 1850)

1.

The Court of Tonjore Vakeel no sufficient grounds for their interference in matter to which this Petition relates.

2.

In the event of the Petitioner dissatisfied with the result of the investigation which the Magistrate of North Arcot has ordered to be made into the charge preferred by the Petitioner after that investigation shall have been completed will then be open to the Petitioner to appeal to the Magistrate and Sessions Court and eventually if necessary to the Court of Tonjore Vakeel.

Ordered that Extract from these Proceedings be granted to the Petitioner on his application.

Read Miscellaneous Petition dated on the 18th March 1850 by Chinna Naiken of Chinglepet.

(Here enter F. M. P. A. 57 of 1850)

The Petitioner is referred to the

passed by the Court of Tonjore Vakeel under date the 9th October 1849 in the matter to which this Petition relates.

Ordered that Extract from these Proceedings be granted to the Petitioner on his application.

Read again letter dated the 31st Ultimo from the Sessions Judge of Calicut, submitting for the final Judgement of the Tonjore Vakeel the Record of Case A. 4 of 1850 of the Calendar of the Sessions Court.

(Here enter A. 329 of 1850.)

Read also Extract from the Minutes of Consultation A. 201 under date the 20th Instant confirming the Sentence passed by the Court of Tonjore Vakeel in Case A. 4 on the Calendar of the Sessions Court of Calicut for 1850.

(Here enter F. M. A. 715 of 1850)

Under authority of the Right Honorable the Governor in Council the Court do accordingly direct that the Prisioner

"Tattan topyitta Moideen"

be imprisoned and kept to hard labor in irons on the Public roads or other public works for and during the period of three years.

(Sent in A. 384)

Read

Read Calendars of Cases Nos 48 & 49 of 1849 submitted by the Session Judge of Honore under date the 11th March 1850.

(Here enter F. R. Nos 711 & 712 of 1850)

Read Return dated 15th March 1850 from the Session Judge of Calicut to the Precept of the Tonjoreee Dewan under date the 5th Instant observing that the grounds of suspicion upon which the requisition of security in Case No 12 of 1850 on the file of his Court has been made, should be declared as laid down in the Circular Order 6th September 1849.

(Here enter F. R. No 718 of 1850)

Read Report B dated 15th March 1850 submitted by the Agent to the Governor of Fort St George at Vizagapatam of Persons apprehended in the separate Tracts of Vizagapatam and delivered to the Agency in the month of February 1850.

(Here enter F. R. No 722 of 1850.

Read Criminal Report dated 15th March 1850 submitted by the Agent to the Governor of Fort St George at Kurnool for the month of Janry (supplemental) and February 1850.

(Here enter F. R. No 723 of 1850)

Read Criminal Reports A & B dated 16th March

26th March 1850.

March 1850 submitted by the Session Judge of Rajahmundry for the month of February, who states that the Magistrate's Report B will be forwarded as soon as it is received.

(Here enter F. R. No 724 of 1850)

Read Letter dated 15th March 1850 from the Session Judge of Calicut transmitting the Criminal Reports for the last month and Copy of his Court's Proceedings on the Reports of the Sub Court.

(Here enter F. R. No 725 of 1850)

Read Calendar of Case No 1 of 1850 submitted by the Session Judge of Honore under date the 13th March 1850.

(Here enter F. R. No 727 of 1850.

Read Calendar of Case No 5 of 1850 submitted by the Session Judge of Cuddapah under date the 18th March 1850.

(Here enter F. R. No 728 of 1850)

4th

F: H:

Wednesday 27th March, 1850.

At a Court of the Foujdaree Adalut.

Present.

G: S: Hooper Esqr. — 1st Puisne Judge
E: P: Thompson Esqr. — 2nd Puisne Judge
W: A: Morehead Esqr. — 3rd Puisne Judge.

Read Calendar of Case No. 14 of 1850 on the file of the Session Court of Cuddapah.

(Here enter F: H: No. 662 of 1850).

The Court of Foujdaree Adalut approve of the recommendation made by the Session Judge in this case that the period of Imprisonment awarded to the 1st and 2nd prisoners be reduced to five years and that awarded to the 3rd prisoner to three years, and the Court authorize the Session Judge to issue his warrant accordingly.--

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddapah for his information.--

(Sent in No. 388).

Read letter dated 16th March 1850. from the Magistrate of North Arcot soliciting sanction for the trial of certain Prisoners apprehended with property obtained by robbery in the Chingleput District in their possession before the Courts at

at Chittoor.—

(Here enter F: C: № 693 of 1850).

The Court of Foujdaree Adalut see no legal objection to the trial by the Chittoor Courts of the Prisoners alluded to in this Communication.—

Ordered that Extract from these proceedings be sent to the Magistrate of North Areot for his information.—

(Sent in № 389).

Read Letter from the Sessions Judge of Rajahmundry dated 14th February submitting amended annual reports upon the state of the Police for 1849.—

(Here enter F: C: № 684 of 1850).

The Court of Foujdaree Adalut observe in the amended report of the Magistrate various strictures and observations upon the Proceedings and Sentences of the Sessions Judge and they accordingly desire that the Report be re-transmitted to the Magistrate with instructions to expunge therefrom all such objectionable comments and return the same without delay.—

Ordered that Extract from these proceedings be sent to the Sessions Judge of Rajahmundry for his information.—

(Sent in № 390).

1st April 1850

F. U.

Thursday,
28th. March 1850. At a Court of the Foujdaree Udalut.

Present.

G. S. Hooper Esqre. ——— 1st. Puisne Judge
E. P. Thompson Esqre. ——— 2d. Puisne Judge.
W. A. W. S. Morehead Esqre. ——— 3d. Puisne Judge.

Read letter dated 21st. Instant, from the Sessions Judge of Cuddapah submitting for the final Judgment of the Foujdaree Udalut the Record of Case No. 52 of 1849 of the Calendar of the Session Court.

(Here enter No. 766 of 1850.)

Mr. E. P. Thompson and Mr. W. A. Morehead.

The Court of Foujdaree Udalut on a deliberate consideration of all the circumstances of the Case in Evidence before them being of opinion that the Prisoner,

"Oopsara Channoogadoo"

is not convicted on presumptive proof or on the Evidence of credible witnesses or on his own confession of the crime charged do acquit him thereof, and direct that he be set at Liberty.

1. The Court of Foujdaree Udalut consider the Evidence in this case altogether insufficient to justify the conviction of the prisoner of the offence laid to his charge.

2. The Court of Foujdaree Udalut

ares

are of opinion that the case has not been fully gone into by the Sessions Judge inasmuch as the examination of several witnesses, whose depositions before the Police, tended in some degree to exculpate the Prisoner has been omitted before the Session Court.

3. The Court also consider that the Session Judge acted irregularly, in having in the 3d para: of his letter submitting the record of trial alluded to the testimony of one Govindamah who had not been examined before him.

Ordered that Extract from these proceedings be sent to the Sessions Judge of Cuddapah for his information.

(Sent in No. 393)

Read letter dated 5th Instant, from the Agent to the Governor in Ganjam, submitting for the final Judgment of the Zoujdaree Udalut the Record of Case No. 8 of 1850 on the Calendar.

(Here enter No. 768 of 1850)

Wm. G. L. Hooper and Wm. P. Thompson.

The Court of Zoujdaree Udalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner

"Sasanapoory Lomiah alias Neeliah"

is sufficient to convict him of the crime of wilful murder, do convict him thereof, and sentence him to be transported to such place or places beyond the

2d

seas as the Governor in Council shall appoint, there to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of his natural life.

The Court of Zoujdaree Udalut

1. observe that the Examination of this case has not been conducted with sufficient care either by the Police or by the Agent.

The conviction of the prisoner co-

2. depended mainly on the discovery of the jewels worn by the deceased, and the evidence to this point, therefore ought to have been most carefully and minutely conducted so as to have elicited every circumstance and particular relative to the dis-covery and giving up of the Jewels in question.

It is however to be observed that

3. the discrepancies in the evidence of the witnesses and statements of the Prisoners have been allowed to remain unexplained and some even unnoticed.

In the Punchayetnamah, which,

4. it is to be remarked is not signed by all the persons who are said to have given it, the signature of the 3d Witness, "Gadalah Gungum," being omitted and another name substituted, it is stated that, "a "Silver (No. 5) point rope with belts was found "lying on the south bank of the Nullah close to "the water", but with the exception of the 3d Witness, who

who as above noticed did not sign the report, none of the Panchayetdars speak to the discovery of this article nor were they questioned on the point.

5. It appears also that in the Prisoner's confession before the Police he stated that he threw a silver armlet, mated to No. 10, into the water near to the spot where the murder was committed. This ornament was not produced, nor does the record show that any search for the same was made.

6. No list of property has been furnished by the Police or Agent in the form laid down by this Court in their Order 29th September 1824 nor have the names of the witnesses examined by the Agent been entered in the Calendar the number of witnesses only having been given.

Ordered that Extract from these proceedings be sent to the Agent for the Governor of Fort St. George in Ganjam for his information.

(Sent in No. 394)

Read letter dated 29th January last, from the Agent to the Governor of Fort Saint George at Vizagapatam, submitting the Annual Criminal Reports for the year 1849.

(Here enter No. 365 of 1850)

1. The Court of Sunjdaree Udalut desire that the Agent be requested to append notes to the Columns 16 to 24 of Statement No. 1. and Columns 13 to 21 of Statement No. 2. showing the Cases

Cases Veal disposed of by himself and his Assistants respectively - and to shew the nature of the supervision exercised over the proceedings of his Assistants in a form similar to that circulated on 12th April 1843, also the particulars of punishments in Column 20. of the Statement No. 2.

2. The Agent is also to be called upon to explain the discrepancy of 1. Case and 2 persons observed between the 11th Column of Statement No. 2 and Column 3. of the Statement shewing the number of Cases Veal forwarded by each Head of Police.

Ordered that Extract from these proceedings be sent to the Agent to the Governor of Fort St. George at Vizagapatam by precept returnable within 7 days from and after its receipt.

(Sent following precept No. 395)

Read letter dated 12th ultimo from the Sessions Judge of Nellore submitting the Criminal reports for the year 1849.

(Here enter No. 407 of 1850)

Statement No. 3. 1. The Court of Sunjdaree Udalut observe that the persons concerned in more than one number should be included in the total of this statement a note being entered at the foot of the Grand total to this effect. "Deduct the No. of persons entered more than once as implicated in more than one offence."

Statement No. 4. 2. The same remark applies to this Statement

28th March 1848.

Statement and a further error has been made in excluding an Offence perpetrated by a Prisoner because he was charged with another Offence. The Session Judge will be pleased to cause the number of persons implicated in the 2 Cases appearing under Heading 7. Column 3. to be entered in the Minor Column "No. of persons" and the Offence perpetrated by the 1st person appearing under Head 37 Column 3. to be entered in Minor Column "No. of Cases" at the foot of the Statement Notes should be added to this effect "Deduct the No. of Cases not tried Separately." "Deduct the No. of persons entered more than once as implicated in more than one Offence" and all that is requisite to afford the means of checking these Statements by other returns will be afforded.

3. A Duplicate of the report of the Joint Magistrate in charge in Case No. 12 of 1849 and of the proceedings of the Session Court thereon should be forwarded.

4. The Statement of Suicides and accidental deaths now embodied in the Reports of the Magistrate and Joint Magistrate should distinguish Males from females, and the Session Judge will be pleased to call upon the Magistrate for an amended return.

Ordered that Extract from these proceedings be sent to the Session Judge of Bellary by precept returnable within 5 days from and after its receipt.

(Sent following Precept No. 396)

Read letter dated 15th ultimo, from the Session Judge of Trichinopoly submitting the

28th March 1850.

Criminal reports for the year 1849.

(Here enter No. 437 of 1850.)

Statement No. 4. 1. The number of persons implicated in the case appearing under Heading 14. Column 3 should be entered - as should also the number of Cases in which the 3. persons appearing under Heading 37. Columns 3. and 4 were convicted - and a Note should be appended at the foot of the Statement to this effect "Deduct the Number of Cases not tried separately" "Deduct the Number of Persons entered more than once as implicated in more than one Offence" and all that is requisite to afford the means of checking these Statements by other returns will be afforded. Furthermore that case returned to the Principal Sudr Ameen should not be excluded from the Statement No. 4.

2. The Court further direct that the Statement of Suicides and accidental deaths be returned in order that additional Columns may be opened for the purpose of distinguishing Males from females.

Ordered that Extract from these proceedings be sent to the Acting Session Judge of Trichinopoly together with the Statements noticed above by Precept returnable within Six days from and after its receipt.

(Sent following Precept No. 397)

Read letter dated 19th ultimo, from the Session Judge of Cuddalore submitting the Criminal

Reports

Reports for the year 1849.

(Here enter Rc 794 of 1850.)

The Court of Foujdaree Udalut direct that a Duplicate copy of the Extract from the Magistrates Calendars for the 3d and 4th quarters of 1849 and of the remarks of the Session Judge thereon submitted with the Letter be called for. and that the statement of suicides and accidental deaths be returned in order that additional Columns may be opened for the purpose of distinguishing Males from females.

Ordered that Extract from these proceedings be sent to the Session Judge of Cuddalore by precept returnable within 5. days from and after its receipt.

(Sent following Precept Rc 398)

Read Letter dated 18th March 1850 from the acting Subordinate Judge in charge of the Session Court of Madura submitting the Supplemental Statements called for in the Proceedings of the Foujdaree Udalut under date 10th January 1850.

(Here enter F.U. Rc 695 of 1850)

Statement of charges preferred against Officers of Police &c.

1. It is presumed that all cases entered in this statement forwarded to the Subordinate Judges passed thro' the Magistrates Office in conformity with Circular Order Foujdaree Udalut 20th March 1834 A. but they are not included in the Column

2.

F. U.
28th March 1850

"By the Magistrate" Furthermore the 8 persons committed by the Subordinate Judge are not entered in the Columns shewing the disposal of charges brought before the "Sessions Judge" and the Court of Foujdaree Udalut direct that this Statement be returned for amendment.

2. The Court of Foujdaree Udalut further direct that the statement of Suicides and accidental deaths be returned in order that additional Columns may be opened for the purpose of distinguishing Males from females.

Statement of cases disposed of by the Subordinate Ameens.

3. The Nos. of persons implicated in the Cases appearing under the crimes noted in the margin should be entered. and a note should be appended at the foot of the statement to this effect "Deduct the Nos of persons entered more than once as implicated in more than one offence".

Escaping from Custody Fraud. other cases.

4. In the abstract statement of Appeals made from decisions of the Subordinate Judge, Sudr Ameens and Magistracy the headings Reversed and Confirmed in Column "appeals" should contain the Nos of persons and not of Cases.

Ordered that Extract from these proceedings be sent to the Sessions Judge of Madura by precept returnable within 5. days from and after

after its receipt.

/ Sent following Precept Rc. 3(99)

Read Calendar of case Rc. 16 of 1850
of the Session Court of Cuddapah.

/ Here enter F.U. Rc. 696 of 1850 /

The Court of Foujdaree Udalut are
unable to gather either from the sentence or Futwah
recorded in this case the precise crime, or crimes of
which the Prisoners have been convicted. From the
Regulation cited, however, in support of the sentence
the Court conclude that the Prisoners were convicted
of "adultery" alone and that the charge of having
absconded with property was not established against
them.

2.

The Court deem it proper to call
the attention of the Session Judge and Law Officer
to Foujdaree Udalut Circular Orders noted in the
margin, and to request that, in future, the precise
nature of the crime or crimes established against
the Prisoner may be distinctly recorded both in the
Futwa of the Law Officer and in the sentence of
the Session Judge.

F.U.C.O. dated 19th June 1820.
" " " 5th Aug. 1829
" " " 7th July 1845.

Ordered that Extract from these
proceedings

proceedings be forwarded to the Session Judge of Cud-
dapah for his information.

/ Sent in Rc. 400 /

Read the Criminal Reports,
submitted by the acting Session Judge of Tin-
nevelly, for the month of February 1850.

/ Here enter No. 709.

The Court of Foujdaree Udalut
observe that the date of the despatch of these Re-
ports should have been entered on the Docket.

Ordered that Extracts from these
proceedings be sent to the acting Session Judge
of Tinnevelly, for his information and guidance

/ Sent in Rc. 401 / 51

Rd. 18th

Lyle

F: C:

Saturday 30th March 1850. At a Court of the Fouzdaree Adalut.

Present.

G: S: Cooper Esqre ____ 1st Puisne Judge

E: P: Thompson Esqre ____ 2nd Puisne Judge

W: A: Morehead Esqre ____ 3rd Puisne Judge.

Read return dated 30th March 1850, from the Agent to the Governor in Vizagapatam to the Precept of the Court of Fouzdaree Adalut under date the 1st Idem submitting the Record in Criminal Case No 1 of 1850.—

(Here enter F: C: No 781 of 1850).

To enable the Court of Fouzdaree Adalut to dispose of this case it is necessary that translates of the depositions given before the Special Assistant should be furnished and the Court direct that the Agent be requested to transmit the same at the earliest possible date.—

Ordered that Extract from these Proceedings be forwarded to the Agent of the Governor at Vizagapatam by Precept returnable without delay.—

(Sent following Precept No 402).

Read Calendar in Case No 7 of 1850. submitted by the Sessions Judge of Chittoor under date

under date the 12th Instant.

(Here enter F: C: No. 679 of 1850).

Read Calendar of Case No. 19 of 1850 submitted by the Session Judge of Cuddapah under date the 15th Instant.

(Here enter F: C: No. 680 of 1850).

Read Calendar of Case No. 4 of 1850 submitted by the Session Judge of Coimbatore under date the 5th Instant.

(Here enter F: C: No. 681 of 1850).

Read Calendar of Case No. 1 of 1850 submitted by the Acting Sessions Judge of Trichinopoly under date the 15th Instant.

(Here enter F: C: No. 682 of 1850).

Read supplemental return dated the 12th Instant from the Sessions Judge of Tanjore to the Precept of the Foujdaree Adalut dated 8th January 1850. containing their remarks upon the Criminal Reports of the Sessions Court for the Months of December 1849.

(Here enter F: C: No. 687 of 1850).

Read return dated the 13th Instant from the Sessions Judge of Masulipatam to the Precept of the Foujdaree Adalut under date the 4th Idem directing the unconditional release of the Prisoners in Case No. 9 of 1849 on the file of the Sessions

Sessions Court.

(Here enter F: C: No. 688 of 1850).

Read return dated the 13th Instant from the Sessions Judge of Tellicherry to the Precept of the Foujdaree Adalut under date the 4th Idem, declaring that the order of Principal Sudr Ameen directing that the jewels referred to by Petitioner Lutchmumah should be retained in deposit in Court pending institution of a Civil Suit by Prosecutor in Case No. 89 of 1849 on Criminal file is correct; and annulling Sessions Judge's order of 31st July 1849.

(Here enter F: C: No. 691 of 1850).

Read Calendar of Case No. 3 of 1850 submitted by the Sessions Judge of Chicacole under date the 11th Instant.

(Here enter F: C: No. 698 of 1850).

Read return dated the 14th Ultimo from the Acting Sessions Judge of Masulipatam to the Precept of the Foujdaree Adalut under date the 31st January 1850, containing their remarks upon the Criminal Reports of this Court for the Months of December 1849.

(Here enter F: C: No. 436 of 1850).

under date the 12th Instant.

(Here enter F: C: No: 679 of 1850)

Read Calendar of Case No: 9 of 1850 submitted by the Sessions Judge of Cuddalore under date the 15th Instant.

(Here enter F: C: No: 680 of 1850)

Read Calendar of Case No: 4 of 1850 submitted by the Sessions Judge of Trichinopoly under date the 5th Instant.

(Here enter F: C: No: 681 of 1850)

Read Calendar of Case No: 1 of 1850 submitted by the Acting Sessions Judge of Trichinopoly under date the 15th Instant.

(Here enter F: C: No: 682 of 1850)

Read supplemental return dated the 12th Instant from the Sessions Judge of Chingleput to the Receipt of the Foujdaree Adalut dated the 8th January 1850. containing their remarks upon the Criminal Reports of the Sessions Court for the Month of December 1849.

(Here enter F: C: No: 683 of 1850)

Read return dated the 13th Instant from the Sessions Judge of Masulipatam to the Receipt of the Foujdaree Adalut under date the 14th Idem directing the unconditional release of the Prisoners in Case No: 9 of 1849 on the file of the

Sessions Court.-

(Here enter F: C: No: 688 of 1850)

Read return dated the 12th Instant, from the Sessions Judge of Tellicherry to the Receipt of the Foujdaree Adalut under date the 4th Idem, declaring that the order of Principal Sudr Ameen directing that the jewels referred to by Petitioner Lutchmanadje should be retained in deposit in Court pending institution of a Civil Suit by Prosecutor in Case No: 89 of 1849 on Criminal file is correct; and annulling Sessions Judge's order of 31st July 1849.

(Here enter F: C: No: 691 of 1850)

Read Calendar of Case No: 3 of 1850 submitted by the Sessions Judge of Chicacole under date the 11th Instant.

(Here enter F: C: No: 698 of 1850).

Read return dated the 14th Ultimo from the Acting Sessions Judge of Masulipatam to the Receipt of the Foujdaree Adalut under date the 31st January 1850, containing their remarks upon the Criminal Reports of this Court for the Month of December 1849.

(Here enter F: C: No: 436 of 1850).

F. 66.

Tuesday 2nd April 1850.

At a Court of the Foujdaree Adalut

Present.

Sd/R G. S. Hooper Esqre — 1st Puisne Judge

Sd/ E. P. Thompson Esqre — 2nd Puisne Judge

& F. for 3d Judge W. A. Morehead Esqre — 3rd Puisne Judge.

Read the following Letter dated the 11th of March 1850 from the acting Sessions Judge of Trichinopoly:—

(Here enter F. 66. No. 643 of 1850).

1. With the foregoing communication the Acting Session Judge of Trichinopoly submits for the consideration, and orders of the Court of Foujdaree Adalut the Calendar of Case No. 3 of 1850 on the file of the Principal Sudr Ameen, in which four Prisoners were charged with having caused an inscription to be engraved on a Stone, and throwing the same into a Tank, which formed the subject of litigation between them and the Prosecutor, with a view to the said stone being afterwards produced in proof of their title to that Tank.—

2. The Prisoners were released by the Principal Sudder Ameen on the ground that the offence charged against them was not punishable under the Mahomedan Law, but the Magistrate,

taking

taking exception to their liberation, and deeming the act of the Prisoners to be one of "Forgery" or at least of "gross culpable fraud" appealed to the Sessions Judge, who directed the commitment of the Prisoners for trial under clause third Section IV Regulation VI of 1811.—

3. The present Acting Session Judge, differing from the views entertained by his predecessor, is of opinion that the act of the Prisoners is not an offence of the nature contemplated in Clause third Section IV Regulation VI of 1811, and in accordance with the request of the Magistrate has referred the matter for the decision of the Court of Foujdaree Adalut.—

4. The Court of Foujdaree Adalut have referred the Question propounded by the Principal Sudr Ameen of Trichinopoly to the Hoofty Sudr Ameen for the opinion of the Law officer of their Court who has declared the Prisoners to be liable to Corporal at the discretion of the Judge. In accordance with this opinion the acting Session Judge will be pleased to arraign the Prisoners upon the charge of Fraud and pass sentence upon them under the provisions of the general Regulation.—

Ordered that Extract from these Proceedings be forwarded to the Acting Session Judge of

2nd April 1850.

of Trichinopoly for his information and guidance.

(Sent in No. 405)

Read letter under date the 18th March 1850 from the Session Judge of Rajahmundry submitting the Magistrates Criminal Report for the Month of February 1850.—

(Here enter F. C. No. 737 of 1850).

The Court of Foujdaree Adalut observe that the designation of the offence charged against the prisoner in the case entered in the foregoing report should have been affixed as a heading to the statement of charge in accordance with Circular Order No. 168, dated 9th May 1845.—

Ordered that Extract from these Proceedings be sent to the Session Judge of Rajahmundry for communication to the Magistrate.

(Sent in No. 406)

Read Calendar of Case No. 2 of 1850. of the Session Court of Coimbatore.—

(Here enter F. C. No. 745 of 1850).

1. Upon a careful consideration of the evidence set forth in the Calendar of this Case, the Court of Foujdaree Adalut are of opinion that no sufficient grounds have been shewn to justify the requisition for security under which the Prisoners have been placed. The Court accordingly direct that

that the said Prisoners be unconditionally set at liberty.-

2. The Court further direct that the appended remarks of the Cazeeah Coozat upon the Futwa declared by the Hoofty Sudr Ameen in this Case be communicated to that officer for his information and future guidance.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Coimbatore by Precept returnable within three days from and after its receipt.-

(Sent following Precept No. 407).

Read Miscellaneous Petition presented on the 20th December 1849 by T. Ramachendriah Vakeel on behalf of Shanmooga Pillay of Zillah Tellicherry

(Here enter F. M. P. No. 255 of 1849).

The Court of Foujdaree Adalut observe that the matter referred to in this Petition was disposed of by the Foujdaree Adalut in their proceedings of the 4th March last.-

2. This Petition is accordingly dismissed.

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his application.-

Ed. Bl.

F. A.

Wednesday 3rd April, 1850.

At a Court of the Foujdaree Adalut

Present

Mr. G. S. Hooper Esqr. ——— 1st Puisne Judge

E. P. Thompson Esqr. ——— 2nd Puisne Judge

W. A. Morehead Esqr. ——— 3rd Puisne Judge

Read letter dated the 22nd Ultimo, from the Sessions Judge of Calicut submitting for the final judgment of the Foujdaree Adalut the record of the trial in Case No. 28 of the Calendar of the Sessions Court for 1850.-

(Here enter F. A. No. 783 of 1850).

Mr. G. S. Hooper and Mr. W. A. Morehead.

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the prisoner,

"Manholly Valapil Cony Cootty"

is sufficient to convict him of the crime of wilful Murder, do convict him thereof - and sentence him to be transported to such place or places beyond sea as the Governor in Council shall appoint, there to be imprisoned and kept to hard labor in irons, on the public roads or other public works, for; and during the period of his natural life.-

(Sent in No. 408)

Read

that the said Prisoners be unconditionally set at liberty.-

2. The Court further direct that the appended remarks of the Cazee ool Coozat upon the Fatwa declared by the Hoofty Sudr Ameen in this Case be communicated to that officer for his information and future guidance.-

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Coimbatore by Precept returnable within III days from and after its receipt.-

(Sent following Precept No. 407).

Read Miscellaneous Petition presented on the 20th December 1849 by T. Ramachendriah Vakeel on behalf of Shanmooga Pillay of Zillah Tellicherry

(Here enter F. M. P. No. 255 of 1849)

The Court of Foujdaree Adalut observe that the matter referred to in this Petition was disposed of by the Foujdaree Adalut in their proceedings of the 4th March last.-

2. This Petition is accordingly dismissed.

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his application.-

Ed. Bld.

F. A.

Wednesday 3rd April, 1850.

At a Court of the Foujdaree Adalut.

Present

G. S. Hooper Esqre. ——— 1st Puisne Judge.

E. P. Thompson Esqre. ——— 2nd Puisne Judge.

W. A. Morehead Esqre. ——— 3rd Puisne Judge.

Mr. G. S. Hooper and Mr. W. A. Morehead

Read letter dated the 22nd Ultimo, from the Session Judge of Calicut submitting for the final judgment of the Foujdaree Adalut the record of the trial in Case No. 28 of the Calendar of the Session Court for 1850.-

(Here enter F. A. No. 783 of 1850).

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the prisoner,

"Manholly Valapil Cony Coolty"

is sufficient to convict him of the crime of wilful Murder, do convict him thereof - and sentence him to be transported to such place or places beyond sea as the Governor in Council shall appoint, there to be imprisoned and kept to hard labor in irons, on the public roads or other public works for, and during the period of his natural life.-

(Sent in No. 408)

Read

Read Calendar of Case No. 17 of 1850 on the file of the Sessions Court of Cuddapah.

(Here enter F. C. No. 697 of 1850)

The Court of Foujdaree Adalut direct that a Copy of the remarks recorded by the Cazee ool Coozat upon the Futwa delivered in this Case be forwarded to the Sessions Judge for communication to his Mahommedan Law officer.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for his information.

(Sent in No. 409)

Read Calendars of Cases Nos. 3 & 4 of 1850. on the file of the Sessions Court of Bellary.

(Here enter F. C. Nos. 699 and 700 of 1850)

The Court of Foujdaree Adalut direct that a Copy of the remarks recorded by the Cazee ool Coozat upon the Futwa delivered in the foregoing Cases be forwarded to the Sessions Judge for communication to his Mahommedan Law officer.

2.

The Court of Foujdaree Adalut deem it unnecessary to issue any Special orders in regard to these Cases the objection taken by the Cazee ool Coozat being entirely of a technical nature and such as would have been removed by a

3rd April 1850.

second question.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Mangalore for his information.

(Sent in No. 410)

Read Calendar in Case No. 12 of 1850. submitted by the Sessions Judge of Rajahmundry under date the 18th Ultimo.

(Here enter F. C. No. 732 of 1850)

Read return dated the 13th Ultimo, from the Sessions Judge of Honore to the Precept of the Foujdaree Adalut under date the 5th Idem conveying their remarks on the Criminal Reports for January 1850.

(Here enter F. C. No. 733 of 1850).

Read letter dated the 19th Ultimo, from the Sessions Judge of Combaconum transmitting the Jail accounts of the Magistracy due for the year 1849.

(Here enter F. C. No. 736 of 1850).

Read return dated the 19th Ultimo, from the Sessions Judge of Cuddalore to the Precept of the Foujdaree Adalut under date the 2nd Idem requiring him to obtain an explanation from the Magistrate of South Arcot regarding the conduct of Tirovengadapadiachee &c.

(Here enter F. C. No. 738 of 1850)

Read

3d April 1850.

Read Criminal Report dated the 1st Ultimo submitted by the Subordinate Judge of Chittoor for the Month of February 1850.

(Here enter F. C. No. 739 of 1850)

Read letter dated the 20th Ultimo from the Session Judge of Coimbatore forwarding a Duplicate copy of a List of 9 Convicts sent to the Acting Magistrate of Coimbatore.

(Here enter F. C. No. 748 of 1850).

Read Criminal Report B dated the 15th Ultimo submitted by the Session Judge of Honore for the Month of February 1850.

(Here enter F. C. No. 753 of 1850).

Friday.
5th April 1850.

F. C.

At a Court of the Foujdaree Adalut

Present

G. J. Hooper Esqre ——— 1st Puisne Judge
E. D. Thompson Esqre ——— 2d Puisne Judge
W. A. Morehead Esqre ——— 3d Puisne Judge

Read letter dated 9th Ultimo from the Session Judge of Chittoor submitting the Criminal reports for the year 1849.

(Here enter No 629 of 1850)

The Court of Foujdaree Adalut —

Statement No 1.

1.

observe that in the Statement for the 2d half of 1848, 225 persons charged with Petty Assaults or affrays were entered in Column 15 as under examination before the District Police, at the close of that year, whereas in Column 6 of the statement submitted for 1849 only 213 persons are entered.

The number of persons implicated

2.

in the Cases appearing under Headings 17 and 48 Column 5 and the No of Cases in which the persons appearing under Headings 21. 23. 32. 46 and 59 Columns 6 and 7 were concerned should be entered. Notes being added at the foot of the statement to this effect "Deduct the No of Cases not tried separately" "Deduct the No of persons entered more than once as implicated in more than

than one offender" when all that is requisite to afford the means of checking the statements by other returns will be afforded.

3. A discrepancy of 9 Cases and 1 prisoner is observed between the 11th Column of the statement No. 2 and Column 3 of the statement shewing the No. of Cases to be forwarded by each Head of Police.-

4. The Court of Fouzdaree Adalut desire that the Session Judge be required to cause these errors to be corrected and to call upon the Magistrate to state under what crime the Cases mentioned in para 7 of his report dated 9th Ultimo have been included and report the result to the Court of Fouzdaree Adalut.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Ellore by Precept returnable within 5 Days from and after its receipt.-

(Sent following Precept No. 415)

Read letter dated 20th Ultimo from the Session Judge of Rajahmundry submitting for the final Judgement of the Fouzdaree Adalut the Record of Case No. 6 of 1850 of the Calendar of the Session Court.

(Mr. Minter No. 811 of 1850)

The Court of Fouzdaree Adalut, on a deliberate consideration of all the circumstances of the

case in evidence before them being of opinion that the

Prisoners, 1st Lola Chena Ramdoo
2d Lola Munmuntoo
3d Lola Chena Munmuntoo
and
4th Linguneetty Condadoo

are not convicted on presumptive proof or on the evidence of credible witnesses or on their own confessions of the crime charged do acquit them thereof and direct that they be set at liberty.-

1. In their Proceedings of this days date held upon another case the trial of which has been referred by the Session Judge of Rajahmundry, the Court of Fouzdaree Adalut have directed that the Proceedings of the Police, Subordinate Court and Session Court in cases referred for the final judgement of the Fouzdaree Adalut be in future arranged in separate bundles.

2. In this case the Proceedings of the Police and of the Subordinate Court have not only been tied in a single bundle, but the depositions have not been placed in regular order nor has the number of each witness been entered in the margin as directed by the Fouzdaree Adalut.-

Ordered that Extract from these Proceedings be forwarded to the Session Judge of

5th April 1850.

of Rajahmundry for his information.-

(Sent in No. 416)

Read letter dated 4th Ultimo from the Session Judge of Rajahmundry submitting for the final Judgement of the Sunjdaree Adalut the Record of Case No. 32 of 1849 of the Calendar of the Session Court.

(Here enter No. 812 of 1850)

The Court of Sunjdaree Adalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the Prisoners,

1st Moodoonoory Ramachendraraz

and

2d Pantoory Kanregandoo

are not convicted on presumptive proof or on the evidence of credible Witnesses or on their own confessions of the crime charged do acquit them thereof and direct that they be set at liberty.-

1.

The Court of Sunjdaree Adalut consider the evidence in this case altogether insufficient to justify the conviction of the 1st Prisoner, whom they have accordingly directed together with the 2d Prisoner to be unconditionally released.-

2.

The Court of Sunjdaree Adalut have observed with much dissatisfaction the delay which has occurred in the transmission of the record

5th April 1850.

record of this case, the Futwa having been delivered on the 4th of September 1849 while the record was not dispatched until the 20th March 1850.

3.

The Court of Sunjdaree Adalut have experienced inconvenience in the perusal of records of trials dispatched from the Session Court of Rajahmundry in consequence of the Proceedings of the Police and of the Criminal and Session Courts being tied in a single bundle; and they accordingly direct that in future the Proceedings held before each of the authorities in question be arranged in separate bundles.-

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

(Sent in No. 417)

Read letter dated 11th Ultimo from the Session Judge of Combaconum, submitting the Criminal Reports for the year 1849.-

(Here enter No. 647 of 1850)

The Court of Sunjdaree Adalut desire that the Session Judge be requested to ascertain and report the No. of Cases and persons pending before the Sudder Ameens at the end of the year 1849.

Ordered that Extract from these proceedings

5th April 1850.

Proceedings be forwarded to the Sessions Judge of Combaconum by Receipt returnable within 5 days from and after its receipt.-

(Sent following Receipt No. 418)

Read Report B dated 1st January 1850 submitted by the Sessions Judge of Rajahmundry of persons apprehended in the said Zillah and delivered to the Criminal Judge in the month of December 1849.

(Here enter F. R. No. 159 of 1850)

Read Calendar of Case No. 45 of 1849 submitted by the Sessions Judge of Honaré under date the 28th January 1850.

(Here enter F. R. No. 206 of 1850)

Read Criminal Report dated 28th February 1850 submitted by the Sessions Judge of Chicacole for the month of February 1850.

(Here enter F. R. No. 740 of 1850)

Read Calendar of Cases No. 647 of 1850 submitted by the Sessions Judge of Combaconum under date the 26th March 1850.

(Here enter F. R. No. 788 of 1850)

Read Calendar of Case No. 8 of 1850 submitted by the Sessions Judge of Chittoor under date the 16th March 1850.

(Here enter F. R. No. 821 of 1850)

Read Report dated 1st Instant submitted by

5th April 1850.

the Sessions Judge of Salem of Cases pending on the 31st Ultimo before him for a period in excess of 25 days calculated from the date of Commitment-

(Here enter F. R. No. 833 of 1850)-

L. W.

F. U.

Saturday 6th April 1850. At a Court of the Tongdaree Udalut

Present

G.S.K. G. L. Hooper Esqr. _____ 1st Puisne Judge

E.J.S. E. P. Thompson Esqr. _____ 2d Puisne Judge

W.A.M. W. A. Morehead Esqr. _____ 3d Puisne Judge

Read Calendar of Case No. 27 of 1850

of the Session Court of Calicut

(Here enter F. U. No. 731 of 1850)

The Court of Tongdaree Udalut approve

of the recommendation made by the Session Judge in this

case, that the sentence recorded against the first Prisoner

on his conviction of "Gang Robbery" be mitigated to seven

years' imprisonment with hard labor in irons - And

the Session Judge is hereby authorized to inflict his sentence

accordingly -

Ordered that Extract from these Pro-

ceedings be forwarded to the Session Judge of Calicut

for his information and guidance.

(Sent in No. 420)

Read Calendar of Case No. 7 of 1850 of

the Session Court of Salem.

(Here enter F. U. No. 764 of 1850)

The

F. U.

Saturday 6th April 1850. At a Court of the Fougdaree Udalut.

Present

G.S. Hooper Esqr. _____ 1st Puisne Judge

E.P. Thompson Esqr. _____ 2d Puisne Judge

W.A. Morehead Esqr. _____ 3d Puisne Judge

Read Calendar of Case No 27 of 1850 of the Session Court of Calicut.

(Here enter F.U. No 731 of 1850)

The Court of Fougdaree Udalut approve of the recommendation made by the Session Judge in this case, that the sentence recorded against the first Prisoner on his conviction of "Gang Robbery" be mitigated to seven years' imprisonment with hard labor in irons - And the Session Judge is hereby authorized to inflict his sentence accordingly.

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

(Sent in No 420)

Read Calendar of Case No 7 of 1850 of the Session Court of Salem.

(Here enter F.U. No 764 of 1850)

The Court of Fouzdaree Udalut approve of the recommendation made by the Session Judge in this case, that the sentence recorded against the Prisoner on his conviction of "Highway Robbery" be mitigated to seven (7) years' imprisonment with hard labor in irons, and the Session Judge is authorized to issue his warrant accordingly.

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

(Sent in No. 421)

Read Calendar of Case No. 21 of 1850 of the Session Court of Cuddapah.

(Here enter F.U. No. 761 of 1850)

1 The Court of Fouzdaree Udalut approve of the recommendation made by the Session Judge in this case, that the sentence recorded against the two Prisoners on their conviction of "Highway Robbery" be mitigated in the case of the first Prisoner to four years' imprisonment, and in that of the second Prisoner to seven years' imprisonment both with hard labor in irons.

2 And the Session Judge is hereby authorised to issue his warrant accordingly.

Ordered that Extract from these Proceedings be

be forwarded to the Session Judge of Cuddapah for his information and guidance.

(Sent in No. 422)

Read Letter dated the 2d April 1850 from the Session Judge of Chittoor, submitting for the final judgment of the Fouzdaree Udalut the Record of Case No. 2 on the Calendar of the Session Court for 1850

(Here enter F.U. No. 845 of 1850)

Mr. H. A. Morehead. The Court of Fouzdaree Udalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner,

"Sadasiva Row"

is sufficient to convict him of the Crime of Malicious wounding for which according to the Mahomedan Law as declared in futwas of their Law Officers discretionary punishment is awardable, do convict him thereof; and under the provisions of Clause third Section XII Regulation IX of 1803 and Section ~~XXIX~~ Act XI of 1843, sentence him to be transported to such place or places beyond sea, as the Governor in Council shall appoint, there to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of his natural life.

(Sent following Letter No. 423)

F: 86:

Monday 8th April, 1850.

At a Court of the Fouzdaree Adalut

Present.

S/ K — G: S: Hooper Esqr. —— 1st Puisne Judge
C P J — E: P: Thompsow Esqr. — 2nd Puisne Judge
Nell — W: A: Morehead Esqr. — 3rd Puisne Judge.

Read again Miscellaneous Petition presented on the 26th February 1850 by V: Sethalaw Esqr. Vakeel on behalf of Soobyen late Royasem in the Talook Cutcherry of Trevaloor in the Zillah of South Arcot.—

(Here enter F: Mi: P: No. 43 of 1850).

Read also return under date the 16th March 1850. from the Session Judge of Cuddalore to the precept of the Fouzdaree Adalut dated the 11th March 1850. conveying their orders on the foregoing Petition:—

(Here enter F: 86: No. 690 of 1850).

In the proceedings of the Session Court under date the 17th November 1849. held on a review of the sentence passed by the Assistant Magistrate in the case to which the foregoing Petition refers, the Session Judge states "that Coopsoosamy wrote the urzee (with the fabrication of which the Petitioner and the other prisoners

in the Case were charged) is fully and satisfactorily proved;" and the Court of Foujdaree Udalut see no reason therefore for their interference in the matter.

2. The Petitioner's application is accordingly dismissed.—

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his application.—

Read Miscellaneous Petition presented on the 18th March 1850 by J. Ouchterlony Esqr. Vakeel on behalf of Shenkara row of Zillah Chittoor.—

(Here enter F. Gr. P. No. 60 of 1850)

1. The object of this Petition is to induce the Court of Foujdaree Udalut to review the proceedings held in Case No. 164 of 1849. on the file of the Subordinate Criminal Court of Chittoor and to inflict such punishment, as to the Court may seem proper, upon the Prisoner charged therein.—

2 The Court of Foujdaree Udalut observe that the Sentence awarded to the 3rd prisoner in the Case referred to, the 1st and 2nd prisoners having been acquitted by the Subordinate Criminal Court, has been remitted by the Session Judge under the provisions of Section XXIV Regulation X of 1816; and with the order passed by that officer under the provisions of the Enactment in question the

8th April 1850.

the Court of Foujdaree Udalut have no authority to interfere.—

3. The Court of Foujdaree Udalut are therefore unable to comply with the prayer of this Petition.—

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his application.—

Read Calendar of Case No. 5 of 1850. of the Sessions Court of Coimbatore.—

(Here enter J. G. No. 729 of 1850).

1. The Court of Foujdaree Udalut observe that the Sessions Judge erred in this case in not having propounded a second Question to the Moofty with a view to the removal of the technical objection raised by that officer to the evidence of the third witness, whose testimony, tho' a conviction the Court observe, was receivable under the provisions of Act XIX of 1837.—

2. The Court direct that the appended remarks of the Cazy ool Coozat upon the Futwa declared in this Case be communicated to the Moofty Sudr Ameen for his information and future guidance.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore.

Coimbatore for his information and guidance.-

(Sent in No. 429).

Read Calendar of Case No. 6 of 1850. on the file of the Session Court of Chingleput.-

(Here enter F. G: No. 751 of 1850).

The Court of Foujdaree Adalut direct that a copy of the remarks recorded by the Cazee-ool-Coozat on the Futwa delivered in the foregoing case be forwarded to the Session Judge for communication to his Mahommedan Law officer.-

Ordered that Extract from these Proceedings be sent to the Session Judge of Chingleput.-

(Sent in No. 430).

Read Calendar of Case No. 9 of 1850. on the file of the Session Court of Salem.-

(Here enter F. G: No. 784 of 1850).

The Court of Foujdaree Adalut approve of the recommendation made by the Session Judge in this case that the period of Imprisonment awarded to the prisoners be reduced to two years; and the Court authorize the Session Judge to issue his warrant accordingly.-

Ordered that Extract from these Proceedings be sent to the Session Judge of Salem for his information and guidance.-

(Sent in No. 431)

Read Miscellaneous Petition forwarded by the Session Judge of Tinnevelly from Arcoodaya Nayagam Pillay of that Zillah.-

(Here enter F. G: P. No. 64 of 1850).

The Court of Foujdaree Adalut resolve to reject this application for the reversal of the Sentences awarded to the 1st, 2nd and 3rd prisoners in Case No. 5 of 1850. on the file of the Session Court of Tinnevelly; seeing no reason to question the correctness of those prisoners' conviction or the propriety of the Sentences to which they have been respectively adjudged.-

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Tinnevelly for communication to the Petitioner.-

(Sent in No. 432).

Read return dated the 23rd January 1850. from the Acting Session Judge of Masulipatam to the precept of the Foujdaree Adalut under date the 19th December 1849. directing that it may be reported for their information what steps may have been adopted by the Magistrate with reference to the remarks recorded by the Session Judge regarding the negligence evinced by the Village Police in permitting the Individual named Boocheebuttoodoo to escape.-

(Here enter F. G: No. 218 of 1850)

Read

8th April 1850.

Read Calendar of Case No. 5 of 1850. submitted by the Acting Sessions Judge of Tinnevelly under date the 23rd February 1850.

(Here enter F. D. No. 533 of 1850.)

Read return dated the 26th February 1850 from the Sessions Judge of Tellicherry to the precept of the Foujdaree Adalut under date the 21st Idem requiring information as to manner in which the case No. 4 of 1850 of Report B has been disposed of.—

(Here enter F. D. No. 557 of 1850).

F. D.

Tuesday 9th April 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre — 1st Puisne Judge.
E. P. Thompson Esqre — 2nd Puisne Judge.
W. A. Morehead Esqre — 3rd Puisne Judge.

Read Criminal Reports submitted by the Sessions Judge of Coimbatore for the month of January 1850.—

(Here enter F. D. No. 772 of 1850).

1. It would appear from Report VI that in transferring prisoners to the charge of the Acting Magistrate, the Sessions Judge has selected persons who have been sentenced together for offences of which they have been the joint perpetrators.—

2. This practice the Court of Foujdaree Adalut consider to be objectionable as the connection which must exist between prisoners who have been leagued together in the commission of crimes is calculated to facilitate the adoption of plans for their escape from custody, each member of a gang being generally able to calculate on the assistance and co-operation of his confederates.—

3. The Court of Foujdaree Adalut accordingly direct that on no occasion more than

two

two prisoners who have been sentenced in the same case be transferred from the Zillah Jail for employment on other duty.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore for his information and guidance.—

(Sent in No. 434)

Ordered also that Extract from these Proceedings be sent to the officers in charge of Jails for their information and guidance.—

(Sent in No. 435)

Read letter dated the 20th Ultimo from the Sessions Judge of Calicut transmitting the Warrant issued for the execution of Sentence of death passed on the prisoner in Case No. 31 of 1850 on the Calendar of the Sessions Court Zilla Calicut with the endorsement of the Subordinate Judge and copy of his report under Circular Order dated 3rd May 1830.—

(Here enter F: G: No. 759 of 1850).

Read letter dated the 19th Ultimo from the Agent to the Governor of Fort St. George in Ganjam submitting Criminal Report No. 2 of the Agent's Court together with the Report B No. from the Acting Principal Assistant Mr. Fraser for February 1850.—

(Here enter F: G: No. 765 of 1850).

Read

Read report B dated the 23rd Ultimo, submitted by the Session Judge of Masulipatam of Criminal Cases disposed of by the Magistrate of Masulipatam, for the Month of February 1850.

(Here enter F: G: No. 767 of 1850).

Read return dated the 23rd Ultimo, from the Session Judge of Rajahmundry, to the precept of the Foujdaree Adalut under date the 4th Idem, requiring the submission of English Translations of the Records of Cases No. 51, 52. and 53 of 1849. on the file of the Session Court.

(Here enter F: G: No. 771 of 1850).

Read Calendar in Case No. 2 of 1850. submitted by the Session Judge of Mangalore under date the 25th Ultimo.—

(Here enter F: G: No. 778 of 1850).

Read Calendar in Case No. XXV of 1850 submitted by the Session Judge of Calicut under date the 6th Ultimo.—

(Here enter F: G: No. 779 of 1850).

Read communication dated the 16th Ultimo forwarding from the Session Judge of Calicut copies of the Subordinate Judges Returns to his Court's Precept of the 15th and 18th Instant and of the Proceedings thereon.—

(Here enter F: G: No. 780 of 1850)

Read

9th April 1850.

Read Calendar in Case No. 5 of 1850 submitted by the Sessions Judge of Salem under date the 31st Ultimo.—

(Here enter F. C. No. 785 of 1850).

Read Calendar in Case No. 8 of 1850 submitted by the Sessions Judge of Combaconum under date the 26th Ultimo.—

(Here enter F. C. No. 789 of 1850).

2d 1850.

F. C.

Wednesday 10th April, 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre.—1st Puisne Judge.
E. P. Thompson Esqre.—2nd Puisne Judge.
W. A. Morehead Esqre.—3rd Puisne Judge.

Read Extract from the Minutes of Consultation dated 26th March 1850, No. 216, appointing Captain Renaud Joint Magistrate of Chingleput with jurisdiction over the Cantonment of St. Thomas Mount.—

(Here enter F. C. No. 782 of 1850).

Ordered that transcript of the above Extract be forwarded to the Sessions Judge of Chingleput for his information and communication to the Magistrate of that Zillah, who should be instructed to furnish Joint Magistrate Captain Renaud with the Forms of Calendars referred to in Section IX Regulation IX of 1816, in order to their being submitted quarterly to the Sessions Judge with the Magistrate's own reports, for revision and the issue of such orders as they may appear to require.—

2. The Joint Magistrate should also be called upon to furnish the Magistrate with a

Monthly

Monthly report, in the prescribed Form, of the Case which he may dispose of under the powers vested in the Magistracy by Section LIV, Act VII of 1843.

Ordered that Extract from these Proceedings be sent to the Session Judge of Chingleput for his information and guidance.

(Sent in No. 440)

Read Calendar of Case No. 27 of 1850 of the Session Court of Calicut.

(Here enter F. C. No. 731 of 1850).

The Court of Foujdaree Adalut direct that the annexed remarks of the Cazy and Coozat upon the Futwa declared in this Case be communicated to the Acting Sudr. Ameen for the information and future guidance of that officer.

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

(Sent in No. 441).

Read letter dated 23rd March 1850. from the Session Judge of Cuddapah.

(Here enter F. C. No. 760 of 1850).

1. In this communication the Session Judge reports that, seeing reason to doubt the sanity of a Prisoner committed by the Subordinate Court on a charge of Murder, he suspended the trial after

after making inquiry into the state of the said Prisoner's mind both when brought before him and at the time that the offence was committed and he requests instructions as to whether, with reference to Sections II and III Act IV of 1849. a futwah should be taken from the Law Officer.

2. The Court of Foujdaree Adalut are of opinion that Act IV of 1849. does not apply to the Case of the Prisoner in question, who in consequence of insanity could not be placed upon his trial and they direct that the Session Judge be instructed to regulate his Proceedings in the matter by the Circular Order Foujdaree Adalut 1st June 1829. and 23rd February 1841 (No. 133).

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

(Sent in No. 442).

Read Calendar of Case No. 7 of 1850. on the file of the Session Court of Cuddapah.

(Here enter F. C. No. 777 of 1850).

1. The Court of Foujdaree Adalut approve of the recommendation made by the Session Judge in this Case that the period of Imprisonment awarded to the prisoner be reduced to six months; and they authorize the Session Judge

Judge to issue his warrant accordingly.—

2. The Court of Foujdaree Udalut observe that a considerable delay occurred in the completion of the trial of this case which was commenced on the 21st January and was not concluded until the 16th March.—

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddapah for his information.—

(Sent in No. 443).

Read Calendar of Case No. 10 of 1850 of the Session Court of Rajahmundry.—

(Here enter F: C: No. 813 of 1850).

1. Before passing their final orders on this case the Court of Foujdaree Udalut resolve to call upon the Session Judge to submit for their consideration an English translation of the entire Record.—

2. The Court direct that the annexed remarks of the Cuzzy and Coozat upon the Futwa declared in the foregoing case be communicated to the Moofty Sudr. Ameen for his information and future guidance.—

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Rajahmundry by Precept returnable within XXV

XXV days from and after its receipt.—

(Sent following Precept No. 444).

Read letter dated 3d Instant from the Session Judge of Chingleput submitting for the final Judgment of the Foujdaree Udalut the Record of Case No. 7 of 1850 of the Calendar of the Session Court.—

(Here enter F: C: No. 842 of 1850).

The Court of Foujdaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoners,

Mr. G. S. Hooper
and
Mr. C. P. Thompson

1st Veerasawmy

and

2nd Lutchemy.

is sufficient to convict them of the crimes charged, do convict them thereof and sentence the Prisoner,

1st Veerasawmy

to be imprisoned and kept to labor suitable to his age, within the Jail for and during the period of (7) Seven years, and the Prisoner.

2nd Lutchemy

to be imprisoned and kept to labor suitable to her sex for and during the period of (2) Two years.

Adverting to the extreme youth of the 1st Prisoner in this case the Court of

Foujdaree

Foujdaree Adalut have considered that a Sentence of Seven years' Imprisonment with labor suited to his age will be sufficient to meet the demands of justice, and with a view to preserve him from the contamination which would necessarily ensue from his associating with the other prisoners the Court direct that, if it be practicable, he may be confined in a separate ward, and instructed in a trade.-

Ordered that Extract from these Proceedings be sent to the Session Judge of Chingleput for his information.-

(Sent in No. 445).

Read return dated the 29th Ultimo, from the Session Judge of Honore to the precept of the Foujdaree Adalut under date the 19th Idem directing the unconditional release of the Prisoner in Case No. 46. on the Calendar of the Session Court of Honore for 1849.-

(Here enter F: A: No. 836 of 1850).

Read report dated the 1st Instant submitted by the Session Judge of Bellary of Cases pending on the 28th February 1850 before him for a longer period than 25 days.-

(Here enter F: A: No. 837 of 1850).

Read report dated the 1st Instant submitted

10th April 1850.

submitted by the Sessions Judge of Rajahmundry of a Case pending trial before him on the 31st of March 1850.-

(Here enter F: A: No. 839 of 1850).

Read letter dated the 1st Instant, from the Sessions Judge of Guntoor forwarding translations of the depositions of the persons examined in Criminal Case No. 16 of 1850.-

(Here enter F: A: No. 840 of 1850).

Read letter dated the 2nd Instant, from the Sessions Judge of Guntoor forwarding Translations of a Deposition Vm connected with Case No. 3 of 1850. referred for the final decision of the Court of Foujdaree Adalut.-

(Here enter F: A: No. 841 of 1850).

Read report dated the 1st Instant, submitted by the Sessions Judge of Trichinopoly of Cases pending on the 28th February and committed for trial during the Month of March 1850. before the Sessions Court.-

(Here enter F: A: No. 851 of 1850).

F. W.

Thursday 11th. April, 1850.

At a Court of the Foujdaree Adalut.

Present.

W.K. G. S. Hooper Esqre. ——— 1st. Puisne Judge.

C.P.T. C. P. Thompson Esqre. ——— 2nd. Puisne Judge

W.A.M. W. A. Morehead Esqre. ——— 3rd. Puisne Judge.

Read Miscellaneous Petition presented on the 21st. March 1850 by Ponnammah and Ayammah of Zillah Combaconum.-

(Here enter F. W. P. No. 62. of 1850).

1 The Petitioners are referred to the order passed by the Court of Foujdaree Adalut under date the 11th. March 1850 in the matter to which this Petition relates.-

2. The Petitioners' application is dismissed.-

Ordered that Extract from these Proceedings be furnished to the Petitioners on this application.-

Read Miscellaneous Petition presented on the 21st. March 1850 by Krishnayah of Zillah Cuddapah.-

(Here enter F. W. P. No. 63. of 1850).

1 The Petitioner prays the Court of Foujdaree Adalut to direct that he be furnished with

F. W.

Thursday 11th April, 1850.

At a Court of the Foujdaree Adalut.

Present

H.K. G. S. Hooper Esqre — 1st Puisne Judge

E.P. E. P. Thompson Esqre — 2nd Puisne Judge

W.A. W. A. Morehead Esqre — 3rd Puisne Judge.

Read Miscellaneous Petition presented on the 21st March 1850 by Ponnamnah and Ayamnah of Zillah Combaconum.

(Here enter F. W. P. No. 62 of 1850).

1 The Petitioners are referred to the order passed by the Court of Foujdaree Adalut under date the 11th March 1850 in the matter to which this Petition relates.

2. The Petitioners' application is dismissed.

Ordered that Extract from these Proceedings be furnished to the Petitioners on this application.

Read Miscellaneous Petition presented on the 21st March 1850 by Krishnayah of Zillah Cuddapah.

(Here enter F. W. P. No. 63 of 1850).

1 The Petitioner prays the Court of Foujdaree Adalut to direct that he be furnished with

with copies of the proceedings held by them in case No. 13 of 1843 on the file of the Session Court of Cuddapah, wherein the Petitioner's brother has been sentenced to transportation for life, the proceedings in question being required by the Petitioner to assist him in the preparation of a Memorial to the Queen in Council praying for the remission of the Sentence referred to.—

2. The Court of Foujdaree Adalut reject this application; no appeal to the Queen in Council being admissible from a sentence passed by a Criminal Court.—

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.—

Read Miscellaneous Petition presented on the 26th March 1850. by Soobbayya late Jail Guard in the Jail at Trichinopoly.

(Here enter S: and F: G: M: P: No. 99 of 1850).

The Petitioner is referred to the order passed by this Court under date the 18th Ultimo in the matter to which this Petition relates.

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.—

Read

Read Calendar of Case No. 66 of 1849. of the Session Court of Cuddapah.—

(Here enter F: G: No. 762 of 1850).

Before passing their final orders on this Case, the Court of Foujdaree Adalut require to be more fully informed of the size and nature of the Stick which caused the death of the deceased, and also whether, in the opinion of the Session Judge, that instrument was such as could not be used without endangering the deceased's life.—

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Cuddapah by Precept returnable within III days from and after its receipt:—

(Sent following Precept No. 449).

Read Calendar of Case No. 6 of 1850. on the file of the Session Court of Coimbatore

(Here enter F: G: No. 786 of 1850).

1. The Court of Foujdaree Adalut direct that a Copy of the remarks recorded by the Cazee-ool-Coozat upon the Futwa delivered in this Case be forwarded to the Session Judge for communication to his Mahommedan Law Officer.—

2. The objections taken by the Cazee

Cazee-ool-Coozat being entirely of a technical nature and such as would have been removed by a second question the Court of Foujdaree Udalut deem it unnecessary to pass any further orders in the case.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore for his information.-

(Sent in No. 450).

Read Calendars of Cases No. 11 and 11 of 1850 on the file of the Sessions Court of Salem.

(Here enter F. G. No. 832 of 1850).

The Court of Foujdaree Udalut approve of the recommendation made by the Sessions Judge in these cases that the period of Imprisonment awarded to the Prisoner charged therein be reduced to two years; and the Court authorize the Sessions Judge to issue his warrant accordingly.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Salem for his information and guidance.-

(Sent in No. 451)

Read Miscellaneous Petition from on the 21st March 1850 by Tailaumul of Zillah (illegible)

(Here enter F. M. P. No. 61 of 1850).

The Court see no reason to question the propriety of the sentence awarded to the Petitioner's

brother the 1st Prisoner in Case No. 14 of 1849 on the file of the Sessions Court of Cuddalore; and they accordingly resolve to dismiss this application.

Ordered that Extract from these Proceedings be furnished to the Petitioner on her application.-

Chinniah Naiken of Chingleput, moves the Court to return the Enclosures in Miscellaneous Petition No. 57 of 1850.-

Ordered accordingly.-

Read Calendar of Case No. 5 of 1850 submitted by the Acting Sessions Judge of Trichinopoly under date the 5th Instant.-

(Here enter F. G. No. 853 of 1850).

Read Calendar of Case No. 6 of 1850 submitted by the Sessions Judge of Guntoor under date the 4th Instant.-

(Here enter F. G. No. 854 of 1850).

Read report dated the 1st Instant, submitted by the Sessions Judge of Nellore of Cases pending before the Sessions Court during the month of March 1850.-

(Here enter F. G. No. 860 of 1850).

Read report dated the 1st Instant submitted by the Sessions Judge of Cuddapah of Cases pending on the 28th February and committed for.

Friday
12th April 1850.

F. U.

At a Court of the Tongdarree Cadutch

Present

G.L. Hooper Esqre ——— 1st Puisne Justice
C.P. Thompson Esqre ——— 2d Puisne Justice
B.A. Morshead Esqre ——— 3d Puisne Justice

Bisendas

The question has been submitted to the Court of Tongdarree adalut whether Persons sentenced to furnish Security in Sureties for their good behaviour and appearance when required can be legally permitted to deposit the amount prescribed in lieu of producing the Sureties required.

2. The Court of Tongdarree Adalut are of opinion that it was the intention of the Legislature in framing the provisions of the Law under which Persons are called upon to furnish Security for their good behaviour and appearance when required, that a Surety or Sureties should become bails to the amount prescribed; and that the mere deposit of the amount by the party held to Security was not contemplated; except in those cases in which persons are required to enter into their personal recognizances under the provisions of Clause first Section V Regulation VII of 1827.

Many

3.

Many instances of a misconception of the above point of Law having recently fallen within the observation of the Court of Trincomalee Adalut, the Court resolve to circulate the foregoing explanation thereof for general information and guidance

Ordered that a Copy of these Proceedings be sent to the Superintendant and Agents for their information and guidance, and for communication to the several Subordinate Officers within their Jurisdiction.—

/Sent following Circular No. 453/

Read letter under date the 21st March 1850 from the Superintendant of Rajahmundry submitting the records of Case No. 1 of 1850 on the file of the Superintendant Court for the favorable perusal of the Trincomalee Adalut.

/Here enter the No. 827 of 1850/

1. Before I make any observations on this case the Court of Trincomalee Adalut desire to be informed upon what date the prisoners was first discovered as having been concerned in the commission of the crime laid to their charge

2. It does not appear from the records that any charge was preferred against the prisoners previous to April 8th

Ordered that a Copy of these Proceedings be sent to the Superintendant of Rajahmundry for his information by Precept returnable within Ten days from and after its receipt.

/Sent following Precept No. 454/

Read Letter dated 31st March 1850 from the Superintendant of Rajahmundry submitting for the final judgment of the Court of Trincomalee Adalut the translation of the Records in Case No. 36 of 1849 on the file of the Superintendant Court.

/Here enter the No. 856 of 1850/

Mr. G. Littlepage

The Court of Trincomalee Adalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the Prisoners

1st Madaka Appigadoo

2d D. Boochigadoo. and

3d Didaca Bampadia

are not convicted on precumptive proofs, or on the evidence of credible witnesses, or on their confessions of the crime charged, do acquit them thereof, and do decree that they be set at liberty

/Sent to No. 455/

4. M.

F. U.

Saturday 13th. April 1850.

At a Court of the Fouydaree Udalut.

Present

G. S. Hooper Esqre. ——— 1st. Puisne Judge

E. P. Thompson Esqre. ——— 2nd. Puisne Judge

W. A. Morehead Esqre. ——— 3rd. Puisne Judge.

Read letter dated 30th. Ultimo from the Sessions Judge of Cuddapah, submitting for the final Judgment of the Fouydaree Udalut the Record of Case No. 38 of 1849. of the Calendar of the Sessions Court.—

(Here enter No. 830 of 1850).

Mr. G. S. Hooper
Mr. E. P. Thompson
and
Mr. W. A. Morhead.

The Court of Fouydaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoners,

1st. Gurdeegadoo.

and

5th. Veera Nobee.

is sufficient to convict them of the crimes charged, do convict them thereof; and sentence the Prisoner,

1st. Gurdeegadoo.

to be transported to such place or places beyond sea as the Governor in Council shall appoint there to be imprisoned and kept to hard labor in irons on the

Public

public roads or other public works for and during the period of his natural life, the prisoner,

5th Veera Wobee.

to be imprisoned and kept to labor suitable to her sex for and during the period of (6) six months.

But being of opinion that the Prisoners,

2d Gungooloogandoo.
3d Nangadoo.
and
4th Wolengandoo alias Woboolasoogandoo.

are not convicted on presumptive proof or on the evidence of credible witnesses, or on their own confession of the crimes charged, do acquit them thereof, and direct that they be set at liberty.

1. The Court of Foujdaree Adalut desire that the particular attention of the Sessions Judge may be directed to their order of the 11th November 1847 regarding the preparation of the records of sessions trials; the omission of the Sessions Judge to observe those orders in the preparation of the record of this case having entailed much unnecessary trouble upon the Court of Foujdaree Adalut.

2. The Court of Foujdaree Adalut observe that a period of eleven months has elapsed since the apprehension of the prisoners, and although the Court are aware that the commencement of the trial was necessarily deferred in consequence of the Sessions Court having been closed when the case was committed, they are of opinion that much of the delay which subsequently occurred might have been avoided by the employment of Extra Translators at an earlier period to hasten the transmission of the record.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for his information.

(Sent in No. 157).

Read letter dated the 23d Ultimo, from the Sessions Judge of Chittoor transmitting the death Warrant issued in Case No. 3 of the Calendar for 1850. duly executed and returned by the Subordinate Criminal Judge, together with Copy of a letter from that office.

(Here enter F. 66. No. 790 of 1850).

Read Criminal Reports 4 dated the 28th February 1850. submitted by the Sessions Judge of Coimbatore for the month of February 1850.

(Here enter F. 66. No. 802 of 1850).

Read letter dated the 23d Ultimo, from the Agent to the Governor of Fort St. George in Ganjam

15th April 1850.

Gyanjum submitting an Extract from the Proceedings of the Court of the Agent in Gunjam under date the 23d Instant:-

(Here enter F. C. No 80 of 1850)

Read letter dated the 1st Instant from the Sessions Judge of Honore reporting that no Cases were pending before the Sessions Court for more than 25 days during the month of March 1850.

(Here enter F. C. No 872 of 1850)

Read Calendar of Case No 69 of 1849 submitted by the Sessions Judge of Cuttack under date the 5th Instant.-

(Here enter F. C. No 877 of 1850)

Read Calendar of Case No 8 of 1850 submitted by the Sessions Judge of Coimbatore under date the 23d Ultimo.-

(Here enter F. C. No 879 of 1850)

Read Calendar of Case No 6 of 1850 submitted by the Sessions Judge of Salem under date the 4th Instant.-

(Here enter F. C. No 899 of 1850)

Monday
15th April 1850

F. C.

At a Court of the Foujdaree Adalut

—Present—

G. L. Hoopes Esqre — 1st Puisne Judge.

C. D. Thompson Esqre — 2d Puisne Judge.

W. A. Morehead Esqre — 3d Puisne Judge.

Read Miscellaneous Petition presented on the 8th March 1850 by Vengattil of Tellicherry Malabar.

(Here enter Th. P. No 50 of 1850.)

The object of this Petition is to induce the Court of Foujdaree Adalut to order the release of the Petitioner's husband, prisoner in case No 95 of 1849, on the file of the Supreme Court of Madras, who has been sentenced to seven years' imprisonment with hard labor in irons upon his conviction on a charge of "perjury".

2. The Court of Foujdaree Adalut see no reason to question the propriety of the sentence of which the Petitioner complains and they accordingly resolve to dismiss the Petition.

Ordered that Extract from these Proceedings be given to the Petitioner on his application.-

Read

15th April 1850.

Read Miscellaneous Petition presented on the 25th March 1850 by Selaney Ammah and Pranadamiah of Tillah Cumbaconam.

(Here enter Tm. P. No 59 of 1850)

The Court of Tanjore having rejected this application for the reversal of the sentence awarded to the 2d petitioner in Case No 59 of 1849 on the file of the Sessions Court of Kumbaconam; seeing no reason to question the correctness of that finding conviction or the sentence to which he has been adjudged.-

Ordered that Extract from these Proceedings be given to the Petitioners on their application.-

Read miscellaneous Petition presented on the 2d April 1850 by Pranamiah of Tillah Cumbaconam.-

(Here enter Tm. P. No 59 of 1850)

The Petitioner is referred to the orders passed by the Court of Tanjore Sudder under date the 7th March 1850 in the matter of this Petition related.-

Ordered that Extract from these Proceedings be given to the Petitioner on his application.

Read miscellaneous Petition forwarded by the Sessions Judge of Madura for

15th April 1850.

Chandrama of that Zillah.-

(Here enter Tm. P. No 65 of 1850)

1. The object of this Petition is to induce the Court of Tanjore Sudder to reverse the sentence awarded to the Petitioner in Case No 30 of 1849 on the file of the Sessions Court of Madura.-

2. The Court of Tanjore Sudder have again attentively perused and considered the Calendar of the case referred to, and see no reason to question the correctness of the Petitioner's conviction or of the sentence to which he has been adjudged.-

3. The Court accordingly dismiss the Petitioner's application.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Madura for communication to the Petitioner.-

(Sent pr. No 464)

Read again Calendar of Case No 30 of 1850 on the file of the Sessions Court of Tinnevelly.

(Here enter Tm. No 259 of 1850)

Read also report under date the 13th February 1850 from the Acting Sessions Judge of Tinnevelly to the precept of the Tanjore Sudder dated the 8th February 1850, requiring

a

15th April 1850

a report of the circumstances which led to the apprehension of the 2d Prisoner in the foregoing Case.

(Here Enter Fde No. 438 of 1850)

Read also returning the dark the 27th March 1850. from the same Officer to the precept of the Fouzdaree Adalut dated the 2d March 1850 directing the transmission of an English Translation of the records of the foregoing case

(Here Enter Fde No. 831 of 1850)

1. The Court having given attentive consideration to the records of this case the Court of Fouzdaree Adalut concur in the conviction of the 1st Prisoner and the sentence of the which has been awarded to him.

2 The Court however consider the evidence insufficient to establish the guilt of the 2d Prisoner to whose alleged recognition by the 1st and 3d witnesses the Court can attach no credit, nor under all the circumstances of the case can they receive as evidence of his guilt the confession which he is stated to have made

3d The Court of Fouzdaree Adalut accordingly direct that the 2d Prisoner be unconditionally released

Ordered that Extract from these Proceedings be forwarded to the Agent

Fde

15th April 1850.

relating Tejaw Chief of Vizagapatam by precept returnable within five days from and after its receipt.—

(Sent Agent following precept No 465)

Read letter dated 2d instant from the Agent to the Governor of Fort Saint George at Vizagapatam submitting a report of the trial of three Prisoners charged with Highway robbery by open violence.—

(Here Enter Fde No. 886 of 1850)

The Agent convicts the Prisoners of the crime laid to their charge, and the Court of Fouzdaree Adalut concurring in such conviction pass sentence, in accordance with the Agents recommendation, to sentence the 1st and 2d Prisoners to (3) three years' imprisonment with hard labor in irons, and the 3d Prisoner to (6) four years' imprisonment with hard labor in irons agreeably with the provisions of Clauses 3d and 5th Section IV Regulation XII of 1818 and Clause 4th Section III Regulation I of 1825

Ordered that Extract from these proceedings be sent to the Agent to the Governor of Fort Saint George at Vizagapatam for his information and guidance.—

(Sent No 466)

F. U.

Tuesday,
16th April, 1850. At a Court of the Foujdaree Udalut

Present.

G. S. Hooper, Esquire - 1st Puisne Judge.
E. D. Thompson, Esquire - 2d Puisne Judge
W. R. Morehead, Esquire - 3d Puisne Judge.

Read letter dated the 6th Instant from the Session Judge of Cuddapah, referring for the final Judgement of the Foujdaree Udalut, the Record of Case No. 58 of 1849 of the Calendar of the Session Court.—

/Here enter F. U. No. 903 of 1850/.

Mr. G. S. Hooper. and Mr. E. D. Thompson. The Court of Foujdaree Udalut, on a deliberate consideration of All the circumstances of the case in evidence before them, being of opinion that the proof against the prisoner,

"C. Vencatagadoo"

is sufficient to convict him of the crimes charged, do convict him thereof.

and

and sentence him to be transported to such place or places beyond sea as the Governor in Council shall appoint, there to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of his natural life.—

/Sent in No. 1,74/

Read letter dated 25th March last, from the Sessions Judge of Mangalore submitting the Criminal Reports for the year 1849.—

/Were Entered No. 755 of 1850/—

Statement No. 2. 1. The Court of Foujdaree Udalut observe that the number of persons implicated in the cases appearing under Heading 24 Column 6 and the number of cases in which the persons appearing under Headings 2. 30. 35. and 37. Columns 2. 6. 7. 8. 9 and 19 were concerned should be entered. Notes being added at the foot of the statement to this effect. Deduct the number of cases not tried separately. Deduct the number of persons entered in more than one

once as implicated in more than one Offence" when all that is requisite to afford the means of checking the statements by other returns will be afforded. The Entry under Heading 40. Column 22 is incorrect.—

Statements No. 3 & 4. 2. The same remark applies to these Statements.—

Statement of appeals from sentences of the Subordinate Courts. 3. The Court observe that under the Heading "Appeals" the number of persons should be entered and in the Columns Reversed and Confirmed persons, not cases should be entered.—

4. The Statement of Suicides and Accidental deaths now embodied in the Report of the Magistrate should distinguish Males from females and the Sessions Judge will be pleased to call upon the Magistrate for an amended return.—

5. The Judges direct that the Sessions Judge will report upon the manner in which the Sudder Ameens exercised the Criminal duties as required

required in their orders dated 18th. February 1845.—

6. A duplicate of the Proceedings of the Sessions Court under date the 16th. March 1850 held upon the Criminal Statements to be forwarded to this Court.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Mangalore by precept returnable within 5 days from and after it's receipt.—

/Sent following Precept. No. 475/-

Read letter dated 27th. ultimo from the Sessions Judge of Trichinopoly submitting the additional Statements required in the proceedings of the Foujdaree Udalut under date the 10th. January last.—

/Vide Enter. No. 816 of 1850/-

Statement No. 3. 1. The Court of Foujdaree Udalut direct that the Sessions Judge be required to call upon the Principal Sudder Ameen to enter the number of persons implicated in each offence, as well

well as the offences perpetrated by each person, notwithstanding this may lead to their being more than once entered.— a note being appended at the foot of the Statement as directed in their proceedings of the 28th. Ultimo.—

Statement of Cases disposed of by Sudder Ameens. 2. The Judges observe that a similar amendment is required in this Statement and that whilst the total number of persons brought before the Sudder Ameen was 63 the subsequent columns only account for 62.—

Statement of appeals from sentences of Subordinate Courts. 3. The Judges further remark that the Columns Reversed and Confirmed under the Heading "Appeals" should contain the number of persons and not of Cases.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Trichinopoly by precept returnable within 5 days from and after it's receipt.—

/Sent following Precept. No. 476/-

Read

16th April, 1850.

Read letter under date the 4th April 1850 from the Sessions Judge of Salem.-

/Here enter F.C. No. 868 of 1850/

1. Adverting to the orders passed by the Court of Foujdaree Udalut under date the 19th Ultimo on a reference made by the Sessions Judge of Salem regarding certain misconduct on the part of the Head of Police of Namcul Taluk whose dismissal was recommended by the Joint Magistrate of that District the Sessions Judge has now submitted a further communication from the Joint Magistrate in charge reiterating his opinion of the unfitness of the Head of Police for further employment in that capacity and requesting that a further reference should be made to the Foujdaree Udalut before the Head of Police is again entrusted with the authority which the Joint Magistrate considers him so greatly to have abused.-

16th April, 1850.

2. The Court of Foujdaree Udalut have no authority to direct the dismissal of the Head of Police referred to, the Sessions Judge having declined to recommend the adoption of that measure, and the powers vested in the Court of Foujdaree Udalut in regard to the dismissal of Heads of District Police being, as was observed in their proceedings of the 19th Ultimo, confined to the award of that penalty in those cases, in which it may have been recommended by the Sessions Judge.-

3. The Court consider this reference to have been uncalled for, and they direct that the same may be intimated to the Joint Magistrate in charge, who must use his own discretion in regard to the re-employment of the Head of Police of Namcul.-

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Salem for his

his information and for communication to the Joint Magistrate in charge.—

/Sent in No. 477/—

Read return dated 28th. Ultimo from the Sessions Judge of Chingleput to the precept of the Tanjore Adalut under date the 18th. March last, returning for amendment certain Criminal Statements for 1849.—

/Here Enter No. 795 of 1850/—

The Court of Tanjore Adalut direct that the report of the Magistrate alluded to in the latter part of the said Return be returned to the Sessions Judge together with the Duplicate thereof.—

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Chingleput for his information.—

/Sent in No. 478/—

Read letter dated 4th. Ultimo from the Sessions Judge of Tellicherry submitting the Criminal Reports for the

Year 1849.—

/Here Enter No. 606 of 1850/

Statement No. 2. 1 The Court of Tanjore Adalut direct that the cases in which the 3 persons appearing under Heading 37, Column 11 were concerned be entered, notwithstanding they have been already once entered under another Offence. Notes being appended at the foot of the Statements to this effect "Deduct the number of Cases not tried separately" & "Deduct the number of persons entered more than once as implicated in more than one Offence".—

Statements No. 3 & 4 - 2. The same remark applies to these Statements.—

Statement of ap. 3. Appeals from Sentences of the Subordinate Courts &c. The Judges observe that the Columns Reversed and Confirmed under the Heading "Appeals" should contain the number of persons - not the number of Cases.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Tellicherry by

precept

precpt returnable within 5 days from date after its receipt.

/Sent following Precpt. No. 479/

Read letter dated 22nd ultimo, from the Sessions Judge of Salem submitting the Criminal Reports for 1849.

/Here enter No. 763 of 1850/.

1. The Court of Sessions Ordered that the Magistrates be informed that all cases disposed of by the Police in reference to the Magistracy should be entered under the heading District Police in statement No. 1 as he infers.—

Statements No. 2. 2. The Judges observe that the Column 22 should contain the number of cases not of persons.

3. In Column 5, 7 cases including 17 Persons are entered as under examination before the District Police at the commencement of the year, whereas in Column 12 of the statement furnished for the 2nd half of 1848 only 6 cases including 11 Persons were entered.—

The

4. The number of Persons implicated in the case appearing under Heading 23, Column 6, and the number of cases in which the persons appearing under Headings 2 and 19 Columns 7 and 15 were concerned should be entered. Notes being added at the foot of the statement to this effect: "Deduct the number of cases not tried separately" "Deduct the number of persons entered more than once as implicated in more than one offence" when all that is requisite to afford the means of checking the Statements by other returns will be afforded.—

Statements No. 3 & 4 - 5. The foregoing remarks applies to these Statements.—

6. The Court also direct that notes shewing the cases disposed of by the Magistrate and his Assistants respectively be appended to Columns 13 to 21 of the statement No. 2, also the particulars of punishments entered in Column 20.—

A

7. A discrepancy of 12 Cases is observed between the 11th Column of the Statement No 2 and Column 3 of the Statement shewing the number of Cases Vizt forwarded by each Head of Police.—

8. Furthermore the Court desire that the Magistrate be directed to transmit amended Statements of accidental deaths and Suicides shewing the nature of the deaths in the annexed form.—

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Salem by precept returnable within 5 days from and after its receipt.—

/Sent following Precept No 480/.

	Males.	Females.	
Suicides.			
By drowning			
By hanging			
By Poison			
Total.			
Accidental Deaths.			
By drowning			
By lightning			
By wild beasts			
By falling from trees			
By burning			
Total.			

R.D

Read return dated 29th Ultimo from the Sessions Judge of Rajahmundry to the precept of this Court under date the 9th March last, returning for amendment certain Criminal Statements for the year 1849.—

/Have Entered No 820 of 1850/—

Statement No 4.— The Court of Foujdaree Udalut direct that the 3 persons charged with Robbery and Murder and 1 person charged with Theft who appear from the Notes at the bottom of the Statement to have been concerned in other Offences be entered throughout in the Columns shewing the manner in which they were disposed of so that the Entries in the 5 and succeeding Columns may correspond with those in Column 4.—

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Rajahmundry by precept returnable within 5 days from after its receipt.—

/Sent following Precept No 481/.—

R.D

16th April, 1850.

Read return dated 6th Instant from the Acting Subordinate Judge in charge of the Sessions Court of Madura to the precept of this Court under date the 25th Ultimo, returning for amendment certain Criminal Statements for the year 1849.-

/Here enter No. 848 of 1850/-

Statement No. 4- The Court of Foujdaree Udalut request that the case remanded to the Subordinate Judge may be entered in this Statement in which a fresh Column has been opened for the purpose.-

Ordered, that Extract from these Proceedings be sent to the Acting Subordinate Judge in charge of the Sessions Court of Madura by precept returnable within 2 days from and after its receipt.-

/Sent following Precpt. No. 482/-

Read letter dated 28th ultimo from the Sessions Judge of Cuddapah, submitting the Criminal Reports for the year 1849.-

/Here enter No. 810 of 1850/-

The

16th April, 1850.

Statement No. 1- 1. The Court of Foujdaree Udalut observe from the Statement submitted for the 2d half of 1848 that 32 persons were entered in Column 15 as under Examination before the District Police and not 30 as stated by the Magistrate in the Note at the foot of the Statement under review.-

Statement No. 4- 2. The Court desire that the case in which the 2 persons charged with Receiving stolen property and referred to the Foujdaree Udalut be entered in Column 8 notwithstanding it has already been once entered in another Column.-

Statement shewing the Number of Cases forwarded to the Criminal Court by the Police.- 3. The number of Cases sent to the Criminal Court by the Magistracy should be excluded from by each Head of this Statement and the difference of 8 Cases and 4 persons between the 11th Column of the Statement No. 2 and Column 3 of the Statement noted in the margin should be explained.-

Ordered,

16th April, 1850

Ordered, that Extract from these Proceedings be forwarded to the Session Judge of Cuddapah by precept returnable within 5 days from and after its receipt.—

/Sent following Prcpt. No. 483/-

Read Calendar of Case No. 26 of 1850 submitted by the Session Judge of Cuddapah under date the 6th Instant.—

/Here Enter F.C. No. 901 of 1850/-

Read Calendar of Case No. 15 of 1850 submitted by the Session Judge of Cuddapah under date the 6th Instant.—

/Here Enter F.C. No. 902 of 1850/-

Read return dated the 8th Instant from the Session Judge of Coimbatore, to the precept of the Foujdaree Udalut under date the 2d idem, directing the unconditional release of the Prisoners in Calendar of Case No. 2 of 1850.

/Here Enter F.C. No. 906 of 1850/-

Read

F.C.

16th April, 1850.

Read Statement dated the 10th Instant submitted by the Acting Subordinate Judge of Salem Showing the Descriptive Roll of 36 Convicts sent to the Jail at Trichinopoly.—

/Here Enter F.C. No. 913 of 1850/-

Read letter dated the 9th Instant from the Session Judge of Masulipatam transmitting the Statement of Batta paid to the Children of Convicts in the 1st Quarter of 1850.—

/Here Enter F.C. No. 915 of 1850/-

Read Calendar of Case No. 8 of 1850 submitted by the Acting Session Judge of Tinnevelly under date the 8th Instant.—

/Here Enter F.C. No. 926 of 1850/-

Read Calendars of Cases Nos. 6 and 8 of 1850 submitted by the Session Judge of Mangalore under date the 8th Instant.—

/Here Enter F.C. No. 927 and 928 of 1850/-

Ed 16/Cr

F. Gl.

Wednesday
17th April 1850. At a Court of the Foujdaree Adalut

Present

Sd/ C. S. Hooper Esqre ——— 1st Puisne Judge
Sd/ E. P. Thompson Esqre ——— 2d Puisne Judge
Sd/ W. A. Morehead Esqre ——— 3d Puisne Judge

Read letter dated 13th Ultimo, from the Sessions Judge of Guntoor submitting the Criminal Reports for the year 1849.

(Here enter No 685 of 1850)

1. The Court of Foujdaree Adalut observe that the Cases in which prisoners concerned in other offences have been implicated, as well as the persons who tho implicated in one Offence have been sent up as concerned in one or more further Cases should be entered in the Statements noted in the Margin. Thus under Heading 35 of Statement No. 2, the number of Cases in which the 3 persons observed in Column 2, were implicated should be entered - as should be the person connected with the case "Attempt at Suicide" entered in the Sudder Ameen's Statement; and a Note should be entered beneath the total to this effect "Deduct the number of Cases not tried separately" — "Deduct the Number of persons entered more than once as implicated in more than one Offence".

Statements Nos 2-3-4-8
Operations of Sudr Ameen

16

2. In the statement No 4 submitted for the 2d half of 1848 only 1 Case including 1 person charged with Murder is entered in Column 13 as undisposed of, whilst in Column 2 of the statement under review the aggregate number pending is shewn to be 2.

3. In the statement shewing the number of Cases forwarded to the Criminal Court by the Heads of Police submitted for the 2d half of 1848, 3 Cases including 2 persons are entered as under Examination whereas no corresponding Entry has been made in Column 2 of the Statement under remark.-

Stat. of Fines.

4. The Court observe that the fines imposed by the Magistracy and Talook Police do not correspond with that under Heading "Fines levied" and "Imprisoned in default of payment".-

Stat. of Appeals from Sentences of Subordinate Officers.

5. The Judges further observe that the Columns Reversed and confirmed under the Heading "Appeals" should contain the number of persons and not of Cases.

6. The Statement of Suicides and Accidental deaths now embodied in the Report of the Magistrate should distinguish Males from females and the Sessions Judge will be pleased to call upon the Magistrate for an amended return.- Furthermore

7. Furthermore the Judges desire that the Sessions Judge will state with reference to para 2 of his letter dated 13th Ultimo whether he is of opinion that the Moofty Sudder Ameen has discharged his Criminal duties during the year 1849 satisfactorily or otherwise.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Guntoor by Receipt returnable within 5 days from and after its receipt.

(Sent following Receipt No 4-84)

Read letter dated 28th Ultimo from the Sessions Judge of Chicacole submitting the Criminal reports for 1849.

(Here enter No 776 of 1850)

1. The Judges of the Foujdaree Adalut direct that the Session Judge be called upon to separate the additional Statements from the body of his report.

Abstract I to IX

2. The operations of the District Police and Magistracy in the Districts of Ganjam and Vizagapatam and that of the Principal Sudder Ameen of Vizagapatam and the Sudder Ameen of Itchapoor should be exhibited- each in separate Abstracts as should also be the operations of the Subordinate Court and Sudder Ameen in Abstracts Nos VI & VII.-

The

17th April 1850.

16

Stat. of appeals from decision of Subordinate Officers.

8.

"The headings Reversed and confirmed in Column "appeals" should contain the No. of persons.

4.

A discrepancy of 4 Cases and 2 persons is observed between the 11th Column of the Statement No 2 prepared by the Magistrate of Ganjam and Column 3rd of the Statement shewing the No. of Cases &c. forwarded by each Head of Police.-

Ordered that Extract from these Proceedings be sent to the Session Judge of Chicacole by Receipt returnable within V Days from and after its receipt.-

(Sent following Receipt No. 1485)

Read Calendar in Case No 5 of 1850 submitted by the Session Judge of Mangalore under date the 8th Instant.-

(Here enter No. 929 of 1850)

Read Calendar of Case No 4 of 1850 submitted by the Session Judge of Cuddalore under date the 13th Instant.-

(Here enter No. 936 of 1850)

Read Statement submitted by the Session Judge of Monore under date the 6th Instant shewing the amount realised by the labor of the Prisoners in the said in the 1st Quarter of 1850 required by Fongdaree Adalut Circular Order No. 88 dated 9th June 1837.

(Here enter No. 935 of 1850)

Thursday.

18th April 1850.

F. M.

At a Court of the Fongdaree Adalut

Present

W.R. G. S. Mooper Esqre ——— 1st Puisne Judge
E.P. E. P. Thompson Esqre ——— 2d Puisne Judge
W.A. W. A. Morehead Esqre ——— 3d Puisne Judge

Read Miscellaneous Petition presented on the 18th March 1850 by Vanniya Taven of Zillah Madura.-

(Here enter F. M. P. No. 58 of 1850)

The Petitioner is referred to the Orders

Mr. G. S. Mooper
" E. P. Thompson
" W. A. Morehead

passed by the Court of Fongdaree Adalut under date the 21st February 1850 in the matter to which this Petition relates.-

Ordered that Extract from these Proceedings be granted to Petitioner on his application.

Read Miscellaneous Petition presented on the 18th March 1850 by Pacha Coundan of Zillah Salem.

(Here enter F. M. P. No. 59 of 1850)

Mr. G. S. Mooper
" E. P. Thompson
" W. A. Morehead

The Court of Fongdaree Adalut see no reason to question the propriety of the sentence awarded to the Petitioner's brother 1st Prisoner in case No. 48 of 1849 on the file of the Session Court of Salem, and they accordingly resolve to dismiss this

this Petition.--

Ordered that Extract from these Proceedings be granted to Petitioner on his application.--

Read Calendar of Case No 39 of 1849 of the Session Court of Chittoor.

(Here enter F. R. No 875 of 1850)

1. The Court of Foujdaree Adalut are unable to learn from the abstract Statement of evidence, or remarks of the Session Court recorded in the Calendar of this Case, the precise nature of the offence of which the second Prisoner has been convicted.

2. The offence with which the Prisoner is charged appears to be that of personating one Ranjiah Begum, but when, or under what circumstances she committed this act is not clearly shewn in the Calendar.

3. That she did not, however, appear before the Subordinate Court as a witness on behalf of the first Prisoner, and as such swear that she was the said Ranjiah Begum seems manifest from the fact of her not having been placed upon her trial for Perjury: the Court are therefore led to the conclusion that she merely made this Statement when called upon to plead as

as a Prisoner, which was clearly not a punishable offence.-

4. Before passing their final Orders on this Case, the Court accordingly resolve to call upon the Sessions Judge to submit further information on the above point, and in the meantime to suspend the sentence, which has been recorded against the 2d Prisoner.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor for his information by Precept returnable within 10 days from and after its receipt.-

(Sent following Precept No 486)

Read Calendar of Case No 8 of 1850 submitted by the Sessions Judge of Chingleput under date the 13th Instant.

(Here enter F. R. No 952 of 1850)

Read Calendar of Case No 67 of 1849 submitted by the Sessions Judge of Cuddapah under date the 13th Instant.

(Here enter F. R. No 941 of 1850.)

Read Calendar of Case No 12 of 1850 submitted by the Sessions Judge of Masulipatam under date the 11th Instant.

(Here enter No 955 of 1850)

Read

18th April 1850.

Read Letter dated 13th Instant from the Sessions Judge of Rajahmundry submitting copy of the Persian Futwa in Case No 13 of 1850.

(Here enter F.C. No 956 of 1850)

Read Report B dated 12th Instant from the Subordinate Judge in charge of Mangalore of Persons apprehended and delivered to the Subordinate Judge and tried in the month of March 1850.

(Here enter F.C. No 958 of 1850.)

Ent 18th.

F U

Friday 19th April 1850. At a Court of the Foujdaree Udalut

Present

W R Cooper Esqre _____ 1st Puisne Judge

C P Thompson Esqre _____ 2d Puisne Judge

A Freese Esqre _____ Acting 3d Puisne Judge

Read Extract from the Minutes of Consn. of Government under date 6th April 1850 transmitting copy of a Letter from the Magistrate of Salem to the Chief Secretary to Government under date 25th March 1850 and reply thereto dated 6th April 1850 and requesting that the Magistrate of Salem may be called upon to explain the necessity for the continuance of the Establishment noted in the margin as a permanent guard for the Convicts under his charge and the nature of the works upon which the Convicts are employed and the strength of the gangs.

1 Jailor and 6 Peons.

(Here enter F.C. No 898 of 1850)

The Court of Foujdaree Udalut direct that a copy of this communication be forwarded to the Joint Magistrate in charge of Salem with instructions to supply the information called for by the Government without delay.

Ordered

Ordered that Extract from these Proceedings be sent to the Joint Magistrate in charge of Salem for his information and guidance.

(Sent in No. 489)

Read Return dated 8th Instant from the Acting Session Judge of Tinnevelly to the Precept of the Foujdaree Udalut under date the 19th March 1850 calling upon the Acting Session Judge to submit a translation of the entire record of Case No. 4 of 1850 on the file of his Court.

(Here enter F.C. No. 947 of 1850)

Mr. G. S. Hooper and Mr. E. P. Thompson

The Court of Foujdaree Udalut on deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner,

"Mandathee," (a female)

is sufficient to convict her of the Crime charged, do convict her thereof, and sentence her to be imprisoned and kept to labor suitable to her sex for and during the period of her natural life.

The Court of Foujdaree Udalut deem it proper to direct that the Acting Session Judge use guard against a recurrence of the error into which he has fallen on the present occasion in passing sentence in

in a case the trial of which it was, by Law, incumbent upon him to refer for the final judgment of the Foujdaree Udalut.

Ordered that Extract from these Proceedings be forwarded to the Acting Session Judge of Tinnevelly for his information and future guidance.

(Sent in No. 490)

Read Calendars of Cases Nos. 6 and 7 of 1850 of the Session Court of Trichinopoly

(Here enter F.C. Nos. 908 and 909 / 1850)

Case No. 6.

1 The Court of Foujdaree Udalut are of opinion that the sentence recorded against the two Prisoners in this Case on their conviction of "Highway Robbery" may with propriety, be reduced to 7 years' imprisonment with hard labor in irons, and, on the recommendation of the Acting Session Judge, the Court will be prepared to mitigate their sentences accordingly.

2 Should the Acting Session Judge upon a recommendation of the circumstances of the case be unable to concur in the above opinion, he will be pleased to submit a translation of the entire Record for the consideration of the Court of Foujdaree Udalut.

Ordered

19th April 1850.

Ordered that Extract from these Proceedings be forwarded to the Acting Session Judge of Trichinopoly by Receipt returnable within 10 days from and after it's receipt.

Ld 7d. (Sent following Receipt No 191)

F. N.

Monday. 22d April 1850. At a Court of the Fouzdaree Adalut

Present

G. S. Hooper Esqr. ——— 1st Puisne Judge
E. P. Thompson Esqr. ——— 2d Puisne Judge
A. Freese Esqr. ——— Aff. 3d Puisne Judge.

Read Miscellaneous Petition presented on the 8th April 1850 by Vaidya linga Moodily of Zillah Chengleput.

(Here enter F. M. P. No 72 of 1850)

The Court of Fouzdaree Adalut

Mr. G. S. Hooper
" E. P. Thompson

direct that the documents referred to in the foregoing Petition be returned to the Petitioner.—

Ordered that Extract from these Proceedings be granted to the Petitioner on his application.

Read Calendar of Case No 17 of 1850 submitted by the Sessions Judge of Masulipatam under date the 19th March 1850.

(Here enter F. M. No 815 of 1850)

Read Letter dated 1st Instant from the Sessions Judge of Chingleput reporting that no Cases to be reported on as required by the Circular letters dated 16th October 1844 and 21st January 1845 were pending last month before the Sessions Court.

(Here enter F. M. No 824 of 1850)

Read

Read Letter dated 1st Instant from the Sessions Judge of Cuddalore. Reporting that no case was pending trial before the Sessions Court for a period exceeding 25 days calculated from the date of commitment during the month of March 1850.

(Here enter F. R. No 825 of 1850)

Read Letter dated 1st Instant from the Principal Sudder Ameen in charge of Sessions Court of Pellicherry Reporting that no case was committed for trial in March 1850.

(Here enter F. R. No 849 of 1850)

Read Criminal Report for the Month of March 1850 submitted by the Sessions Judge of Chingleput under date the 15th Instant.

(Here enter F. R. No 957 of 1850)

Read Criminal Report B. for the Month of March 1850 submitted by the Sessions Judge of Honore under date the 10th Instant.

(Here enter F. R. No 961 of 1850)

Read Calendar in Case No 12 of 1850 submitted by the Sessions Judge of Bellary under date the 13th Instant.

(Here enter F. R. No 965 of 1850)

Read Calendar in Case No 8 of 1850 submitted by the Sessions Judge of Salem under

22d April 1850.

under date the 11th Instant.

(Here enter F. R. No 966 of 1850)

Read Criminal Report B. for the Month of March 1850 submitted by the Principal Sudder Ameen of Chingleput under date the 31st March 1850.

(Here enter F. R. No 969 of 1850)

Ed 1850

J. 86.

Tuesday 23rd. April 1850.

At a Court of the Foujdaree Adalut.

Present.

W. S. Hooper Esqre. — 1st. Puisne Judge

E. P. Thompson Esqre. — 2nd. Puisne Judge

A. Freese Esqre. — Acting 3rd. Puisne Judge.

Read letter dated 11th. Instant from the Sessions Judge of Rajahmundry, submitting for the final Judgment of the Foujdaree Adalut the Record of Case No. 13 of 1850. of the Calendar of the Sessions Court.—

(Here enter No. 983 of 1850).

Mr. W. S. Hooper.
Mr. A. Freese.

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the Prisoner,

"Pundaree Ramdoo"

is not convicted on presumptive proof or on the evidence of credible witnesses or on his own confession of the crime charged to acquit him thereof and direct that he be set at liberty.—

1. The Prisoner in this Case was charged with having murdered the Prosecutrix's husband by squeezing his testicles, and causing thereby his instantaneous death:—

The

2. The Sessions Judge in concurrence with the Mahommedan Law officer convicts the prisoner of the offence laid to his charge, but considering that the murder was not premeditated recommends that the extreme penalty of the Law be in this case commuted to a sentence of Imprisonment for life.—

3. On an attentive consideration of the entire record of this case the Court of Foujdaree Adalut are unable to concur in the conclusion at which the Sessions Judge has arrived.—

4 It appears to the Court of Foujdaree Adalut that the only evidence at all calculated to bring the charge home to the prisoner is that of the first witness the brother of the deceased and there are circumstances which, in the opinion of the Court, render it necessary to receive the statements of that witness with the utmost caution.—

5. The 1st. witness deposes that he was asleep in his house, which is opposite that then occupied by the deceased, upon the night the murder is alleged to have been committed, when he was awoke by hearing the latter call out, "I will die, he (no name being used) has caught hold of my testicle"; that he (the witness) immediately ran over and found his brother dead, and that he then recognized

recognized the prisoner running away from the Place, and that he followed and seized him in a Mango garden.—

6. This witness however likewise deposes to the particulars of the previous struggle which is stated to have taken place between the prisoner, and the deceased, and which according to the witness' own statement occurred when he was asleep, and when it was therefore impossible that he could have heard or seen it.

7. It is not shown by the records whether this witness at any time lost sight of the prisoner after his first discovery of him running away from the house of the deceased; but it is reasonable to suppose that he did; as his first attention would naturally be directed to his brother; and it is difficult to understand how he could have recognized the prisoner, the night being dark, the 15th. of March, upon which date the murder is said to have been committed, being the day after the new moon.—

8. The remaining witnesses depose merely to what they heard, or as to what appeared to them to be the facts of the case.—

9. To their evidence therefore the Court of Foujdaree Adalut can attach no weight whatever,

nor

nor to the alleged confession of the prisoner before the Police authorities, which was subsequently retracted by him before the Criminal and Sessions Court.

10. It appears that the body of the deceased was examined by the Zillah Surgeon, in whose certificate it is stated that he had been unable to discover any mark of violence or any thing to account for the death of the deceased; but, he adds, that from the healthy appearance of the body he considered it improbable that the person died from disease or natural causes.

11. The Court of Foujdaree Adalut commit last remarks on the unsatisfactory nature of this certificate from the wording of which it appears doubtful whether any means were adopted to discover the real cause of death, by the examination of other parts of the deceased than those mentioned in the indictment; and it is to be regretted that these doubts should not have been removed by the examination of the Zillah Surgeon before the Subordinate and Sessions Courts as directed in Circular Order Foujdaree Adalut 11th April 1828.

12. For the foregoing reasons the Court of Foujdaree Adalut have considered the evidence in this case insufficient to the prisoner's conviction, and have therefore directed his unconditional release.

Ordered

F. A:
23d. April 1850.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Rajahmundry by Precept returnable within III days from and after its receipt.—

(Sent following Precept No. 497).

Read Letter dated 12th April 1850 from the Acting Magistrate of Cuddalore submitting an Extract from the Proceedings of the Sessions Judge dated 10th Instant.—

(Here enter F. A: No. 923 of 1850).

It appears from this communication

1. that the Acting Magistrate having disbursed rewards amounting to 50 and 20 Rupees respectively to two Village Talliaries for courageous conduct in dispersing a Gang of House-breakers, one of whom they wounded and arrested on the spot, reported the circumstance to the Sessions Judge, who in the proceedings above referred to remarked that the Acting Magistrate was not competent to give under Section XXIII Regulation IX of 1816. and Section X Regulation XIII of 1832. a greater reward than 10 Rupees a sum which, with reference to the facts as proved in evidence on the trial of the party who had been apprehended, would have been a sufficient remuneration for the service performed, and that if the Acting Magistrate was of opinion that

that a higher reward had been deserved a report must be made to the Court of Foujdaree Adalut.

2.

The Acting Magistrate submits that under the Circular Order Foujdaree Adalut No. 153. it was competent to him to distribute rewards not exceeding 100 Rupees without reference to any authority.

3.

The Court of Foujdaree Adalut observe that this communication should have been forwarded thro' the Sessions Judge.

4

The Court of Foujdaree Adalut are of opinion that in any one case in which meritorious services may have been rendered by persons in the repulse or apprehension of offenders the Magistrate is competent to adjudge rewards not exceeding in the aggregate Rupees 100- and they are unable to concur with the Sessions Judge in thinking that in the present instance the Talliaries would have been sufficiently remunerated by a gratuity of 5 Rupees each, on the contrary they consider the reward now reported to have been well bestowed.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddalore, for his information and for communication to the Acting Magistrate.

(Sent in No. 498)

Read.

23rd April 1850.

Read again Letter dated 16th February 1850. from the Agent to the Governor in Vizagapatam reporting in abstract for the orders of the Court of Foujdaree Adalut the facts as they appear recorded on the trial before him of seven Prisoners committed by the Special Assistant Agent, the first as principal the remainder as accessaries, on a charge of Murder.

(Here enter F. C. No. 478 of 1850).

Read also again return dated 20th March 1850. from the Agent to the Governor in Vizagapatam to the Precept of the Court of Foujdaree Adalut under date 1st Idem calling for the Records in Criminal Case No. 1 of 1850.

(Here enter F. C. No. 781 of 1850).

Read return dated the 9th April 1850. from the Agent to the Governor in Vizagapatam to the Precept of the Foujdaree Adalut under date the 30th Ult. requiring the transmission of a Translate of the Proceedings of the Special Assistant Agent in Case No. 1 of 1850.

(Here enter F. C. No. 939 of 1850).

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion

opinion that the proof against the Prisoners

1st Boyedo Ramiah

2nd Poloorontoo Kristnadoss

3rd Poloorontoo Appadoo

4th Poloorontoo Ramiah

5th Boyedo Codundiah

6th Boyedo Suggiah

and

7th Poloorontoo Atchiah

is sufficient to commit them, the Prisoners

1st Boyedo Ramiah

of the crime of Murder, the prisoners

2nd Poloorontoo Kristnadoss

3rd Poloorontoo Appadoo

4th Poloorontoo Ramiah

5th Boyedo Codundiah

6th Boyedo Suggiah

and

7th Poloorontoo Atchiah

of aiding and abetting in the said Murder, do commit them thereof and sentence the prisoners

1st Boyedo Ramiah

to be transported to such place or places beyond sea, as the Governor in Council shall appoint the

to be imprisoned and kept to hard labor in irons

on the public

during the period of his natural life, and the

prisoners,

2nd Poloorontoo Kristnadoss

3rd Poloorontoo Appadoo.

4th Poloorontoo Ramiah

5th Boyedo Codundiah

6th Boyedo Suggiah

and

7th Poloorontoo Atchiah.

to be imprisoned and kept to hard labor in irons

on the public roads or other public works for

and during the period of (3) three years.

(Sent in No. 499)

Read Calendar of Case No. 10 of

1850. submitted by the Session Judge of Bellary

under date the 15th Instant.

(Here enter F. 16: No. 971 of 1850).

Read Calendar of Case No. 1 of 1850.

submitted by the Session Judge of Chingleput of

a trial held before him for selling spirituous Liquors

without a license at St. Thos. Mount.

(Here enter F. 16: No. 977 of 1850).

Read Statement dated 1st Instant

submitted by the Acting Session Judge of Trichinopoly

of the amount realized by the Labour of Prisoners in

the 1st Quarter 1850.

(Here enter F. 16: No. 978 of 1850)

Read letter dated the 16th Instant,
from the Moofty Sudr Ameen in charge of the
Sessions Court of Guntoor forwarding Translation
of a Petition presented by the Prisoners in the
Jail at Guntoor complaining of the scale of Diet
&c transmitted with the Tondiman Head Cutcherry
letter of the 5th Instant.

(Here enter Ft. 86: No. 985 of 1850).

Read Criminal Reports dated the
1st Instant submitted by the Acting Sessions Judge
of Trinnevelly for the Month of March 1850.

(Here enter Ft. 86: No. 986 of 1850).

Read report B dated the 15th Instant
submitted by the Sessions Judge of Masulipatam
of Persons apprehended in the Zillah of Masulipatam
and delivered to him in the Month of March 1850.

(Here enter Ft. 86: No. 988 of 1850).

Read Criminal Reports dated the
1st Instant of the Subordinate Criminal
Court of Chittoor for the Month of March 1850.

(Here enter Ft. 86: No. 989 of 1850).

Read letter dated the 18th Instant,
from the Sessions Judge of Madura transmitting
the Petty Calendars of Cases disposed of by the
Magistrate and his Assistants during the 1st Quarter
of 1850.

Read report dated the 15th Instant,
submitted by the Agent to the Governor of
Fort St. George in Vizagapatam of Persons
apprehended in the Separate Tracts of Vizaga-
patam and delivered to the Agency in the
Month of March 1850.

(Here enter Ft. 86: No. 998 of 1850).

4 Ft.

F: U:

Wednesday 24th April 1850.

At a Court of the Foujdaree Udalut.

Present.

Hon'ble G: A: Hooper Esqr.—1st Puisne Judge.
" E. P. Thompson Esqr.—2nd Puisne Judge.
" A. Freese Esqr.—Actng 3rd Puisne Judge.

Read Calendar of Case No. 11 of 1850.
of the Session Court of Bellary.—
(Here enter F: U: No. 92 of 1850).

The Court of Foujdaree Udalut are
of opinion that a further mitigation in the Prisoner's
sentence, than that proposed by the Sessions
Judge, may in this Case, with propriety be
allowed. The Court accordingly direct that the
term of his imprisonment be reduced to five (5)
years.—

Ordered that Extract from these
Proceedings be forwarded to the Sessions Judge
of Bellary by Precept returnable within III
days from and after its receipt.—

(Sent following Precept No. 510)

Read Calendar of Case No. 7 of 1850.
of the Sessions Court of Nellore.—
(Here enter F: U: No. 930 of 1850)

The Court of Enquiry Sealed by
of opinion that no further mitigation in the Prisoners
sentence, than that proposed by the Sessions Judge,
may in this case, with propriety, be allowed, —
resolve to direct that the term of his imprisonment
be reduced to one year.—

Ordered that Extract from these
Proceedings be forwarded to the Sessions Judge of
Nellore by Despatch returnable within III days from
and after its receipt.—

(Sent following Despatch No: 511).

Read Calendar of Case No: 13 of 1850
of the Sessions Court of Nellore
(Here enter F: 86: No: 931 of 1850).

The Court of Enquiry Sealed by
of opinion that no further mitigation in the Prisoners
sentence than that proposed by the Sessions Judge may
in this case, with propriety, be allowed, resolve to
direct that the term of his imprisonment be reduced
to (3) three years.—

Ordered that Extract from these Proceedings
be forwarded to the Sessions Judge of Nellore by
Despatch returnable within III days from and after its
receipt.—

(Sent following Despatch No: 512).

submitted by the Sessions Judge of Nellore —
under date the 20th: Instant.—
(Here enter F: 86: No: 1020 of 1850).

Read Calendar of Case No: 9 of
1850. submitted by the Sessions Judge of Cuddapah
under date the 19th: Instant.—
(Here enter F: 86: No: 1032 of 1850).

Ld: 71.

Trinc.
26th. April 1850. } At a Court of the Tongalarre Valahute

Present.

Hon. J. Thompson Esqre. — 1st. Puisne Judge.

Hon. J. P. Thompson Esqre. — 2nd. Puisne Judge.

Hon. Wm. Brown Esqre. Actg. — 3rd. Puisne Judge.

Read the following Letter dated 5th. April 1850 from the Sessions Judge of Nellore.

(Hon. Secretary. Fort. St. Geo. 1st. April 1850.)

Sir the foregoing communication the Sessions Judge solicits the instructions of the Court of Tongalarre Valahute in respect to the Rendering under which in respect to the Rendering under which cases of robbery by a single unarmed person should be entered in the List of crimes and Misdemeanors exhibited in Statement No. 8 to transmitted with Tongalarre Valahute Circular Letter under date the 1st. November last:-

The Court of Tongalarre Valahute observe that of the Robbery be committed on or near a highway, the Sessions Judge is correct in supposing that

that the case should be designated
Highway Robbery and referred under
either Sec 392 or 393. If committed in
other place / recorded it does not fall
under the Heads of Snatching / it should
be entered as a Theft under Sec 380.

Ordered, that Extract
from these Proceedings be forwarded to
the Sessions Judge of Bellary for his
information and guidance.

/ Sentence No 517 /

Read Calendar of Case
No 10 of 1850 of the Sessions Court of
Coimbatore

/ Home Letter Dt 11th No 934 of 1850 /

The Court of Sudder
Adawlut approve of the recommendation
made by the Sessions Judge in this case,
that the sentence passed against the
1st 2nd and 3rd Prisoners on their convic-
tion of Highway Robbery by force without
homicide be mitigated to [illegible] years imprison-
ment to with hard labor in irons, and
the Court authorize the Sessions Judge to

issue his warrant accordingly.

Ordered, that Extract from
these Proceedings be forwarded to the
Sessions Judge of Coimbatore for his infor-
mation and guidance.

/ Sentence No 518 /

Read Criminal Reports
of the Sessions Court of Bellary for the
month of March 1850.

/ Home Letter Dt 9th No 973 of 1850 /

From the abstract Statement
Cruc No 33 of
of the charges in this case it appears to
the Court of Sudder Adawlut that the
offence committed by the Prisoner was one
of Snatching, and that the case, as such,
should have been committed for trial before
the Sessions Court.

The Sessions Judge will,
2.
therefore be pleased to call for the Proceed-
ings held in the case, and, if on their
receipt he should concur in the view
taken by the Court, he will direct the
commitment of the Prisoners, and proceed
in the trial under the general Regulations

The Court direct that the

3.

result

26th April 1850

result of the Sessions proceedings together
herewith for their information.

Ordered, that Extract from
these Proceedings be forwarded to the
Sessions Judge of Bellary by Precept
returnable within X days from and after
the receipt.

(Sent following precept No 519)

Read Criminal Reports
submitted by the Sessions Judge of
Cuddapah for the month of March
1850.

(Honorable Mr. Page No 943 of 1850.)

Report B. Cases
No 14

1.
The Court of Sessions Udalute
observe that the amount of the order
which the prisoner in this case was charged
with having fabricated should have been
specified in the statement of charges.

Case No 40.

2.
The offence charged against
the prisoner in this case should have
been designated as "Gambling" and
should have been committed for trial
to the Sessions Court.

3.
The Sessions Udalute direct
that the sentence which has been passed

26th April 1850

the accused shall that the case be committed
for further

Ordered, that Extract from
these Proceedings be forwarded to the Sessions
Judge of Cuddapah, for his information and
guidance, by precept returnable within X
days from and after the receipt.

(Sent following precept No 520)

Read letter under date the 8th
April 1850 from the Sessions Judge of Kanara.

(Honorable Mr. Page No 945 of 1850.)

The Court of Sessions Udalute
observe that in passing their order upon
Case No 87 of 1849 on the file of the Sessions
Court of Kanara it was the intention of
the Court that the period of imprisonment
awarded should be restricted to three years,
and not to six years as were recommended
by the Sessions Judge.

Ordered, that Extract from
these Proceedings be forwarded to the
Sessions Judge of Kanara, for his infor-
mation and guidance.

(Sent in No 521)

Read

Read Criminal Reports of the Sessions Court of Trincomalee for the month of March 1850.

Case No 24.

/ How entered Pl. No. 24 of 1850 /

1.

From the Statement Mahamood Lebbe Wadutt was discharged to answer that the offence committed by the Prisoner was one of Robbery by force notwithstanding the evidence such, should have been committed by the Principal Sudder Amins for trial before the Sessions Court for discharged under Section III Regulation XV of 1803 and Section III Regulation I of 1836.

2.

The Acting Sessions Judge will accordingly be pleased to call for the Proceedings taken in the case, and if on their perusal, it should appear to him that the offence entertained by the Court is correct, he will be pleased to direct the commitment of the Prisoner, and forward with their trial under the provisions of the Regulations above cited.

3.

The Court direct that the furnished out to the Principal Sudder Amins

that he has omitted to quote the particular Section of the Regulations under which he passed sentence upon the 2nd Prisoner the provisions of the Clause and Section cited in respect of the first Prisoner's sentence, it is to be observed, do not appear to be applicable to the case of the second Prisoner, against whom no previous conviction has been noted.

Ordered, that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Trincomalee for his information and guidance.

/ Sentence No 522 /

Read return under date the 6th April 1850 from the Sessions Judge of Mullaitivu to the precept of the Tangalle Wadutt dated the 22nd March 1850 directing the transmission of an English Translation of the record of Case No 5 of 1850 on the file of the Sessions Court.

/ How entered Pl. No. 968 of 1850 /

The Court of Tangalle Wadutt

4.

Sate pertion to direct that the period of imprisonment awarded to the 1st and 2nd prisoners

26th April 1850

prisoner in this case be reduced to two years and that adjudged to the 3rd prisoner to one year.

2. On an attentive perusal of the record the Court of Fenjdaree Udalut consider that under all the circumstances of the case the reduced sentences now awarded will be fully sufficient to meet the demands of justice.

Ordered, that Proceedings be forwarded to the Sessions Judge of Madura, by express returnable within III days, from and after its receipt.

(Sent following express 28th 523)

Rec'd 28th

Saturday, 27th April 1850

F. 96.

At a Court of the Fenjdaree Udalut

Present

W. G. L. Hooper, Esquire - 1st Puisne Judge

E. D. Thompson, Esquire - 2nd Puisne Judge

W. A. Freese, Esquire acting 3rd Puisne Judge

Read letter under date the 19th April 1850 from the Acting Sessions Judge of Madura forwarding an English Translation of the record of Case No 8 of 1850 on the file of the Sessions Court for the final judgment of the Fenjdaree Udalut

/1 One enter F. 96. No 1035 of 1850/

The Court of Fenjdaree Udalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the Prisoner, Madar

is sufficient to convict him of the crime

Mr. G. L. Hooper

Mr. E. D. Thompson

crime of wilful murder, to convict him thereof and under the provisions of Section X Regulation VIII of 1802 sentence him to suffer death by being hanged at the usual time and place of Execution.

The Court of Foujdaree Udalut observe of the instructions issued by the Acting Sessions Judge to the Principal Sudder Ameen to number the articles produced in cases of murder as is directed by the Circular Orders noted in the margin, in cases of Robbery and Theft, and are of opinion that this plan may be adopted with advantage in every Criminal Case.

Ordered, that a Copy of this Proceeding be forwarded to the Acting Sessions Judge of Tirhoot for his information.

/True Copy No. 524/-

Read Criminal Report submitted by the Acting

60 16th May 1822.
27th Sept. 1824.

Sessions Judge of Calicut for the month of March last.

/True Extract No. 1000 of 1850/-

Read letter dated the 17th Instant from the Sessions Judge of Coimbatore, transmitting copies of an Extract from the proceedings of the Sessions Court and the Acting Magistrate and of that officers explanation having reference to the delay that has marked the preliminary proceedings of the local authorities in Calendar of Case No. 6 of 1850.

/True extract No. 1004 of 1850/-

Read Report dated the 17th Instant submitted by the Acting Sessions Judge of Tirhoot reporting the case pending trial before him in excess of 25 days from the date of commitment.

/True extract No. 1005 of 1850/-

Read Calendar of Cases No. 17 of 1850 submitted by the Sessions Judge of Cuddapah under date the 18th Instant.

/True extract No. 1007 of 1850/-

R. D

27th April, 1850.

Read Criminal Report dated the 15th Instant submitted by the Principal Sudder Ameen in charge of the Sessions Court of Tillaiadey for the month of March last.

(Here enter F. Re: P. No. 1009 of 1850)

Read Criminal Report dated the 15th Instant submitted by the Agent to the Governor of Fort St. George & Council for the month of February (Supplemental) and March 1850.

(Here enter F. Re: P. No. 1010 of 1850)

Read Extract from the Proceedings of the Sessions Court of Trincomalee dated the 19th Instant disposing of a Petition from certain Sail Peons at Rajahmundry appointed by a letter from the Senior Deputy Register of the Zemindary Adawlut dated 6th inst.

(Here enter F. Re: P. No. 1011 of 1850)

Read Criminal Report dated the 31st ultimo submitted by the Sessions Judge of Cuddalore for the month of March 1850.

(Here enter F. Re: P. No. 1012 of 1850)

Ed. Rec.

J. A.

Monday 29th April, 1850.

At a Court of the Foujdaree Adalut.

Present

G. S. Hooper Esqr. — 1st Peisne Judge
E. P. Thompson Esqr. — 2nd Peisne Judge
A. Freese Esqr. — Acting 3rd Peisne Judge.

Read again Miscellaneous Petition presented on the 26th February 1850. by Vaitha Saw Esqr. on behalf of Soobyen late Rogadenn in the Trecovelore Talook Cutcherry in the Zillah of South Arcot.

(Here enter F. Re: P. No. 43 of 1850).

Read also Miscellaneous Petition presented on the 15th April by the same party.

(Here enter F. Re: P. No. 78 of 1850).

The Court of Foujdaree Adalut resolve to direct that the English Translation of the foregoing Petition be forwarded to the Sessions Judge of Cuddalore with instructions to that officer to report upon the several statements they contain.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddalore by precept returnable within X days from

from and after its receipt.-

(Sent following Receipt No. 528).

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakul on his application.-

Read Miscellaneous Petition -- presented on the 2nd. April 1850. by Nechimmah of Zillah Chittoor.-

(Here enter F. Gr. P. No. 70 of 1850).

1. This Petitioner has reference to the orders passed by the Foujdaree Adalut under date the 26th. March last upon an application made by the Petitioner for the interference of the Court to order the investigation by the Magistrate of North Arcot of certain charges preferred by her.-

2. In those orders the Petitioner was directed to appeal to the Magistrate if dissatisfied with the result of an Enquiry which had been ordered by that officer to be instituted by the Head of District Police regarding the charges preferred by her.-

3. It does not appear from this Petition that the Petitioner has adopted the course pointed out to her, and in the present stage of the proceedings the Court of Foujdaree Adalut decline to interfere.-

29th. April 1850.

Proceedings be furnished to the Petitioner on her application.-

Read Miscellaneous Petition -- presented on the 2nd. April 1850. by Chinnanna Servy of Zillah Madura.-

(Here enter F. Gr. P. No. 71 of 1850).

The Court of Foujdaree Adalut see no reason to question the propriety of the sentences passed in the case to which the Petitioner refers, and they accordingly reject the Petitioner's application.-

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.-

Read Miscellaneous Petition -- presented on the 8th. April 1850. by Venkatachella Moodely of Zillah Chittoor.-

(Here enter F. Gr. P. No. 73 of 1850).

1. The object of this Petition is to induce the Court of Foujdaree Adalut to re-consider the record of Case No. 19 of 1848 on the file of the Sessions Court of Chittoor and to punish the individual who was tried therein on a charge of Forgery.-

2. The Court of Foujdaree Adalut observe that the individual in question was

acquitted

acquitted by the Court of Foujdaree Udalut on an attentive consideration of the record of the Case to which the Petitioner refers and the Court of Foujdaree Udalut see no reason to question the propriety of their order directing his unconditional release.

3 The Court of Foujdaree Udalut accordingly resolve to dismiss this application.

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.

Read Miscellaneous Petition presented on the 8th April 1850. by Chilly of Zillah Salem.

(Here enter F. Gr. P. No 74 of 1850).

The Court of Foujdaree Udalut see no reason to question the justice of the sentence passed to the 2nd prisoner in the Case to which the Petition refers, and they accordingly resolve to dismiss the Petitioners application.

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.

Read Miscellaneous Petition presented on the 15th April 1850 by Pollal of Zillah Combaconum

(Here enter F. Gr. P. No 79 of 1850).

The Court of Foujdaree Udalut see no reason to

to the 1st prisoner in the Case to which this Petition refers, and the Court accordingly resolve to dismiss the Petitioner's application.

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.

Read Miscellaneous Petition presented on the 8th April 1850 by B. Acheyatee Row of Zillah Cuddapah.

(Here enter F. Gr. P. No 75 of 1850).

1 The Petitioner prays the Court of Foujdaree Udalut to furnish him with an order showing upon what grounds his re employment in the public service has been prohibited.

2. The Court of Foujdaree Udalut observe that the re employment of the Petitioner has been prohibited by the Right Honorable the Governor in Council, and the Court of Foujdaree Udalut accordingly decline to comply with the Petitioner's application.

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.

Read Miscellaneous Petition presented on the 8th April 1850 by B. Wobul Row of Zillah Cuddapah.

(Here enter F. Gr. P. No 76 of 1850).

The Petitioner is referred to the order passed by the Court of Foujdaree Adawlut under dates the 26th. February and 18th. March last in the matter to which this Petition relates.—

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.—

Read Miscellaneous Petition presented on the 22nd. April 1850 by B. Mahboob Row Mookhtar Vakeel on behalf of R. Sivarow of Guddapah.—

(Here enter F. de. P. No. 83 of 1850).

1. The Petitioner appeals from an order passed by the Sessions Judge of Cuddapah under date the 5th. March last declining to order the remission of a fine imposed upon the Petitioner by the Magistrate for having committed a breach of the peace.—

2. The Court of Foujdaree Adawlut see no reason to interfere with the order passed by the Sessions Judge in the matter to which this Petition refers.—

3 The Court observe that the Petitioner's application was rejected by the Sessions Judge on

29th. April 1850.

elapsed since the imposition of the fine complained of as is stated in this Petition but because the proceedings of the Magistrate in the matter appeared to the Sessions Judge to be correct.—

4. This Petition is dismissed.—

Ordered that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his application.—

Read Calendar of Cases No. 11 of 1850 submitted by the Sessions Judge of Rajahmundry under date the 19th. Instant.—

(Here enter F. de. No. 1041 of 1850).

Read Calendars of Cases No. IX and X of 1850 submitted by the Sessions Judge of Madura under date the 20th. Instant.—

(Here enter F. de. Nos. 1051 and 1052 of 1850)

Read Calendar of Case No. 4 of 1850. submitted by the Sessions Judge of Honore under date the 18th. Instant.—

(Here enter F. de. No. 1055 of 1850).

Read report dated the 18th. Instant submitted by the Sessions Judge of Trincomalee of Persons apprehended in the Zillah of Trincomalee and delivered to him in the Month of April 1850.—

(Here enter F. de. No. 1060 of 1850).

F. C.

Tuesday 30th April 1850

At a Court of the Foujdaree Adalut

Present

J.H.M. G. F. Hooper Esqr 1st Assist. Judge

C.P.T. E. P. Thompson Esqr 2d Assist. Judge

Wace A. Troyer Esqr Acting 3d Assist. Judge

Read Calendar of Case No. 2 of 1850 of the Session Court of Honore

(Recenter F. C. No. 1033 of 1850)

Before passing their final Orders on this Case, the Court of Foujdaree Adalut require to be furnished with a translation of the second Prisoners confession before the Police of this Statement when arraigned before the Session Court, and also of his defence and the Session Judge will at the same time be pleased to submit a translation of the several Statements made by the Prosecutor before the Police.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Honore by Tuesday next returnable within 7 days from and after its receipt.

(Sent following Dispt No. 530)

Read Calendar of Case No. 11 of 1850
of the Session Court of Nellore

(Here enter F. C. No. 992 of 1850)

With reference to the 5th para of the
Session Judge's remarks upon this Case, the Court of
Foujdaree Udalut observe that the offence committed by
the Prisoner was clearly "Highway Robbery" and should
have been so designated in the Heading prefixed to the
statement of the charge.

Ordered that Extract from these Pro-
ceedings be forwarded to the Session Judge of Nellore
for his information.

(Sent in No. 531

Read Criminal Reports submitted
by the Session Judge of Rajahmundry for the Month
of March 1850.

(Here enter F. C. No. 991 of 1850)

Case No. 42. 1

The Court of Foujdaree Udalut direct
to be informed whether there were any extenuating
circumstances in this case which were considered to
justify the lenient sentence that has been passed

Case No. 43. 2

The Court observe that it should have
been stated in the report of this case whether or not the
prisoner was convicted of the offence therein charged &
ground

against him.-

3

This omission the Pundit Sudr Ameen
will now be pleased to supply.

Ordered that Extract from these
Proceedings be forwarded to the Session Judge of
Rajahmundry for his information and guidance by
Precept returnable within 7 days from and after its receipt.

(Sent following Precept No. 532

Read letter dated 26th ultimo from the
Session Judge of Honore, submitting the Criminal Reports
for the year 1849.-

(Here enter F. C. No. 844 of 1850)

Statement No. 2 1

The Court of Foujdaree Udalut direct
that the Cases in which persons appearing under Headings
24, 30 and 37. Columns 15. 19. 2. 7 and 11 were implicated be entered.

Statement No. 3. 2.

The number of persons implicated in the
Cases appearing under Heading 17. Column 4. and the number
of Cases in which the persons appearing under Headings 30
and 37. Columns 4. 10 and 12 were concerned should be entered.
notes being added at the foot of the Statement to this effect
"Deduct the number of Cases not tried separately" "Deduct
the number of persons entered more than once as implicated
in more than one offence."

Statement No. 4. 3.

The foregoing remarks apply to this
statement.

&c

Statement showing the Nos. of Cases forwarded by the Heads of Police.

4 In the Statement submitted for the 2d half of 1849, 1 Case including 1 person forwarded to the Sudr Ameen at Sirey by the Tahsildar of Soondah is entered as under examination, whereas no corresponding entry has been made in Column 2 of the Statement under remark.

5 It would appear from the 11th Column of the Statement No 2 that 220 Cases including 325 persons were sent by the District Police Officers to the Subordinate Judges whilst in Column 3 of the Statement showing the number of Cases forwarded by the Heads of Police only 179 Cases including 200 persons are entered.

6. The submission of the Duplicates Abstracts I to IX and of the Supplemental Statements as required under Circular Proceedings of the 10th January 1850 is unnecessary.

Ordered that Extract from these Proceedings be sent to the Session Judge of Honnore by Precept returnable within 5 days from and after its receipt

Sent following Precept No.

Read Criminal Reports submitted by the Session Judge of Cuddalore for the month of March 1850.

Magistrate's Report
No 32
33.

(Hereunto F. U. No 987 of 1850)

The Court of Foujdaree Udalut observe that

F. U.
30th April 1850.

that it should have been stated in the reports of these cases whether or not the 1st Prisoner was convicted of the offences therein charged against him.

2 This omission the Acting Magistrate will now be directed to supply.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Cuddalore for his information and guidance by Precept returnable within V days from and after its receipt.

(Sent following Precept No 34

Read letter dated 6th Instant from the Session Judge of Cuddapah forwarding the Supplemental Statements required in the Proceedings of the Foujdaree Udalut dated 10th January last.

(Hereunto F. U. No 900 of 1850.)

Statement of Appeals from sentences of Subordinate Courts

The Court of Foujdaree Udalut observe that the Columns Reversed and Confirmed under the Heading "Appeals" should exhibit the number of persons and not of cases and direct that the Statement be returned for correction.

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddapah by Precept returnable within two days from and after its receipt.

(Sent following Precept No

Read

30th April 1850.

Read letter dated 24th February last
from the Agent to the Governor of Fort St. George at Madras
submitting the Criminal Statements for the year 1849.

(Revenue F. Co. No. 686 of 1850)

Statement No. 1. 1

The Court of Foujdaree Adalut direct
that the Agent be requested to note at the foot of the
Statement the nature of the supervision exercised over the
proceedings of his Assistants in a form similar to that
circulated on the 12th April 1843.

Statement No. 2. 2

The Court observe that the No. of Cases
entered in Column 11 sent by the District Police Officers
should be excluded from Columns 16 to 21, and exhi-
bited in the Statement No. 3, and the number of
Trials referred to the Foujdaree Adalut should be
shown in Column 8 of the Statement No. 4 and not
in the Statement No. 2. The No. sent by the Agency
(in their Capacity of Magistrates for the Hill tracts)
to the Agent or to his Assistants (in their capacity
of Subordinate Criminal Judges) should be entered
in Column 19 and the No. punished in Column 20.

3.

Notes should be appended to Columns
13 to 21 showing the Cases disposed of by the Agent and his
Assistants respectively, also the particulars of punishments
entered in Column 20 in the same form as that circulated

to

30th April 1850.

to the Magistrates under date 16th ultimo.

4 In the Statement showing the
number of Cases Vera forwarded to the Agents Courts
by the Heads of Police during the 2d half of 1848 no case
was entered as pending, whereas in the Statement
under review 2 Cases including 7 persons are entered
as under examination on the 1st January 1849.

Abstracts I to IX. 5 The 1st Columns of the Abstracts No. III
and V should include both the persons whose Cases were
not disposed of at the date of the last report and those
summoned during the year under review.

6. It would appear from para: 3 of the
Agents letter that no instances of Suicide occurred
during the year, a Statement of Accidental deaths distin-
guishing males from females should be furnished if any
occurred within the tracts of the Agency.

7. The Agent is to be requested in future
to cause Statements of this nature to be engrossed upon
printed forms which will be furnished to him upon
application.

8. Duplicates of the Statements noted
in the margin are not required.

Ordered that Extract from these
Proceedings be sent to the Agent to the Governor

of

1. Statement No. 1.
2. " " No. 2.
3. " " No. 3.
4. " " No. 4
5. " " Showing the No. of Cases Vera forwarded by each Head of Police of Fines.
6. " " Showing the Appeals preferred from decisions of the Assistants to the Agent.
7. " " Showing the Charges preferred against the Police.
8. " " Abstract I to IX.
9. " " Comparative Statement of Crimes committed.
10. " " Statement Showing the No. of Trials referred to the Foujdaree Adalut.
11.

of Fort St. George at Ganjam by Precept returnable within
3 days from and after its receipt.

(Sent following Precept No. 536)

Read letter dated 4th ultimo from the
Agent to the Governor of Fort St George at Vizagapatam
forwarding the Supplemental Statements called for
in the proceedings of the Jeypore Udalut under date
the 10th January last.

(Here enter J. U. No. 892 of 1850)

The Court of Jeypore Udalut direct
that the Agent be requested to submit two separate
statements showing the accidental deaths and Suicides
that occurred during the year 1849 in the Tracts of the
Agent and Magistrate respectively in the form annexed.

Ordered that Extract from these
proceedings be sent to the Agent to the Governor of
Fort St. George at Vizagapatam by Precept returnable
within 5 days from and after its receipt.

Suicides
By drowning
" hanging
" poison

Total

Accidental deaths
By drowning
" lightning
" wild beasts
" falling from trees
" burning

Total

Males | Females | Remarks

(Sent following Precept No.

J. U.

30th April 1850.

Read Criminal Report submitted
by the Agent in the Hill Tracts of Orissa for the
month of February 1850.

(Here enter J. U. No. 938 of 1850)

The Court of Jeypore Udalut
observe that a heading showing the designation of
the offence charged against the Prisoner in the
case entered in this report should in accordance
with Circular Order No. 168, have been affixed to
the Statement of charge.

Ordered that Extract from these
Proceedings be forwarded to the Agent in the Hill
Tracts of Orissa for his information and future
guidance.

(Sent in No. 538)

Read Calendar of Case No. 3 of 1850
of the Session Court of Honore.

(Here enter J. U. No. 1034 of 1850)

Before passing their final Orders
on this Case, the Court of Jeypore Udalut resolve
to call upon the Session Judge to submit for their
consideration an English translation of such
portions of the Record as bear upon the case of
the 2d Prisoner.

Ordered

30th April 1850.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Homa by Precept returnable within xxx days from and after its receipt.

(Sent following Precept No. 539

Read again Calendar of Case No. 66 of 1849 of the Session Court of Cuddapah

(Here enter F. U. No. 762 of 1850)

Read also Return dated 17th April made by the Session Judge of Cuddapah to the Precept of the Foujdaree Udalut under date the 11th April 1850, requiring explanation in regard to the size and nature of the stick which caused the death of the deceased Chingadoo in the above case

(Here enter F. U. No. 1003 of 1850)

1

With reference to the explanation afforded in the foregoing Return, and to the opinion expressed by the Session Judge regarding the nature of the ill treatment received by the deceased at the hands of the Prisoner, the Court of Foujdaree Udalut consider the sentence recorded against the latter to be unnecessarily severe, and that one of six months imprisonment will adequately meet the demands of justice.

30th April 1850.

2

If the Session Judge upon a reconsideration of the facts of the case, be enabled to concur in the above opinion, he will be pleased to submit his recommendation for a mitigation of the Prisoner's sentence accordingly: but if he dissents therefrom, he will be pleased to submit a translation of the Record of the case for the consideration of the Court of Foujdaree Udalut.

The Court direct that the annexed

3

remarks of the Cazy and Mooft upon the Futwa declaring in this case be communicated to the Mahomedan Judge Ameen for his information and future guidance.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Cuddapah by Precept returnable within iii days from and after its receipt.

(Sent following Precept No. 540

Read return dated 6th instant, from the Acting Session Judge of Trichinopoly to the precept of this Court under date the 28th ultimo, returning for amendment certain Criminal Statements for the year 1849

(Here enter F. U. No. 904 of 1850)

The Court of Foujdaree Udalut observe

Statement No. 4

observe that the case appearing under Heading 42 is entered in Column 11 as having been returned to the Principal Sudr Ameen, and again in Column 8 as referred to the Fouzdaree Udalut, and direct that this Statement be again returned to the Session Judge for amendment.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Trichinopoly by Precept returnable within 10 days from and after its receipt.

(Sent following Precept No.

Read letter dated 6th Instant, from the Session Judge of Coimbatore, submitting the Criminal Reports for the year 1849.

(Here enter F. C. No. 393 of 1850)

Statement No. 2. 1. The Court of Fouzdaree Udalut observe that Columns 1 should correspond with the Cases in Columns 3. 7 and 15.

Statement No. 3. 2. The number of persons implicated in the Cases appearing under Headings 17 and 18. Columns 3 and 4, and the number of Cases in which the persons appearing under Heading 37 Column 10 were concerned should be the Notes being added at the foot of the Statement to this effect "Deduct the number of Cases not tried separately

"Deduct

"Deduct the number of persons entered more than once as implicated in more than one offence."

Statement No. 4. 3. The foregoing remark applies to this Statement and a further error in omitting to insert the 5 persons entered in Column 4 as charged with the "attempt to commit Gang Robbery by open violence," in the succeeding Columns shewing the manner in which they were disposed of, has been observed by the Judges.

4. A discrepancy of 9 Cases and 19 persons is also observed between the 11th Column of the Statement No. 2, and Column 3 of the Statement shewing the number of Cases Vide forwarded by each Head of Police which the Court of Fouzdaree Udalut desire may be explained or rectified.

5. Furthermore the Court direct that the Statement of accidental deaths and Suicides be returned to the Session Judge with instructions to call upon the Magistrate to introduce Columns to distinguish males from females.

Ordered that Extract from these Proceedings be sent to the Session Judge of Coimbatore by Precept returnable within 10 days from and after its receipt.

(Sent following Precept No. 542

Read

30th April 1850.

Read Criminal Reports submitted by the Session Judge of Nellore for the month of March 1850.

(Here enter F. C. No. 990 of 1850.)

The Court of Foujdaree Udalut require an explanation with reference to the great number of Cases viz. 14 entered in these reports as "under examination."

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Nellore by Precept returnable within 7 days from and after its receipt.

(Sent following Precept No.

Read Calendars of Cases Nos. 15 and 17 of 1850. submitted by the Session Judge of Rajahmundry under date the 22d Instant.

(Here enter F. C. Nos. 1064 and 1065 of 1850.)

Read Calendar of Case No. 207 1850. submitted by the Session Judge of Cuddapah under date the 24th Instant.

(Here enter F. C. No. 1075 of 1850.)

Read Calendar of Case No. 10 of 1850 submitted by the Session Judge of Combaconum under date the 25th Instant.

(Here enter F. C. No. 1077 of 1850.)

F. 110.

Friday, 3d May 1850.— At a Court of the Sadder Adalut.

- Present -

G. S. Hooper Esquire —— 1st Puisne Judge.—

E. P. Thompson Esquire —— 2d Puisne Judge.—

H. Freese Esquire —— 3d Puisne Judge.—

Read explanation furnished by the Agent at Vizagapatam under date the 20th March last, regarding certain entries in red ink observed in the Annual Statements for 1849.—

(Vide Enter No. 757 of 1850.)

The Court of Sudder Adalut desire that the Agent be requested to enter in his future Annual Criminal Statements the number of persons implicated in each offence as well as the offences perpetrated by each person, notwithstanding this may lead to their being more than once entered, notes being added at the foot of the Statements to this effect "Deduct the number of cases not tried separately" "Deduct the number of persons entered more than once as implicated in more than one offence."—

Ordered that Extract from these proceedings be forwarded to the Agent & the Governor

of

3d May 1850.-

of Fort Saint George at Vizagapatam for his information.-

Sent in No. 550/

Read letter under date the 20th April 1850 from the Agent to the Governor of Fort St. George in Rurnool reporting for the final orders of the Sujdaree Udalut on the trial of Takeergadoo charged with arson.-

(Here enter J. U. No. 1049.)

1 The Court of Sujdaree Udalut concur with the Agent in the conviction of the prisoner in this case, and approve of the sentence proposed by that Officer to be awarded to him.-

2 The Court of Sujdaree Udalut accordingly sentence the prisoner Takeergadoo to be imprisoned with hard labor in irons on the public roads or other public works for and during the period of four years.-

Ordered that Extract from these proceedings be forwarded to the Agent to the Governor of Fort St. George in Kurnool for his information and guidance.-

(Sent in No. 551)

Red

3d May 1850.-

Read Calendar of Case No. 13 of 1850 of the Session Court of Canara.-

(Here enter J. U. No. 1050 of 1850.)

The Court of Sujdaree Udalut approve of the recommendation made by the Session Judge in the foregoing case, that the sentence recorded against the Prisoner on his conviction of Housebreaking and Theft be mitigated to five years imprisonment with hard labor in irons, and the Court authorize the Session Judge to issue his Warrant accordingly.-

Ordered that Extract from these proceedings be forwarded to the Session Judge of Canara for his information and guidance.-

(Sent in No. 552/)

Read Calendar of Case No. XI of 1850 on the file of the Session Court of Madura.-

(Here enter J. U. No. 1056 of 1850.)

The Court of Sujdaree Udalut approve of the recommendation made by the Session Judge in this case that the period of imprisonment awarded to the prisoners be reduced to five years; and the Court authorize the Session Judge to issue his warrant accordingly.-

Ordered that Extract from these proceedings

proceedings be forwarded to the Sessions Judge of Madura for his information.—

(Sent in No. 553)

Read Calendar of Case No. 18 of 1850 submitted by the Sessions Judge of Nellore under date the 27th Ultimo.—

(Here enter J. H. No. 1080 of 1850.)

Read Calendars of Case No. 7 of 1850 submitted by the Subordinate Judge in charge of the Sessions Court of Mangalore, under date the 25th Ultimo

(Here enter J. H. No. 1089 of 1850.)

Read Calendar of Case No. 32 of 1850 submitted by the Sessions Judge of Cuddapah under date the 27th Ultimo.—

(Here enter J. H. No. 1095 of 1850.)

Read returns dated the 30th Ultimo respectively, from the Sessions Judge of Nellore & the precepts of the Tonjadare Adalut under date the 25th Idem reducing the imprisonment of the Prisoner in Calendar No. 12 of 1850 to 3 years and that of the Prisoner in Calendar No. 7 of 1850 to one year.—

(Here enter J. H. Nos. 1100 and 1101 of 1850)

Read Statement dated the 29th Ultimo submitted by the Sessions Judge of Cuddalore of Monies paid to Prosecutors and Witnesses who attended during the Sessions

Sessions Court during the 2d half of 1849.—

(Here enter J. H. No. 1102 of 1850.)

Read Calendar of Case No. 6 of 1850 submitted by the Sessions Judge of Honore under date the 23d Ultimo.—

(Here enter J. H. No. 1104 of 1850.)

Read Statement dated the 1st Ultimo, submitted by the Subordinate Judge of Combaconum shewing the amount realized by the labor of Prisoners in the first Quarter of 1850.—

(Here enter J. H. No. 1106 of 1850.)—

2d 1850.

by Jr.

F. W.

Saturday.
4th May 1850. At a Court of the Tonjdaree Adalut

Present

W.H. G. L. Hooper Esqre ——— 1st Puisne Judge
C.P.T. E. P. Thompson Esqre ——— 2d Puisne Judge
W. Hill A. F. Freese Esqre ——— Ag. 3d Puisne Judge

Read letter dated 18th February last, from the Session Judge of Balicut, submitting the Criminal reports for the year 1849.

(Here enter No. 514 of 1850)

The Court of Tonjdaree Adalut

Statement No. 1. 1. observe that the 4 persons sent to the Magistracy — should be excluded from Column 6 of Heading No. 2 the necessary amendment will be made in the — Register's Office in this and Statements Nos. 2 and 4 and the Session Judge will be pleased to correct his Office copy. The foregoing remark applies to

Statement No. 2. 2. Heading No. 32 of this Statement.

The number of Cases in which —

Statement No. 4. 3. the persons appearing under Heading 37 Column 3 were concerned should be entered. Notes being — added at the foot of the Statement to this — effect "Deduct the No. of Cases not tried separately" "Deduct the No. of persons entered more than —

once

once as implicated in more than one offence".

4. A discrepancy of 30 Cases is observed between the 11th Column of the Statement No. 2 and Column 3 of the statement shewing the No. of Cases &c. forwarded by each Head of Police explanation of which must be afforded.

Statement of appeals from Sentences of Subordinate Courts &c.

5. The Judges also observe that the Columns Reversed and confirmed under the Heading "appeals" should contain the No. of persons and not of Cases and this statement must be returned for correction.

Statement of Fines.

6. The Court further remark that the fines imposed by the Talook Police do not correspond with that under Heading "Fines levied" and Imprisoned in default of payment" and Amendment of the statement or explanation is necessary.

Ordered that Extract from these Proceedings be sent to the Session Judge of Calicut by Receipt returnable within 5 Days from and after it's receipt.-

(Sent following Receipt No. 557/

Read letter dated 20th March last from the Session Judge of Chicacole, submitting the Criminal Reports for 1849.

(Here enter No. 776 of 1850)

The Court of Foujdaree Adalut direct that

that the Session Judge be requested to call upon the Magistrate of Ganjam to submit a Statement of Accidental deaths and Suicides for the year 1849 within the the Ordinary jurisdiction of the Magistrate in the annexed form.-

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Chicacole, by Receipt returnable within 5 days from and after its receipt.-

	Males	Females.
Suicides		
By drowning		
" hanging		
" poison		
Total		
Accidental deaths		
By drowning		
" lightning		
" wild beasts		
" falling from trees		
" burning		
Total		

(Sent following Receipt No. 558/

Read letter dated 25th March last, from the Agent at Rumool submitting the Criminal reports for the year 1849.

(Here enter No. 803 of 1850)

The Court of Foujdaree Adalut desire

1.

desire that the Agent be requested to append Notes to Columns 16 to 24 of Statement No. 1, and to Columns 13 to 21 of Statement No. 2 shewing the Cases &c. disposed of by himself and his Assistants respectively.

2.

The Agent is also requested to shew the nature of the supervision exercised over the proceedings of his Assistants in a form similar to that Circulated on the 12th April 1848, a Copy of which is herewith forwarded.

Statement No. 2.

3.

The Court observe that Column 1 should correspond with the Cases in Columns 3, 7 & 15, and the No. of Cases in which the persons appearing under Heading 4 Columns 15, 16 & 19 were concerned should be entered. Notes being added at the foot of the Statement to this effect "Deduct the No. of Cases not tried separately" Deduct the No. of Persons entered more than once as implicated in more than one Offence"

4.

A discrepancy of 1 Case including 1 person is also observed between the 11th Column of the Statement No. 2 and Column 3 of the Statement shewing the No. of Cases &c. forwarded by each Head of Police.

5.

The Agent will be pleased to cause a separate Statement shewing the operations of the Town Cauzee of Kurnool to be prepared in the annexed form

form as also an Amended Statement No. 3 from which the Cases disposed of &c. by the Town Cauzee should be excluded.-

Ordered that Extract from these Proceedings be sent to the Agent at Kurnool by Receipt returnable within 5 days from and after its receipt.-

Designation of the crime or Misdemeanor.	Pending on the 1st January 1849.	Referred in 1849	Total	Released unconditionally	Released on security	Detained in default of Do.	Committed and Remitted	Imprisonment	Fine	Flogged	Imprisonment and Fine	Imprisonment and Flogged	Cases	Persons	Appeals	No. Appealed	Confirmed	Reversed	Reduced Sentence Confirmed	Modified	Revisions of Sentences under Sec. XXXVII Act VII of 1848.
Cases													Pending on the 31st December 1849.								
Persons																					

(Sent following Receipt No. 5591

Read return dated 20th April 1850 from the Sessions Judge of Nellore, to the Receipt of the Fouzdaree Adalut under date the 28th March last, returning for amendment certain Statements for 1849.

(Here enter No. 1012 of 1850)

Statement No. 4.

The Court of Fouzdaree Adalut observe that 2 persons are entered in Column 4 as charged with Assault under Heading 7 only one of whom is accounted for in the subsequent Column

Columns and that in the Notes at the foot of the Statement the Number of Cases and persons deducted is not given and they direct that the Statement be again returned for amendment.-

Ordered that Extract from these Proceedings be sent to the Session Judge of Nellore by Receipt returnable within 2 days from and after its receipt.-

(Sent following Receipt No. 560)

Read Letter dated 18th Ultimo from the Subordinate Judge in charge of the Session Court at Chittoor, submitting the supplemental Statements called for in the Proceedings of the Pongaree Adalut dated 10th January last.

(Here enter No. 1002 of 1850)

Statement of appeals from Sentences of Subordinate Courts

The Court of Pongaree Adalut observe that the Columns Reversed and confirmed under the Heading "Appeals" should contain the number of persons and not of Cases, and the Session Judge will be pleased to state whether he is of opinion that the Sudder Ameens have discharged their Criminal duties during the year 1849 satisfactorily or otherwise.

Ordered that Extract from these Proceedings be sent to the Subordinate Judge in charge

charge of the Session Court at Chittoor by Receipt returnable within 7 days from and after its receipt.-

(Sent following Receipt No. 561)

Read Letter dated 19th Ultimo from the Session Judge of Cuddalore, submitting the supplemental Statements required in the Proceedings of the Pongaree Adalut under date the 10th January last.

(Here enter No. 1013 of 1850)

Statement No. 3.

The Court of Pongaree Adalut observe that the number of Cases in which the persons appearing under Headings 30. 35 and 37 Columns 4. 9 and 11 were concerned should be entered a Note being added at the foot of the Statement to this effect "Deduct the No. of Cases not tried separately." The foregoing remark applies to this Statement.

Operations of the Sudder Ameen.

2.

The Court also observe that the Columns Reversed and confirmed under the Heading "Appeals" should contain the No. of persons and not of Cases.

Statement of appeals from Sentences of Subordinate Courts.

3.

Ordered that Extract from these Proceedings be forwarded to the Session Judge to Cuddalore by Receipt returnable within III days from

from and after its receipt.

(Sent following Receipt No 562)

Read Calendar of Case No 14 of 1850 on the file of the Session Court of Nellore.

(Here enter F.R. No 1053 of 1850)

1. In this case two prisoners of the respective ages of 16 and 14 years were charged with having cut with Scissors and snatched from the neck of the prosecutors son a child of four years of age while he was playing in front of his fathers house, a string of gold amulets valued at Rupees 8-

2. The Sessions Judge considering with reference to the age of the prisoners and the nature of the offence of which they have been convicted that the case might with propriety be disposed of under the provisions of Act III of 1844 has sentenced them under that Act to each to receive ten stripes with a light rattan, and then to be set at liberty.

3. The Court of Foujdaree Adalut observe that the Act under which the sentence in this case has been passed is not applicable to this Residency; and that even if it were so the offence charged against the prisoners which amounts to Snatching or Highway Robbery is not punishable under

4th May 1850.

under its provisions.

The sentence awarded being there-

4. -fore illegal the Court of Foujdaree Adalut resolve to direct that the prisoners be reapprehended and a legal sentence passed.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Nellore for his information and guidance by Receipt returnable within V days from and after its receipt.

(Sent following Receipt No 563)

Ex 8 Lr.

F: C:

Monday 6th May, 1850. At a Court of the Foujdaree Adalut.

Present:

G: S: Hooper Esqre. — 1st Puisne Judge
E: P: Thompson Esqre. — 2nd Puisne Judge
A: Freese Esqre. — Acting 3rd Puisne Judge

Read again Calendar of Cases No 7 of 1850. of the Session Court of Coimbatore.

(Here enter F: C: No 918 of 1850).

Read also Miscellaneous Petition forwarded by the Session Judge of Coimbatore on behalf of Vyapoory and Rungon of that zillah.

(Here enter F: C: P: No 81 of 1850).

This is an application for the reversal of the sentences recorded by the Session Judge against the Petitioners, who were convicted in the above case of Culpable Homicide, and adjudged to seven and two years' imprisonment with hard labor in irons respectively.

1.

The Court of Foujdaree Adalut see no reason to doubt the justness of the Prisoners' conviction, nor the propriety of the sentences passed upon them. The Court accordingly resolve to dismiss their Petition.

2.

Ordered that Extract from these Proceedings

Proceedings be forwarded to the Sessions Judge of Coimbatore for his information and for communication to the Petitioner.

(Sent in No. 566)

The Court of Fouzdaree Adalut direct that the Sessions Judge of Calicut be called upon to procure and transmit without delay the explanation which is stated in para. 2 of his annual report of the 18th February 1850. to have been called for from the Magistrate.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Calicut by Precept returnable in 10 days from and after its receipt.-

(Sent following Precept No. 567).

Read letter dated the 5th Ultimo, from the Sessions Judge of Honore reporting the escape from the Honore Jail on the 8th March, of Prisoner Takkea who had been sentenced on the 23rd January 1850. to one year's imprisonment for Housebreaking with theft in Case No. 9 of 1850.

(Here enter F. C. No. 934 of 1850).

Read return dated the 15th Ultimo, from the Sessions Judge of Nellore to the Precept of the Fouzdaree Adalut under date date the 26th March 1850. returning for amendment the Criminal Reports

6th May 1850.

Reports submitted for the month of February last.-

(Here enter F. C. No. 946 of 1850).

Read Criminal Reports dated the 13th Ultimo submitted by the Sessions Judge of Cuddapah for the Month of March 1850.-

(Here enter F. C. No. 972 of 1850).

Read return dated the 23rd Ultimo, from the Sessions Judge of Cuddapah to the Precept of the Fouzdaree Adalut under date the 22nd March 1850, requiring him to state what steps the Magistrate has taken regarding the conduct of the Police Peons who were stationed near the spot where the robbery in Case No. 27 of 1849 was committed.-

(Here enter F. C. No. 1057 of 1850).

Ft: 66:

Tuesday 7th May, 1850. At a Court of the Foujdaree Adalut.

Present.

G: S: Hooper Esqr.—— 1st Puisne Judge
E: P: Thompsow Esqr.—— 2nd Puisne Judge
A: Freese Esqr.— Acting 3rd Puisne Judge.

Read again the Calendar of Case No: 6 of 1850 of the Session Court of Trichinopoly.

(Here enter Ft: 66: No: 908 of 1850).

Read also Return dated 22nd April made by the Acting Session Judge of Trichinopoly to the Precpt. of the Foujdaree Adalut. under date the 19th April 1850. conveying the orders and observations of the Court. on the above Calendar.--

(Here enter Ft: 66: No: 1045 of 1850).

In accordance with the recommendation made by the acting Session Judge in the foregoing Return, the Court. of Foujdaree Adalut. resolve to -- direct that the sentence recorded against the two Prisoners in the above Case on their conviction of "Highway Robbery" be mitigated to 7 years' imprisonment with hard labor in irons.--

1.

The Acting Session Judge will be pleased to issue fresh warrants in accordance with the foregoing resolution.--

2.

Ordered

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Trichinopoly for his information and guidance.—

(Sent in No. 570).

Read letter under date the 15th April 1850. from the Agent to the Governor of Fort St. George in Vizagapatam reporting for the final orders of the Foujdaree Adalut on the trial of Chippada Veeradoo charged with House breaking and Theft.

(Here enter F. G. No. 999 of 1850).

1. The Court of Foujdaree Adalut concur with the Agent in the conviction of the Prisoner in this case, and approve of the sentence proposed by that officer to be awarded to him.

2. The Court of Foujdaree Adalut accordingly sentence the Prisoner Chippada Veeradoo to Imprisonment, with hard labor in irons on the public roads or other public works for and during the period of three years.—

3. The Court of Foujdaree Adalut observe that the offence proved is "House breaking and Theft" and not "House breaking and Robbery" as it is designated in the Agents letter.—

Ordered that Extract from these Proceedings

Proceedings be sent to the Agent to the Governor of Fort St. George in Vizagapatam for his information and guidance.—

(Sent in No. 571).

Read Letter from the Subordinate Judge of Bellary requesting further instructions as to the particular Prisoners to whom the rates entered in the scales of Diet circulated under date 5th Ultimo are intended to apply.—

(Here enter F. G. No. 1025 of 1850).

1. The Court of Foujdaree Adalut desire that it be explained to the Subordinate Judge of Bellary that the rates entered in the scale for "Convicts employed on hard labor" are intended for Prisoners of the following descriptions.—

The maximum, for robust men employed on Labor of the most severe description. It is to be noted that the number of Prisoners drawing this maximum rate must be entered in the Monthly returns.—

The ordinary, for other men employed on Hard Labor.—

The minimum, for women so employed.—

That the rates entered in the scale

2. "For all others in confinement" were determined upon.—

The

The maximum, for men employed on light labor.

The minimum, for women either thus employed or wholly unemployed;

It being left to the officer in charge of the Jail to order either the maximum or minimum rate in this scale to men not employed at all, Viz.t those in Hospital - under trial - sentenced to simple imprisonment. Viz.t, at his discretion.-

3.

And Lastly that it is left to the discretion of the officer in charge of the Jail to decide whether the "maximum" or "ordinary" rate of Batta shall be issued to Prisoners whether employed on hard, or light labor; or unemployed, whether men or women; it being however requisite that, in the monthly returns, the number to whom the maximum rate of 4 Pice is given should be stated, and the causes which may have made it necessary to give that rate to other than men employed on the several, and on Hard, Labor.-

Ordered that Extract from these Proceedings be sent to the Subordinate Judge of Bellary for his information.-

(Sent. in No. 572).

Ordered also, that Extract from these Proceedings be sent to the Several Officers in

in charge of Jails for their information.-

(Sent. in Circular No. 573).

Read return dated 30th Ultimo from the Session Judge of Rajahmundry to the precept of the Foujdaree Udalut under date the 16th April 1850. returning for amendment certain statements for 1849.-

(Here enter No. 1040 of 1850).

Statement No. 4.

The Court of Foujdaree Udalut observe that 2 persons entered in Column 4 as charged with House-breaking under Heading 35 are not accounted for in the subsequent Columns - and they direct that the statement be again returned for amendment.-

Ordered that Extract from these Proceedings be sent to the Session Judge of Rajahmundry by precept returnable within 2 days from and after its receipt.-

(Sent. following Precept No. 574)

Read letter dated 19th April 1850. from the Acting Principal Sudder Ameen of Vizagapatam reporting that the Prisoners are dissatisfied with the scale of Diet ordered for general adoption by the Court of Foujdaree Udalut on the 5th Instant - and that he has thought it necessary to issue the maximum allowance of 70 Rupees weight

weight of rice and 4 Spice to all convicts employed on hard labor. the ordinary rate of 65 Rupees weight of grain and 3½ Spice to all others, men and women, employed outside the Jail; and 5¼ Rupees weight of rice and 2 Spice to sick Prisoners.-

(Here enter F. G: No. 1044 of 1850).

1. The Court of Foujdaree Adalut direct that a Copy of the instructions issued to the Subordinate Judge of Bellary be forwarded to the Principal Sudder Ameen of Vizagapatam with orders, to enforce the strictest attention to them without further reference or delay.-

2. The Principal Sudder Ameen will observe that only 2 rates of Batta have been prescribed Viz. the maximum 4 and the ordinary 3½ Spice and will conform to the 3d para of the instructions above alluded to in determining what Batta shall be drawn by each prisoner in the Jail.-

Ordered that Extract from these Proceedings be sent to the Acting Principal Sudder Ameen of Vizagapatam for his information.

(Sent in No. 575).

Read return dated 25th Ultimo from the Acting Sessions Judge of Tellicherry to the precept of the Foujdaree Adalut under date the

the 16th April 1850. returning for amendment certain Statements for 1849.-

(Here enter No. 1099 of 1850).

Statement No. 4

The Court of Foujdaree Adalut observe that 2 persons charged with Fraud and 1 person charged with Murder entered in Column 4 are not accounted for in the subsequent Columns, and they direct that the statement be again returned for amendment.-

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Tellicherry by precept returnable within 2 days from and after its receipt.-

(Sent following Precept No. 576).

Read letter dated the 1st Instant, from the Sessions Judge of Chingleput reporting that no cases to be reported on, as required by the Circular letters dated 16th October 1844 and 21st January 1845, were pending last month before the Sessions Court.-

(Here enter F. G: No. 1111 of 1850).

Read report dated the 24th Ultimo, submitted by the Sessions Judge of Masulipatam, of Persons apprehended in the Zillah of Masulipatam and delivered to him for the months of April 1850.-

(Here enter F. G: No. 1116 of 1850)

Read

7th May 1850.

Read report dated the 1st instant, submitted by the Session Judge of Cuddalore, of Case pending trial before the Session Court exceeding 25 days calculated from the date of commitment during the month of April 1850.

(Here enter F. H. No. 1120 of 1850).

F. H.

Wednesday 8th May, 1850. } At a Court of the Foujdaree Adawlut.

Present.

Hon'ble G. S. Hooper Esquire 1st Puisne Judge

E. P. Thompson Esquire 2d Puisne Judge

Hon'ble J. A. Freese Esquire Acting 3d Puisne Judge

Read record of case ~~No. XII~~ on the Calendar for 1850 submitted by the Session Judge of Madura under date 24th April 1850.

(Here enter F. H. No. 1087 of 1850)

In the letter accompanying this record the Session Judge recommends that the extreme penalty of the Law be not enforced on the grounds apparently that a very good defence was open to the Prisoner, who might have urged that, finding the deceased and his wife in a situation which left no doubt of their guilty intercourse, he seized a knife, and following the former in his flight overtook and killed him on the spot mentioned by the witnesses.

H

2. It has appeared to the Court of Toojdaree Udalut extraordinary that entertaining such an idea as to what the Prisoner's defence might have been the Session Judge has neglected to institute a close and searching inquiry into those features and circumstances of the case which were calculated to shew whether there was any foundation whatever for the supposition upon which his recommendation is based.

3. The wife of the Prisoner the 6th witness on the Calendar was not examined, but she probably could have deposed when her husband left his home for the first time on the day in question. or how long before he suddenly came behind her as stated before the Police and wounded her on the ear. and no questions were put to the witnesses, who were examined by the Session Judge, calculated to elicit information as to whether any tools &c were found near the corpse whereby it might

8th May 1850.

might be inferred that he was engaged in his ordinary occupations when attacked.

4. Furthermore, evidence might properly have been obtained from the relatives or neighbours of the deceased or others as to when he left his house and with what object - his father (Prosecutor) it is observed, tho' absent himself, before the Police stated that the deceased carried a forked stick and a mattock with him to the field for the purpose of cutting bushes. but as previously remarked, no question was asked as to whether these implements or bushes were found near the corpse.

5. Unable, therefore, from the imperfect state of the record to determine what weight is due to the defence put forth on behalf of the Prisoner by the Session Judge, who, tho' admitting that it is open to the charge of being "an ingenious supposition built on "very slight and doubtful foundation", writes as if it had weighed much on his

his own mind- the Court of Foujdaree Adalut, prior to passing final sentence in the case, resolve to direct the Sessions Judge to obtain all the evidence that may be forthcoming upon the points above referred to, and having allowed the Prisoner an opportunity of making any further defence that he may wish to offer to submit translations of the whole for their consideration.

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Madura by precept returnable within XV days from and after its receipt.

/ Sent following Precept No /

Read letter dated 4th Instant from the Sessions Judge of Bellary submitting for the final Judgment of the Foujdaree Adalut the Proceedings in Case No 13 of 1850 of the Calendar of the Session Court.

Mr. G. S. Hoopes
Mr. E. P. Thompson

/ Here enter F.H. No. 1123 of 1850 /

The Court of Foujdaree Adalut

Adalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the prisoner,

"Mullooyadoo"

is sufficient to convict him of the crime of wilful Murder, do convict him thereof; and under the provisions of Section X Regulation VIII of 1802 sentence him to suffer death by being hanged at the usual time and place of execution.

/ Sent in No /

Read again Letter under date the 20th March 1850 from the Sessions Judge of Rajahmundry submitting the record of Case No 4 of 1850 on the file of the Session Court for the final Judgment of the Foujdaree Adalut.

/ Here enter F.H. No. 827 of 1850 /

Read also return under date the 30th April 1850 from the Subordinate Judge in charge of the Session Court of Rajahmundry to the precept of the Foujdaree Adalut dated the

12th

8th May 1850

12th April 1850 calling for further infor-
-mation with reference to the foregoing case.

/ Here enter F.H. No 1138 of 1850 /

The Court of Fouzdaree
Udalut on a deliberate consideration of
all the circumstances of the case in e-
vidence before them being of opinion that
the prisoner,

"Dauenna Verabadrodo"

is not convicted on presumptive proof,
or on the evidence of credible witnesses
or on his own confession of the crime
charged, do acquit him thereof; but consider-
ing that strong suspicion, though not a-
mounting to conviction, attaches to him, they
direct that under clause sixth Section II
Regulation XV of 1803 he be required to
find two sureties in 100 Rupees each a-
-surety for his good behaviour and appear-
-ance when required within 8 years
or in default thereof that he be detained
for three years in confinement.

8th May 1850

As it appears from the return
of the Magistrate, dated the 18th ultimo,
that the prisoner was not denounced as
having been concerned in the commission
of the crime charged against him until
the 11th April 1848 the Court of Fouzdaree
Udalut consider the evidence to the prisoners
recognition (to be insufficient to his Conviction) of the crime laid to his charge.

2. The Court do not understand
why, if the 1st and 5th witnesses were certain
of their recognition of the prisoner, they
did not denounce him at an earlier period
to the Police.

Ordered, that Extract from
these proceedings be sent to the Sessions
Judge of Rajahmundry for his infor-
-mation.

/ Sent in No /

Read letter under date the
30th April 1850 from the Sessions Judge
of Combatore submitting an English
Translation of the record of Case No 11
of 1850 for the final judgment of the
Fouzdaree

8th May 1850.

Foujdaree Udalut.

/Here enter F.H. No 1137 of 1850/

Mr C.P. Thompson
Mr Wa Moorhead

The Court of Foujdaree Udalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the Prisoners

1st Chumandy
2d Vunjee
3d Arasun
4th Dachy
5th Perea Arasun
6th Velly
and
7th Canthen

are not convicted on presumptive proof, or on the evidence of credible witnesses, or on their own confessions of the crimes charged do acquit them thereof, but considering that strong suspicion, though not amounting to conviction, attaches to them, they direct that under clause sixth Section II Regulation XV of 1803 they be required to finde two Sureties each in 25 Rupees each

8th May 1850

each surety for their good behaviour and appearance when required within /3/ three years, or in default thereof that they be detained for three years in confinement.

1. Seven prisoners in this case were charged with attempt at Highway Robbery attended with culpable homicide.

2. The Session Judge in concurrence with the Mahommedan Law Officer convicts the prisoners of the crime laid to their charge, and recommends that they be severally sentenced to ten years' Imprisonment with hard labor in irons.

3. On an attentive consideration of the record, the Court of Foujdaree Udalut are of opinion that the evidence adduced is insufficient to justify the full conviction of any of the prisoners of the offence laid to their charge.

4. The Court of Foujdaree Udalut doubt the alleged recognition of the prisoners by the 1st and 2 witnesses during the attack.

The

5

The 1st witness, who, together with the 2d witness, has deposed that having previously known the prisoners by light, although he was ignorant of their names, he had distinctly seen and recognized them by moonlight when the attack took place is shown on the same night to have accompanied the party who went to apprehend the robbers and to have been privy to the apprehension of 14 persons, notwithstanding his statement that the gang, by whom the attack was made, consisted only of seven.

6. When questioned by the Court upon what grounds he had been a party to the apprehension of 14 persons, seven only according to his own statement having been concerned in the crime, the 1st witness replied that he was prevented by the darkness from identifying when the 14 persons in

in question were apprehended, although the attack took place after sunset when by the witness' previous statement he had been enabled to identify the seven prisoners by the light of the moon.

The Court of Foujdaree Adalut

7. consider that such a manifest discrepancy materially invalidates the testimony of the 1st witness; and that the evidence is consequently insufficient for the full conviction of the accused.

Being however of opinion that

8. the prisoners labor under strong suspicion of having committed the crime charged against them, the Court of Foujdaree Adalut have directed that they should severally be placed under a requisition of security.

It is observed that no inquest

9. paper has been transmitted with the record.

Ordered that Extract from these Proceedings be forwarded to the

Sessions

8th May 1850

Sessions Judge of Combatore for his information.

Ft. 86 / Sent in No. /—

F: 86:

Thursday 9th May, 1850.

At a Court of the Foujdaree Adalut.

Present.

G: S: Hooper Esqre.——1st Puisne Judge

E: P: Thompson Esqre.——2nd Puisne Judge

A: Freese Esqre.——Acting 3rd Puisne Judge.

Read letter dated the 1st Instant, from the Acting Sessions Judge of Tinnevelly submitting for the finab judgment of the Foujdaree Adalut the record of the trial in Case No. 7 of the Calendar of the Sessions Court for 1850.—

(Here enter F: 86: No. 1171 of 1850).

Mr. A. Freese.

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the Case in evidence before them, being of opinion—that the proof against the prisoner,

"Vailayoodum"

is sufficient to convict him of the crime of Gang Robbery do convict him thereof; and under the provisions of Clauses third and Fifth Section IV Regulation XV of 1803, and Section XXXIV Act VIII of 1843. Sentence him to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (7) Seven years.—

(Sent in No. 588)

Read

Read Criminal Reports submitted by the Agent to the Governor of Fort St. George in Ganjam for the month of March 1850.

(Here enter F. G: No. 1023 of 1850).

Principal Asistants' Agents.
Report B
Case No. 6.

The Court of Foujdaree Udalut observe that the offence charged against the Prisoner in this Case amounted to "House-breaking and Theft" and should have been punished under the provisions of Regulation VII of 1822.-

Asistant Agents'
Report A
Case No. 1.

2. The prisoner in this Case, charged with House-breaking and Theft, was sentenced on conviction by the Asistant Agent to two months' Imprisonment with hard labor in irons under the provisions of Clause sixth Section II Regulation VII of 1822.-

3. On perusal of the report of the Case, the Agent observed that under the rule laid down in the Circular Order of the Foujdaree Udalut No. 139. "the lowest amount of punishment which should be awarded for the crime of House breaking is six months' Imprisonment," and the Asistant Agent having been requested to modify his sentence accordingly, has now sentenced the prisoner to eight months' Imprisonment with labor in irons under the provisions of the Law above quoted.-

4. The Court of Foujdaree Udalut as at present composed consider the rule laid down in the Circular Order in question to be incorrect and altogether unwarranted by the provisions of the Law to which it refers.-

5. The Court of Foujdaree Udalut are clearly of opinion that in all cases disposed of under the provisions of Clause sixth Section II Regulation VII of 1822. it is at the discretion of the presiding Judge to sentence the prisoner to any period of Imprisonment provided that Imprisonment does not exceed the period of two years.-

6. The Court of Foujdaree Udalut accordingly resolve to direct that the orders issued by the Agent in this Case be annulled, and that the Sentence originally passed be permitted to stand.-

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort St. George in Ganjam for his information and guidance by precept returnable within Five days from and after its receipt.-

(Sent following Precept No. 589)

E. W.

W. H.

F. U.

Friday
10th May 1850.

At a Court of the Foujdaree Udalut.

Present

G. L. Hooper Esqre ——— 1st Puisne Judge.

E. P. Thompson Esqre ——— 2d Puisne Judge.

A. Freese Esqre ——— Acting 3d Puisne Judge.

Read Calendar of Case No. 59 of 1850

submitted by the Session Judge of Cuddapah under

date the 20th February 1850.

(Here enter F. U. No. 483 of 1850)

The Record of the Trial in the above

Case, which was set down for reference to the Foujdaree

Udalut on the 9th February last, not having as yet

reached the Court, the Session Judge of Cuddapah

is requested to submit the same without any further

delay.

Ordered that Extract from these

Proceedings be sent to the Session Judge of Cuddapah

for his information and guidance, by Precept returnable in v days from and after its receipt.

Sent following Precept No. 3965

Read Calendar of Case No. 16 of 1850

of the Session Court of Bellary.

(Here enter F. U. No. 1092 of 1850)

With

1. With reference to the low standard of morality in this Country, and to the habits and feeling of the Natives, the Court of Fouzdaree Udalut are of opinion that a sentence of six months imprisonment will be adequate punishment for the crime of which the Prisoners have been convicted and on the recommendation of the Session Judge the Court will be prepared to mitigate the Prisoners sentences accordingly.

2. If the Session Judge be not disposed to concur in this opinion he will be pleased to submit a translation of the entire Record.

Ordered, that Extract from these Proceedings be forwarded to the Session Judge of Bellary by Precept returnable within 10 days from and after its receipt.

(Sent following Precept No 596)

Read the following Letter dated the 19th April 1850 from the Session Judge of Chicacole

(Herewith F. U. No 1088 of 1850)

1. With the foregoing communication the Session Judge submits for the consideration and orders of the Court of Fouzdaree Udalut the Original Calendar of Case No 1 of 1850 on the file of the Session Court of Chicacole, together with translations of the depositions taken therein

10th May 1850

therein before the Head of Police, and Acting Principal Sudr Ameen of Vizagapatam.

2. In this case, it appears, two Prisoners were charged with having fraudulently caused the fabrication of a document purporting to have been executed by the Prosecutor's sister in favor of the second Prisoner, to the effect that she borrowed 120 Rupees from him, mortgaging her house as security for the same. The Acting Principal Sudr Ameen, deeming the crime to be established against the Prisoners committed them for trial before the Session Court on a charge of "Forgery."

3. The Session Judge objects to the commitment of the Prisoners whom he considers entitled to an unconditional release, and viewing the whole Proceedings of the Head of Police as irregular and illegal, he solicits the instructions of the Fouzdaree Udalut for his guidance in the final disposal of the case.

4. The Court of Fouzdaree Udalut have given their careful consideration to the whole of the documents submitted in this case, as well as to the arguments urged by the Session Judge in support of his objections, but the Court can discover nothing either in the Proceedings of the

10th May 1850.

the Head of Police or Acting Principal Sudr Ameen, which, in their opinion, tends in any way to bear out the opinion entertained by the Session Judge in regard to the disposal of the case. It is shown that the Head of Police acted upon the information given to him by the Prosecutor of what he had learned from the 1st Witness respecting the Prisoners' intention, and under these circumstances, the Court do not consider the Session Judge is justified in saying that no complaint was made to the Head of Police.

5.

The Session Judge will accordingly be pleased to place the Prisoners upon their trial, and pass sentence upon them under the general provisions of the Regulations. This sentence, if the Prisoners be found guilty, will, of course, be regulated agreeably to the nature of the crime of which the Prisoners may be convicted, whether of Forgery, fraud or misdemeanour according to the evidence adduced.

6

The enclosures of the Session Judge's letter are returned.

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

(Sent in No. 597)

Read

2.

F. U.

10th May 1850.

Read Calendar of Case No. 13 of 1850 of the Session Court of Coimbatore.

(Here enter F. U. No. 1125 of 1850.)

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this Case that the sentence recorded against the Prisoner on his conviction of Highway Robbery be mitigated to four (4) years imprisonment with hard labor in irons, and the Session Judge is hereby authorized to issue his warrant accordingly.

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

(Sent in No. 598)

Read Letter dated the 2d Instant from the Session Judge of Calicut submitting for the final judgment of the Foujdaree Udalut the Record of Case No. 33 of 1850 on the Calendar of the Session Court.

(Here enter F. U. No. 1176 of 1850.)

The Court of Foujdaree Udalut

Mr. G. L. Hooper

on a deliberate consideration of all the circumstances of the case in evidence before them bring of opinion that the proof against the Prisoner,

"Moolamanil

10th May 1850.

"Moolamanil Chekootty"

is sufficient to convict him of the crime of severe wounding with intent to kill, for which according to the Mahomedan Law as declared in Futwas of their Law Officers, discretionary punishment is awardable do convict him thereof; and under the provisions of Clause third Section VII and Clause third Section VIII Regulation XI of 1803, and Section XXXII Act VII of 1843, sentence him to be imprisoned for (14) fourteen years, and to be banished during the period of his sentence from the District in which his place of abode is situated, and kept to hard labor in irons on the public roads or other public works in the Zillah of Coimbatore.

(Sent in No 599

W/R

F. U.

Monday 13th May 1850. At a Court of the Foujdaree Udalut.

Present

G. S. Hooper Esqr. — 1st Puisne Judge
E. P. Thompson Esqr. — 2nd Puisne Judge
A. Freese Esqr. — Acting 3rd Puisne Judge

Read again Calendar of Case No. 40. of 1849 on the file of the Session Court of Cuddalore. (Here enter F. U. No. 2664 of 1849).

Read also Miscellaneous Petition presented on the 11th April 1850. by Goondappa Pedeyachy of Zillah Cuddalore. (Here enter F. M. P. No. 77 of 1850).

The Court of Foujdaree Udalut resolve to direct that an English Translation of those portions of the record of the foregoing case which have reference to the 1st, 2nd, 3rd, 4th, 10th, 11th and 13th Prisoners, and of the warrants issued for their apprehension may be submitted for their consideration.

2. The Court of Foujdaree Udalut direct — that the Sessions Judge will report where the Prisoners in question were detained during the interval which elapsed between the date

date of their apprehension and that of their arrival at the Criminal Court, and to submit a detail of the property found upon them, showing in whose possession each article was found.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddalore by precept returnable within X days from and after its receipt.—

(Sent following Receipt No. 603)

Ordered also that Extract from these Proceedings be furnished to the Petitioner on his application.—

Read Miscellaneous Petition presented on the 18th April 1850 by Sree rama ayangar Vakeel on behalf of Rungachary and others of zillah Trichinopoly.—

(Here enter F. Gr. P. No. 80 of 1850).

The Court of Foujdaree Adalut can pass no final orders upon the matter to which this Petition refers, until the Petitioner shall have presented for their consideration an attested Copy of the order passed by the Magistrate therein.—

Ordered that Extract from these Proceedings be furnished to the Petitioners Vakeel on his application.—

Read

Read Miscellaneous Petition presented on the 22nd April 1850 by Palany Aye of zillah Combaconum.—

(Here enter F. Gr. P. No. 83 of 1850).

The Petitioner is referred to the orders passed by the Court of Foujdaree Adalut under date the 15th Ultimo, in the matter to which this Petition relates.—

Ordered that Extract from these Proceedings be furnished to the Petitioner on his application.—

Read Calendar of Case No. 6 of 1850. of the Session Court of Cuddalore.—

(Here enter F. G. No. 1113 of 1850).

1. The Court of Foujdaree Adalut observe that the offence having been attended with wounding which cause of aggravation should have been entered in the Heading and Body of the charge. Sentence should have been passed upon the Prisoner in this case under clause fourth Section II Regulation VI of 1822, in lieu of clause seventh Section II Regulation XV of 1803 as cited in the Calendar.—

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Cuddalore for his information and future guidance.—

(Sent in No. 80).

Read

13th May 1850.

Read Letter dated the 30th April 1850. from the Acting Session Judge of Tinnevelly, submitting the original Petty Calendars of all cases disposed of by the Magistracy during the 1st Quarter of 1850.-

(Here enter F: C: No. 1132 of 1850).

1. The Court of Foujdaree Adalut deem it proper to draw the attention of the Acting Session Judge to the omission on the part of the Acting Magistrate to prefix appropriate headings to the Statement of charge in Cases disposed of by him and his assistants during the period under review.-

Ordered that Extract from these Proceedings be forwarded to the Acting Session Judge of Tinnevelly for his information and for Communication to the Acting Magistrate.-

(Sent in No. 605).

Read again Calendar of Case No. 66 of 1849 of the Session Court of Cuddapah.-

(Here enter F: C: No. 762 of 1850).

Read also Return dated 2nd May 1850. made by the Session Judge of Cuddapah to the Precept of the Foujdaree Adalut under date the 30th April 1850. conveying the observations and orders of the Court on the foregoing Calendar.-

(Here enter F: C: No. 1142 of 1850).

In

F: C:

13th May 1850.

1 In accordance with the recommendation made by the Session Judge in the foregoing Return, the Court of Foujdaree Adalut direct that the Sentence recorded against the Prisoner,

"V. Chinna Ramsoodoo"

on his conviction in the above case of "Culpable Homicide" be mitigated to six months imprisonment without labor or irons and the Session Judge will be pleased to issue a fresh warrant accordingly.-

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

(Sent in No. 606).

The original Petty Calendars of Cases disposed of by the Magistracy during the 1st Quarter of 1850, not having as yet been received from the Session Judge of Bellary.-

Ordered that that officer be required by Precept returnable in V days, to submit the same without any further delay.-

(Sent in No. 607).

The same to the Session Judges of Chittoor, Cuddalore, Chingleput, Cuddapah, Nellore, Guntoor, Masulipatam, Rajahmundry, Chicacole, Trichinopoly, Combaconum, Salem, Coimbatore, Tranquebar, Calicut and Honore.-

Read return dated the 1st Instant, from the Session Judge of Bellary to the precept of the Foujdaree Adalut under date the 26th Ultimo, calling

calling upon him to review the proceedings in Case No. 33 on the Criminal file for the current year, and to direct its committal in case he should be of opinion that the charge amounts to one of snatching.—

(Here enter F. G. No. 1145 of 1850).

Read report dated the 1st Instant submitted by the Sessions Judge of Salem of cases pending on the 30th April 1850 before him for a period in excess of 90 days calculated from the date of commitment.

(Here enter F. G. No. 1146 of 1850).

Read report dated the 1st Instant submitted by the Sessions Judge of Nellore of cases pending before him for the Month of April 1850.—

(Here enter F. G. No. 1147 of 1850).

Read return dated the 4th Instant from the Sessions Judge of Combaconum to the precept of the Foujdaree Adalut under date the 26th Ultimo observing that the amount of the order which the Prisoner in Case No. 14 in the Criminal Report B for the Month of January 1850 was charged with having fabricated should have been specified in the Statement of the charge, and directing that the sentence which has been passed in Case No. 40 be annulled & that the case be committed

committed forthwith.—

(Here enter F. G. No. 1153 of 1850).

Read report dated the 1st Instant, submitted by the Sessions Judge of Calicut, of cases pending on the 31st March and committed for trial during the Month of April 1850. before him.—

(Here enter F. G. No. 1154 of 1850).

Read report dated the 1st Instant, submitted by the Acting Sessions Judge of Tinnevelly of cases depending before him up to the 30th April 1850. in which the Trial has been delayed beyond 25 days.—

(Here enter F. G. No. 1155 of 1850).

Read Calendar of Case No. 35 of 1850. submitted by the Sessions Judge of Cuddapah under date the 3rd Instant.—

(Here enter F. G. No. 1157 of 1850).

Read Calendar of Case No. 11 of 1850. submitted by the Sessions Judge of Combaconum under date the 4th Instant.—

(Here enter F. G. No. 1158 of 1850).

Read letter dated the 30th Ultimo from the Acting Sessions Judge of Tellicherry, reporting that no amount was realized by the labor of Prisoners in the Jail at Tellicherry.—

(Here enter F. G. No. 1161 of 1850).

Read

13th May 1850.

Read letter dated the 1st Instant, from the Session Judge of Tellicherry reporting that no case was before the Session Court during April 1850. for a period in excess of 25 days from the date of commitment.-

(Here enter F. C. No. 1163 of 1850).

Read letter dated the 30th Ultimo, from the Subordinate Judge of Mangalore reporting the result of the enquiry made by him in a case of suicide committed by a Prisoner in the Jail, agreeable to the order of Foujdaree Adalut conveyed in their proceedings dated the 13th December 1844.-

(Here enter F. C. No. 1167 of 1850).

Wednesday.
15th May 1850.

F. C.

At a Court of the Foujdaree Adalut

Present

G. S. Cooper Esqre ——— 1st Puisne Judge.
C. P. Thompson Esqre ——— 2d Puisne Judge.
A. Freese Esqre ——— Actg 3d Puisne Judge.

Read Letter dated 4th May 1850 from the Subordinate Judge of Rajahmundry forwarding a copy of his Finding in the case of Yanooga Soobaroydoo a Criminal Lunatic.

(Here enter F. C. No. 1174 of 1850.)

It would appear that the party in question has been for the last two years of unsound mind and that the Zillah Surgeon testifies his present insanity; the Judges of the Court of Foujdaree Adalut therefore direct that the Subordinate Judge be instructed, unless satisfied that the Prisoner was sane when put upon his trial, to cancel his Proceedings in the Case and deal with the Prisoner under Circular Order Foujdaree Adalut 1st June 1829. and 23d February 1841. (No. 133).-

Ordered, that Extract from these Proceedings be forwarded to the Subordinate Judge of Rajahmundry for his information and guidance.-

(Sent in No. 615)

Read letter dated the 1st Instant from the Sessions Judge of Tellicherry stating that no case was before the Sessions Court in April 1850. for a period in excess of 28 days from the date of commitment.-

(Here enter F. Ct. No. 1165 of 1850.)

Read letter dated the 30th Ultimo from the Subordinate Judge of Mangalore reporting the result of the enquiry made by him in a case of suicide committed by a Prisoner in the Jail, agreeable to the order of Foujdaree Adalut conveyed in their proceedings dated 13th December 1844.-

(Here enter F. Ct. No. 1167 of 1850.)

Dr. Bl.

Wednesday.
15th May 1850.

F. C.

At a Court of the Foujdaree Adalut

Present

W. H. Cooper Esqre —— 1st Puisne Judge.
C. P. Thompson Esqre —— 2d Puisne Judge.
A. Freese Esqre —— Actg 3d Puisne Judge.

Read Letter dated 4th May 1850 from the Subordinate Judge of Rajahmundry forwarding a copy of his Finding in the case of Yanooga Soobaroydoo a Criminal Lunatic.

(Here enter F. C. No. 1174 of 1850.)

It would appear that the party in question has been for the last two years of unsound mind and that the Zillah Surgeon testifies his present insanity; the Judges of the Court of Foujdaree Adalut therefore direct that the Subordinate Judge be instructed, unless satisfied that the Prisoner was sane when put upon his trial, to cancel his Proceedings in the case and deal with the Prisoner under Circular Order Foujdaree Adalut 1st June 1829. and 23d February 1841. (No. 133).-

Ordered, that Extract from these Proceedings be forwarded to the Subordinate Judge of Rajahmundry for his information and guidance.-

(Sent in No. 615)

15th May 1850.

Read letter dated the 7th Instant from the Session Judge of Coimbatore, submitting for the final Judgement of the Fouzdaree Adalut the Record of Case No. 12 of 1850 of the Calendar of the Session Court.

(Here enter No. 1192 of 1850)

Mr G. S. Hooper
and
Mr. P. Thompson

The Court of Fouzdaree Adalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the prisoners,

1st Soobbamoopillen
2d Govindon
and
3d Chettymoopillen

is sufficient to convict them of the crime charged, do convict them thereof; and sentence the prisoner,

1st Soobbamoopillen.

to be transported to such place or places beyond sea as the Governor in Council shall appoint there to be imprisoned and kept to hard labor in irons on the or public roads or other public works for and during the period of his natural life the prisoner,

3d Chettymoopillen

to be imprisoned and kept to hard labor in irons on the Public roads or other public works for and during the period of (14) Fourteen years, and the prisoner,

2d Govindon

to be imprisoned and kept to hard labor in irons on the

15th May 1850.

public roads or other public works for and during the period of (5) five years.-

1. It is observed that no ingnest paper has been forwarded with the record of this case, and it does not appear that any such document was prepared an omission which the Session Judge will be pleased to bring to the notice of the Magistrate of Coimbatore.

2 The Court of Fouzdaree Adalut approve of the suggestion of the Session Judge that the 2d prisoner be worked with the female convicts until sufficiently advanced in age to labour on the roads.-

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Coimbatore for his information and guidance.-

(Sent in No. 616)

Ed 1 Rd.

F. C.

Thursday.

16th. May 1850. At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esqre. ——— 1st. Puisne Judge

C. P. Thompson Esqre. ——— 2d. Puisne Judge

A. Freese Esqre. ——— Jr. 3d. Puisne Judge

Read Calendar of Case No. 14 of 1850 of the Session Court of Coimbatore.

(Here enter F. C. No. 1178 of 1850)

1. In this Case the first Prisoner was charged with "Housebreaking and Theft" and the second with secreting the property so stolen.

2. The Futwa of the Mohamedan Law Officer convicts the 1st. Prisoner of the crime charged, and declares him liable to Do Koobut, and the Sessions Judge concurring in the Futwa has sentenced the said Prisoner to five (5) years' imprisonment under clause Seventh Section II Regulation XV of 1803.

3. The second Prisoner was acquitted and unconditionally released.

4. It appears to the Court of Foujdaree Adalut, on perusal of the Futwa of the Mohamedan Law Officer, that the Sessions Judge has altogether erred in the disposal of this Case.-

5. This Futwa convicts the first Priso

of

of the crime charged, and declares him liable to Ookoobut, the penalties of Hud being barred, as the court infer, on the ground that there were no eyewitnesses to the commission of the crime.

6. Premising that the foregoing inference is correct, the Court observe it was the duty of the Sessions Judge under such circumstances to have propounded a second question to the Law Officer with a view to the removal of his technical objection, and Hud being then declared, to have passed sentence upon the Prisoner under Section XXI Regulation VII of 1802, an application being submitted to the Foujdaree Adalut, under Section IV Regulation I of 1825, for a reduction of the prescribed sentence to such extent as the Session Judge might have thought proper.

7. The Court of Foujdaree Adalut accordingly resolve to return the Calendar to the Session Judge in order that he may reconsider, and, if necessary, amend his sentence with reference to the foregoing observations.

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

(Sent in A. 619)

No. 113.

F U

Saturday
18th May 1850

At a Court of the Foujdaree Udalut

Present

GSH G. S. Hooper Esqre ____ 1st Puisne Judge

EPT E. P. Thompson Esqre ___ 2d Puisne Judge

AT A. Treese Esqre ____ Acting 3d Puisne Judge

Read letter under date the 8th May 1850 from the Agent to the Governor of Fort St. George in Vizagapatam submitting a Summary of the evidence taken on the trial of one Chinta Yerregandoo charged with Culpable Homicide.

(Here enter F U. No 1214 of 1850)

Mr. A. Treese.

The Court of Foujdaree Udalut concur with the Agent in convicting the Prisoner of the offence laid to his charge, and approving of the recommendation made by that Officer in regard to the sentence to be awarded to him the Court of Foujdaree Udalut sentence the prisoner

"Chinta Yerregandoo"

to be imprisoned with hard labor in irons on the public roads or other public works for the period of (12) twelve Calendar months.

Ordered that Extract from these

Proceedings

18th May 1850.

Proceedings be forwarded to the Agent to the Governor of Fort St. George at Vizagapatam for his information and guidance.

(Sent in No. 626)

Read return dated 10th instant from the Session Judge of Cuddalore to the precept of the Tongdaree Udalut under date the 4th idem returning for amendment certain Statements for the year 1849

(Here enter T. Ua. No. 1202 of 1850)

The Court of Tongdaree Udalut observe that the number of persons entered in Columns Reversed and Confirmed under the Heading Appeals preferred from the sentences of the Principal Sudr Ameen and Head Assistant Magistrate do not correspond with the total number of persons as shewn in the Margin, and direct that the Statement be again returned for amendment or explanation.

Appeals preferred from the sentences of the Subordinate Officers.

Appeals. Persons	Reversed	Confirmed	Affirmed
* 4	2	1	1
* 16	.	9	7

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddalore by Precept returnable within 10 days from and after its receipt.

(Sent following Precept No. 627)

F. Vo.

Monday
20th. May 1850. } At a Court of the Fonjdaree Udalut.

Present.

G. S. Hooper Esqre. — 1st. Puisne Judge.
D. I. Thompson Esqre. — 2d. Puisne Judge.
A. Freese Esqre. Actg. — 3d. Puisne Judge.

Read Calendar of Cases Nos.
37. 38. and 39 of 1850 of the Sessions Court
of Cuttack.

(Here enter F. Vo. No. 1190 of 1850.)

The Court of Fonjdaree Udalut
Case No. 39. 1. resolve to accede to the recommendation
of the Sessions Judge in this case, that
the punishment awarded to the 2d. and
3d. Prisoners on their conviction of "House
-breaking and Theft" be mitigated in the
case of the second Prisoner to 18 months,
and in that of the third Prisoner to 6
months imprisonment with hard labor
in irons.

And the Sessions Judge
2. is hereby authorized to issue his warrants
accordingly.

Ordered that Extract from
these

these Proceedings be forwarded to the Sessions Judge of Cuddalore for his information and guidance.-

/Sent in. No. 628./

Read Calendar of Case No. 12 of 1850 of the Sessions Court of Combaconum.

/Here enter F. C. No. 1159 of 1850./

With reference to the wounding which attended the House breaking and Theft in this case, the Court of Fouzdaree Udalut observe that sentence should have been passed upon the Prisoner under the provisions of Clause fourth, Section II Regulation VI of 1822, and the Sessions Judge will be pleased to amend his sentence accordingly.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Combaconum for his information and future guidance.-

/Sent in. No. 629./

Read again Calendar of Case No. 14 of 1850 of the Sessions Court of Nellore.-

/Here enter F. C. No. 1053 of 1850/

Read also Return dated 8th. May 1850 from the Sessions Judge of Nellore to the Precept of the Fouzdaree Udalut under date the 4th. May 1850 conveying the observations and Orders of the Court on the above Calendar.-

/Here enter F. C. No. 1185 of 1850./

With reference to the explanation afforded in the foregoing Return, the Court of Fouzdaree Udalut are of opinion that the case in question may with propriety be dealt with as a simple Theft, and they accordingly return the Calendar to the Sessions Judge with a view to its retransmission in an amended form.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Nellore for his information and guidance.-

/Sent in. No. 630./

Read letter dated the 10th. Instant, from the Sessions Judge of Cuddalore, submitting for the final judgment of the Fouzdaree Udalut the Record of Case No. 40 of 1850 of the Calendar

20th May 1850.

Calendar of the Sessions Court.

(Here enter No 1236 of 1850.)

W. E. P. Thompson and W. A Fraser.

The Court of Fouzdaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner;

"Moodraparambata Cochan"

is sufficient to convict him of the crime of Murder, do convict him thereof - and under the Provisions of Section X Regulation VIII of 1802, sentence him to suffer death by being hanged at the usual time and place of execution -

1. The Court of Fouzdaree Uda- -lut have been unable to accede to the recommendation made by the Sessions Judge in this case that the sentence to which the prisoner has rendered him- -self liable should be communted to transportation for life -

2. The Court observe that the prisoner commenced the quarrel with the deceased whom he seized by the throat and dragged into the Court where

F. 26.

20th May 1850.

where he murdered him by inflicting several severe wounds on his body -

3. It is proved in evidence that the prisoner was twice, if not thrice, sepa- -rated from his victim, and on each time re- -newed the attack; and moreover that the deceased after receiving one or two stabs had risen to leave the place when he was again assaulted by the prisoner and the murder completed -

4. With such evidence of malice and determination to take life as the conduct of the prisoner displayed, the Court of Fouzdaree Udalut consider that they would not be justified in remit- -ting the extreme penalty of the Law -

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information

(Sent in No 631)

Read Criminal Reports sub- -mitted by the Sessions Judge of Cuddapah for the month of March 1850 -

(Here enter File No 372 of 1850)

In this case three prisoners

Cuttoobady

Report B Case No 44.

Cuttoobaddy Peons charged with wilful neglect of duty in permitting the escape of a prisoner entrusted to their custody have been released by the Subordinate Criminal Judge on the ground that they being Cuttoobaddy Peons the offence charged against them was not cognizable by the Criminal Court.-

2.- The Court of Fouzdaree Udalut are of opinion that the class of peons designated as Cuttoobadies are clearly amenable to the provisions of Section XI, Regulation XIII of 1832 having been invariably denominated "Peons" and being constantly employed, like the Veecharaffertars in Tanjore, in the performance of police duties.-

Case No 78. 3. The Court of Fouzdaree Udalut desire to be informed what orders were passed by the Session Judge upon the recommendation made by the Subordinate Criminal Judge in regard to the disposal of the prisoner in this case.-

Case No 88. 4. Adverting to the nature of the injury shown to have been inflicted by the prisoner upon the Prosecutor in this case, the sentence awarded appears to the Court

of

of Fouzdaree Udalut to be insufficient to meet the demands of justice.-

Ordered, that Extract from these Proceedings, be forwarded to the Session Judge of Cuddapah for his information and for communication of paras 1 and 2 to the Magistrate, and of Paras 1. 2 and 3 to the Subordinate Judge by precept returnable within 7 days, from and after its receipt.-

(Sent following precept. No 632 /

Ordered also that Extract from these Proceedings, paras 1 and 2, be forwarded to the Session Judge of Bellary for communication to the Subordinate Judge and Acting Magistrate of that Zillah.-

(Sent in No 633 /

Read Miscellaneous Petition presented on the 16th May 1850 by S. Sreeramadyingar Mookhtar Vakeel on behalf of Seroomala Machaneddy of Zillah Trichinopoly.

(Here enter Fl 26. No 8. No 88 of 1850 /

The Court of Fouzdaree Udalut

1. refuse to interfere in the matter of this Petition; the parties to whom the Petitioner refers having been tried and acquitted by

by a competent tribunal of the offence laid to their charge.-

2.

The Court accordingly resolve to dismiss this application.-

Ordered that Extract from these Proceedings be furnished to the Petitioners Vakeel on his application.-

Read Miscellaneous Petition presented on the 22nd. April 1850, by Srisatta of Lillah. Nellore.-

(Here enter F. M. P. No. 84 of 1850.)

1.

The Petitioner seeks the reversal of a sentence awarded to her husband in Case No. 36 of 1850 on the file of the Principal Sudder Ameen's Court at Nellore.-

2.

The Court of Fonjdaree Adalut can pass no orders in this case until the Petitioner shall prevent an order to show that she has appealed to the Sessions Judge from the sentence of which she complains.-

Ordered, that Extract from these Proceedings, be furnished to the Petitioner on her application.-

Read Miscellaneous Petition presented

presented on the 24th April 1850 by Mallo = vaidoo of Lillah Chittoor.-

(Here enter F. M. P. No. 86 of 1850.)

The Petitioner is referred to the orders passed by the Court of Fonj = daree Adalut under date the 21st February last in the matter to which this Petition relates, and this Petition is dismissed.-

Ordered that Extracts from these Proceedings be furnished to the Petitioner on his application.-

Read again Miscellaneous Petition presented on the 10th January 1850 by Tiroovencata Ramanooja Iyengar of Lillah Combaconum.-

(Here enter F. M. P. No. 14 of 1850.)

Read also Miscellaneous Petition presented on the 21st January last by the same party.-

(Here enter F. M. P. No. 42 of 1850.)

The Court of Fonjdaree Ada = lut resolve to direct that the English Translations of the foregoing Petitions be forwarded to the Sessions Judge of Combaconum

Combaconum with instructions to that Officer to afford such an explanation as he may think necessary in regard to the circumstances therein set forth.

2. In the event of the Sessions Judge not having already passed any orders in the case, he will be pleased to call for the proceedings held by the Magistrate therein, and to pass such orders thereon as may appear to be required.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Combaconum, by precept returnable within XV days, from and after its receipt.

(Sent following precept. No. 634.)

Ordered also, that Extract from these Proceedings, be furnished to the Petitioner on his application.

Read Calendar of Case No. 28 of 1850 of the Sessions Court of Cuddalapah

(Here enter F. C. No. 1081 of 1850.)

1. Adverting to the nature of the Assault perpetrated by the Prisoner, and

and to the circumstances under which it was committed, the Court of Fouzdaree Udalut are of opinion that a sentence of one (1) years imprisonment with hard labor in irons will adequately meet the demands of justice, and on the recommendation of the Sessions Judge, the Court will be prepared to mitigate the Prisoners sentence accordingly.

2. Should, however, the Sessions Judge dissent from the above opinion, he will be pleased to submit a translation of the Record of the case for the consideration of the Fouzdaree Udalut with as little delay as possible.

3. The Court direct that the appended punctum of the Cazy-ool-Cozat upon the Futwa declared in this case be communicated to the Mahomedan Law Officer for his information and future guidance.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Cuddalapah, by Precept returnable within III days, from and after its receipt.

(Sent following precept No. 635.)

Read

Read Calendar of Case No. 34 of 1850 of the Sessions Court of Cuddalore.

/Here enter F.G. No. 1114 of 1850/

1.

In this case one Prisoner was charged with "House breaking and attempt at Theft," and on conviction has been sentenced by the Sessions Judge to imprisonment with hard labor in irons for the period of five years, and to receive 100 lashes, under the provisions of Clause fourth, Section II Regulation VI of 1822.-

2.

The Court of Foujdaree Udalut observe that those circumstances of aggravation which would bring the case within the provisions of the Regulations quoted by the Sessions Judge are wanting, and that sentence should have been passed upon the Prisoners under Clause Seventh, Section III Regulation XV of 1803.-

3.

Adverting however to the fact that no property was stolen, nor violence used by the Prisoner in the present number, the Court are of opinion that a sentence of two years' imprisonment will be adequate punishment for his offence, and on the recommendation

of the Sessions Judge, the Court will be prepared to sanction the Prisoner's sentence being reduced to that period.-

4.

Should the Sessions Judge dissent from the foregoing opinion, he will be pleased to submit a translation of the entire record of the case for the consideration of the Court of Foujdaree Udalut.-

Ordered, that Extracts from these Proceedings, be forwarded to the Sessions Judge of Cuddalore, by precept returnable within V days, from and after its receipt.-

/Sent following precept No. 636/

Read Calendar of Cases Nos. 30 31 and 33 of 1850 of the Sessions Court of Cuddalore.-

/Here enter F.G. Nos. 1093-1094 and 1096 of 1850/

Case No. 30.

In this case three Prisoners

1. Y. Venkatasoogadoo
2. Y. Dassreegadoo.
3. Y. P. Ranchreegadoo

alias

C Ranchreegadoo

were charged with "Highway Robbery."-

The Futwa of the Mahomedan Law

2.

Law Officer convicts the 1st and 2nd Prisoners of the crime charged, and declares the 3d liable to suspicion.-

3. The Sessions Judge apparently concurs in this finding as in the 9th para of his remarks he states "There appears to be "no doubt of all the Prisoners being present "as stated by the Prosecutor and 2d Witness "to the apprehension. Property also was found "on the 3d Prisoner, who is father of the 2d "Prisoner, but in consequence of his being "furnished in No 33 of the Calendars for the "present year, he is released in this."-

4. The Court of Foujdaree Udalut are however doubtful on perusing the foregoing remarks, whether or not the Sessions Judge fully convicts the third Prisoner of the crime charged against him in this number, and the same doubt is also raised in their minds on perusing the Sessions Judge's remarks regarding this Prisoner in case No 31, in which he and the other two Prisoners are charged with "House breaking and Theft."-

5. The Court therefore deem it proper to call upon the Sessions Judge to furnish

furnish further information on the above points, and they, at the same time take the opportunity of again requesting the Sessions Judge to draw up his Calendars with more care, perspicuity and clearness than he usually does, and also to set out distinctly in his sentence whether or not, or how far he concurs, in the finding of the Law Officer.-

Case No. 33. 6. The Court observe that in this case the Mooftee convicted the Prisoners of House breaking and Theft- but declared the Hudd barred on the ground that the value of the grain stolen was below a Nisamb and the Prisoners on their final trial denied the charge. Under these circumstances the Sessions Judge should have required a second futwah from the Law Officer and passed sentence on the 3d Prisoner under Section XXI Regulation VII of 1802.-

7. The Sessions Judge will accordingly proceed as above pointed out and pass upon the Prisoner the full sentence prescribed by the above Regulation, and submit

20th. May 1850.

submit, if he sees fit, a recommendation for a mitigation of that sentence to the Foujdaree Udalut in the usual form.-

The Sessions Judge will further be pleased to communicate the remarks of the Cazee-ool-Cozzat upon the Petitioner in Case No. 30 to the Law Officer of this Court.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Tondaferah, by precept returnable within V days, from and after its receipt.

2d. Idem.

(Sent following precpt. No. 637 /)

hjr

F.W.

Tuesday
21st. May 1850.

At a Court of the Foujdaree Udalut

Present

W. C. S. Hooper Esqre. ——— 1st. Puisne Judge
C.P.J. E. P. Thompson Esqre. ——— 2d. Puisne Judge
A. Friese Esqre. ——— Aff. 3d. Puisne Judge

Read Letter dated 10th. May 1850 from the Sessions Judge of Madura submitting copies of a reference from the Magistrate, and of his reply thereto, upon the question of whether the Magistracy are competent to deal with cases of Poisoning Cattle under Section LIV Act VII of 1843.

(Here Enter F.R. No. 1215 of 1850)

1. The Sessions Judge states that in his opinion a Magistrate is competent to take cognizance of the offence in question.-

2. The Judges of the Court of Foujdaree Udalut are unable to coincide in this opinion.— They observe that as Poisoning cattle has been specially provided for by Section VIII Regulation XIII of 1832 the offence cannot be dealt with by a Subordinate Criminal Court under Section VII Regulation X of 1816, and consequently is not cogni=zable by the Magistracy under Section LIV Act VII of 1843.

Ordered

20th. May 1850.

submit, if he sees fit, a recommendation for a mitigation of that sentence to the Tonjdaree Udalut in the usual form.

The Sessions Judge will further be pleased to communicate the remarks of the Cazee and Cozah upon the Petitioner in Case No. 30 to the Law Officer of this Court.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Tondadapatt, by precept returnable within X days, from and after its receipt.

2d Idem. Sent following precept. No. 637

F.W.

Tuesday
21st May 1850. At a Court of the Tonjdaree Udalut

Present

W. G. S. Hooper Esqre ——— 1st Puisne Judge
C.P.J. E. P. Thompson Esqre ——— 2d Puisne Judge
A. Freese Esqre ——— Aft. 3d Puisne Judge

Read Letter dated 10th May 1850 from the Sessions Judge of Madura submitting copies of a reference from the Magistrate, and of his reply thereto, upon the question of whether the Magistracy are competent to deal with cases of Poisoning Cattle under Section LIV Act VII of 1843.

(Here Enter F.R. No. 1215 of 1850)

The Sessions Judge states that in his opinion a Magistrate is competent to take cognizance of the offence in question.

1.

The Judges of the Court of Tonjdaree Udalut are unable to coincide in this opinion.

2.

They observe that as Poisoning cattle has been specially provided for by Section VIII Regulation XIII of 1832 the offence cannot be dealt with by a Subordinate Criminal Court under Section VII Regulation X of 1816, and consequently is not cognizable by the Magistracy under Section LIV Act VII of 1843.

Ordered

21st May 1850.

Ordered, that Extract from these Proceedings be sent to the Session Judge of Madura for his information.-

(Sent in Lr. 621)

Fr. 86

Wednesday 22nd May 1850.

Fr. 86.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre — 1st Puisne Judge
E. P. Thompson Esqre — 2nd Puisne Judge
A. Freese Esqre — Acting 3rd Puisne Judge.

Mr. A. Freese.

Read letter dated 12th Instant — from the Session Judge of Rajahmundry, — submitting for the final Judgment of the Foujdaree Adalut the record of Case No. 9 of 1850 of the Calendar of the Sessions Court for 1850.-

(Here enter Fr. 86: No. 1251 of 1850).

The Court of Foujdaree Adalut, on a deliberate consideration of all the circumstances of the Case in evidence before them, being of opinion that the Prisoners,

1st Vinala Rampoodoo.
2nd Coosooma Nursegandoo.
3rd Intee Gungooloo.

and

4th Poommurawzo Venkiah.-

are not convicted on presumptive proof, or on the evidence of credible witnesses, or on their own — confessions of the crimes charged, do acquit them thereof; but considering that strong suspicion tho

tho' not amounting to conviction attaches to them, they direct that under clause sixth Section II Regulation XV of 1803 and Section XXXIV Act VII of 1843, the Prisoners,

1st Kinala Ramsoodoo.

and

4th Boommuraugo Venkiah.

be required to find two sureties in 80 Rupees each surety for their good behaviour and appearance when required within (3) three years, or in default thereof that they be detained for three years in confinement without labor or irons the Prisoner,

3d Intee Gungoolloo.

to find two sureties in 40 Rupees each surety for his good behaviour and appearance when required within 3 years, or in default thereof that he be detained for three years in confinement without labor or irons and the Prisoner,

2nd Coosoona Nursegaudoo.

to find two sureties in 20 Rupees each surety for his good behaviour and appearance when required within three years or in default thereof that he be detained for three years in confinement without labor or irons.—

(Sent in No. 642).

Ex 1847

J. No:

Thursday 23rd May 1850

At a Court of the Tinjdaree Adalat

Present

Sjt R. G. A. Hoops Esqre _____ 1st Puisne Judge

R. P. Thompson Esqre _____ 2d Puisne Judge

Well for Appt A. Duse Esqre _____ Acting 3d Puisne Judge

Read letter dated the 15th Instant from the Acting Superintendent of Tinnevelly submitting the Translation of the Records of Trial in Case No 9 of 1850 (the latter No 1313 of 1850)

The Court of Tinjdaree Adalat, after a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner is sufficient to convict him of the crime of Gang Robbery attended with aggravating circumstances, do convict him thereof; and under the provisions of Clauses third and fifth, Section IV Regulation XX of 1817, sentence him to be imprisoned and kept to hard labor in irons on the public roads or other public works, for and during the period of (5) five years.

But being of opinion that the

Prisoners 1st Ramasawmy and 2d Nalwan. are

Ser. R. P. Thompson

are not convicted on presumptive proof, or on the
evidence of credible witnesses, or on their own confession
of the crime charged, do acquit them thereof and
direct that they be set at liberty
1.
The Court of Sujdaree Udalut
observe that the evidence upon which the acting
Sessions Judge has relied for the conviction of
the 5th prisoner viz the production by him of
certain articles belonging to the Prosecutor is
equally strong against the 4th Prisoner, who by the
testimony of the 2d Prosecutor and of the 5th 6th
7th and 8th witnesses is shewn to have been in
company with and to have taken an equal share
with the 5th prisoner in the discovery of the property
in question.
2.
A statement shewing the articles
given up, by whom each article was produced,
and the value of each, should have been sub-
mitted with the records.
3.
The Court of Sujdaree Udalut
resolve to direct that a copy of the remarks
recorded by the Case on Boozah upon the Futwa
delivered in this case be forwarded to the acting
Sessions Judge for communication to the Maho-
medan Law officer.
Ordered that extract from these Proceedings be sent to the Sessions
Judge of Chingleput for his information and guidance.
Sent a. &c.

Mode Calendar of Cases Nos 37 of 1850

of the Sessions Court of Cuddalore.

(Three Cases Nos 1217 of 1837)

The Court of Sujdaree Udalut re-
solve to accede to the recommendation made by
the Sessions Judge in this case, that the sentence re-
corded against the Prisoner, on his conviction of
Highway Robbery be mitigated to 5 years imprison-
ment with hard labor in irons, and the Sessions
Judge is hereby authorized to issue his warrant
accordingly.
Ordered that Extract from these
Proceedings be forwarded to the Sessions Judge of
Cuddalore for his information and guidance.
Sent a. No 1

Recd letter under date the 7th
May 1850 from the Sessions Judge of Chingle-
put (Three Cases Nos 1225 of 1850)

The Court of Sujdaree Udalut
observe of the course proposed by the Sessions
Judge to be adopted in regard to the disposal
of the 3d prisoner in Case No 15 of 1850 on the file
of the Sessions Court, upon the conclusion of the
trials of that case, viz the transfer of the prisoner
in question to the Subordinate Judge at Chingleput
to undergo his trial for having effected his escape from the
Jail at that Station, with a view to his undergoing
sentence of Transportation in the event of his being
convicted

convicted of the crime with which he now stands charged, after he shall have undergone the sentence awarded to him in case No 58 of 1848 on the file of the Mangalore Sessions Court and such further sentence as may be awarded to him for this escape.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Honore for his information and guidance.

/Sent in Ex/

Read the following Letter dated the 15th May 1850 from the Principal Collector of Coimbatore

/Here enter Ex No 12 of 1850/

1.

The Principal Collector of Coimbatore requests the transmission of the Court of Wardens decision to offer a conditional pardon to one Lakshee, a female who is charged with being accessory to the murder committed by one Kowda Row upon a girl named Solakaboyen-mal aged 10 years.

2.

Upon a consideration of the depositions sent up by the Principal Sudder Ameen, and of the circumstances represented in his Letter, the Court of Wardens Sudalut are pleased in exercise of the powers vested in them by Section XII Regulation XIII of 1832, to authorize that officer to offer a pardon to the said Lakshee, on the terms and conditions specified in Section XX Regulation XX of 1802.

* 2d Prisoner. Case No 85 of 1850.

Ex

Ordered that Extract from these Proceedings be forwarded to the Principal Sudder Ameen of Coimbatore for his information.

/Sent in Ex/

Read again Calendar of Statements No 39 of 1849 on the file of the Sessions Court of Chittoor.

/Here enter Ex No 875 of 1850/

Read also Letter under date the 25 April 1850 from the Subordinate Judge in charge of the Sessions Court of Chittoor in the receipt of the Circular Sudalut dated the 18th April 1850, calling for further information with reference to the foregoing case.

/Here enter Ex No 1073 of 1850/

The Court of Wardens Sudalut are pleased to direct that an English translation of those portions of the records of the foregoing case which have reference to the 2d Prisoner and copies of the proceedings of the Sessions Court dated the 5th and 17th December, together with the instructions referred to by the Subordinate Judge in charge at the conclusion of the Extract of the above letter, wherein the commitment of the 2d prisoner was directed, may be transmitted for the consideration of the Circuit Sudalut.

Ordered that Extract from these

23 May 1857.

proceedings be sent to the Superintendent of Chittlehampton for his information and guidance & Precepts returnable within fifteen days from and after its receipt.—

Sent following precepts &c 1 to

Ld Rld

F. U.

Saturday
25th May 1850

At a Court of the Fouzdaree Adaulut

Present

The Hon'ble G. L. Hope Esqr. 1st Puisne Judge
& D. Simpson Esqr. 2d Puisne Judge
Absent 3d Puisne Judge

Rule - No 1 To Issue Esqr.

Read again Calendar of Cases.

No 10 of 1850 on the file of the Sessions Court of Rajahmundry

(Vide Order No 813 of 1850.)

Read also return under date the 2d May 1850 from the Subordinate Judge in charge of the Sessions Court of Rajahmundry to the precept of the Fouzdaree Adaulut dated 10th April 1850 directing the transmission of an English translation of the records of the foregoing case.

(Vide Order No 1227 of 1850.)

The prisoner in this case was charged with having received a sum of money from Veptha Ramakanya, 4th Prisoner in case No 31 of 1847 on the file of the Sessions Court of Rajahmundry knowing it to have been obtained by Robbery.

1.

The date upon which the Prisoner was alleged to have received the sum in question is not stated in the charge.

2.

The

3.

The Sessions Judge in concurrence with the Mahomedan Law officer has convicted the Prisoner of the offence charged, and has sentenced him to seven years' imprisonment with hard labor in irons

4.

The conviction is founded on a statement made by the 1st Prisoner in Case No 31 of 1849 to the effect that he had said Rupees 70 of the plundered money to the prisoner in this Case, by one Addalada Ramadoo the 1st Witness in this Case; on the evidence of Addalada Ramadoo, who deposes to his having delivered to the prisoner from the said Vytla Ramakanya Rupees 66 on two occasions, the dates of which are duly specified, and on the deposition of the prisoner's wife who delivered Rupees 14 to the Police which she stated to have been given her by her husband with other monies about six months prior to the charge being preferred.-

5

The Court of Enquiry under date considers the conviction of the prisoner upon the evidence adduced to manifest a serious depriving of judgment on the part of the Law officers and of the Sessions Judge, and to be extremely discreditable to those officers.-

6.

The Court of Enquiry under date have searched the records with the utmost care and have been unable to discover a particle

particle of evidence, which can be considered to establish the prisoner's guilt of the offence laid to his charge.

7.

The Sessions Judge should have known that the confession made by the Prisoner in Case No 31 of 1849 cannot be legally affected the prisoner in this Case; and how the statement of the 1st Witness, who merely deposes to the delivery to the prisoner of some Rupees from the above mentioned Vytla Ramakanya, can establish the identity of the Rupees in question with a portion of the sum of which the prosecutor in Case No 31 of 1849 was robbed, the Court of Enquiry are altogether unable to comprehend.-

8.

The Court of Enquiry under date would further remark that the inference arrived at by the Sessions Judge in regard to the statement of the prisoner's wife that she had the prisoner given to her for her maintenance the sum delivered by her to the Police when he left her six months before "the conclusion cannot possibly be entertained" is altogether unwarranted by her deposition, wherein it is simply stated that the prisoner had given her "a few Rupees more".-

9.

The Court of Enquiry under date accordingly direct that the Prisoner be immediately released, and that the sum of

Rupees

25 May 1850

Sewhuken Rupees taken from his house be returned to him.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry for his information by Precept returnable within two days from and after its receipt.

(Sent following Precept No. 851)

Read return dated 16th from the Sessions Judge of Nellore to the Precept of the Sudder Adawlut under date the 4th May 1850 returning for amendment the Statement No. 4 for the year 1849.

Statement No. 4.

(Here Enter No. 1263 of 1850)

The Court of Sudder Adawlut observe that the manner in which one of the persons entered under heading 7 Columns was disposed of has not been entered in the preceding Columns and direct that the Statement be again returned for this amendment.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Nellore by Precept returnable within two days from and after its receipt.

(Sent following Precept No. 852)

Read return dated 15th May 1850 by the Sessions Judge of Madura to the Precepts of the Court of Sudder Adawlut under date 8th idem calling for additional evidence upon certain points

FR
25-2 May 1850

points in the referred case No. XIII in the Calendar of the Sessions Court for 1850.

(Here Enter Nos. 1262 of 1850)

The Sessions Judge in this return expresses a wish to cancel that portion of his Letter of the 24th April 1850 which suggests a defence for the Prisoner in the case in question, and inquires whether, under these circumstances, the additional evidence called for is still considered requisite.

1. He further explains that the broad facts of the case as they appeared in evidence were not of a nature to lead the officer presiding at the trial to attach importance to the point of whether a mattock was found near the corpse, and, with reference to the doctrine laid down in the Sezamut Adawlut reports upon this subject, he requests instructions as to whether the Court of Sudder Adawlut still desire that the Prosecutor's wife be examined.

2. The Statement made by the Sessions Judge in his letter referring the trial in question for the final sentence of the Court has given rise to doubts for the removal or confirmation of which the Judges consider that every possible means should be resorted to, and they consequently direct that the evidence called for in their proceedings of the 8th May 1850 be, if possible, procured, as well from the wife of the

prisoner, as from any other parties who may be able to give information upon the points therein specially alluded to

The Court of Enquiry decided that both of the cases quoted by the Sessions Judge are stated in the Circular Order of the 4th March 1830 to have been duly considered by the Court at the time that order was passed, and that the 4th Case quoted is precisely parallel to that on the 114th Page of the 2d Volume of the Reports (one of the 3 cases above referred to) They consequently cannot in any measure detract from the authority of the Circular Order in question, which rules that a wife or a husband is a competent witness for or against the other. It indeed declares "where other sufficient evidence exists it "would be obviously very objectionable to make "use of the testimony of parties thus situated;" but in the present instance evidence in support of a defence suggested for the Prisoner is wanting and must apparently in fact be derived, if procurable at all, from the Prisoners wife.--

Ordered that Extracts from these Proceedings be forwarded to the Sessions Judge of Madura for his information and guidance

(sent in No. 653)

Read Calendar of Case No 5 of 1850 submitted by the Sessions Judge of Tanjore under date the 19th Ultimo.-

(Here Enter the No 1078 of 1850)

Read Calendar of Case No 17 of 1850 submitted by the Sessions Judge of Salem under date the 27th Ultimo.-

(Here Enter the No 1079 of 1850)

Read report dated 1st instant submitted by the Sessions Judge of Chingleput, of cases pending on the 31st March and committed for trial during the month of April 1850 before the Sessions Court.-

(Here Enter the No 1121 of 1850)

Read Calendar of Case No 25 of 1850 submitted by the Sessions Judge of Chingleput under date the 1st instant.-

(Here Enter the No 1124 of 1850)

Read Letter dated the 1st instant from the Sessions Judge of Coimbatore, transmitting copies of an Extract from the Proceedings of the Sessions Court held by the acting Magistrate of Coimbatore and of that officers explanation having reference to the delay that has marked the preliminary proceedings of the local authorities in Calendar Case No 29 of 1850.

(Here Enter the No 1135 of 1850)

Read Letter dated the 1st instant from the Sessions Judge of Coimbatore transmitting copies of an Extract from the Proceedings of the Sessions Court held by the acting Magistrate of Coimbatore, and of that Officers explanation having reference to certain remarks made by the Presiding

Sudder Amlah in Criminal Case No 52 of 1850.

(Here Enter the No 1136 of 1850.)

Read Report dated the 1st instant submitted by the Sessions Judge of Cuddapah of Cases pending on the 31st March and committed for trial during the month of April 1850

(Here Enter the No 1141 of 1850.)

Read letter dated the 1st instant from the Sessions Judge of Masulipatam reporting that there were no Criminal Cases pending beyond 25 days between 31st March and 30th April 1850.

(Here Enter the No 1160 of 1850.)

Read Supplemental return dated the 1st instant from the Sessions Judge of Cuddapah to the precepts of the Foujdaree Adalut under date the 22d March 1850 requiring him to state what notice may have been taken by the Magistrate of the Conduct of the Police Peons who were stationed near the spot at which the robbery was committed in Case No 27 of the Calendar for 1849.-

P. B. (Here Enter the No 1163 of 1850.—)

F. W.

Tuesday — 28th May 1850 } At a Court of the Foujdaree Adalut

Present:-

G. S. Cooper Esqre —— 1st Puisne Judge

E. D. Thompson Esqre —— 2d Puisne Judge.

A. Freese Esqre —— Acting 3d Puisne Judge.

Read Criminal Reports submitted by the Sessions Judge of Salem for the month of April 1850.—

(Here enter F. W. No 1235 of 1850)

Circular

The Court of Foujdaree Adalut resolve to direct that the designation of the Officer of the Police or Magistracy by whom the Cases sent up to the Criminal Court may have been committed be invariably entered in the monthly Criminal Reports in the first column of the Report B, beneath the designation of the Officer by whom each case may have been tried, in the following manner.—

Number	Name	Abstract of the Crime &c.—
Criminal File No. 58/1850 Proof by Sudr Ameen.— Head or Ameen of Police of — or Magte or Joint Magte or 1st Class Magte or Asstt Magte of — as the case may be.—	Nemadam	Theft.—

Ordered

bodden Ameen in Criminal Case No 52 of 1850

(Here take the No 1136 of 1850.)

Read Report dated the 1st instant submitted by the Sessions Judge of Candeish pending on the 31st March and committed for trial during the month of April 1850

(Here take the No 1141 of 1850.)

Read letter dated the 1st instant from the Sessions Judge of Aurungabad reporting that there were no Criminal Cases pending beyond 25 days between 31st March and 1st April 1850.

(Here take the No 1160 of 1850.)

Read Supplemental return dated the 1st instant from the Sessions Judge of Candeish in the receipt of the Foujdaree Adalut under date the 22d March 1850 regarding the extra what action may have been taken by the Magistrate of the Conduct of the Police Peons who were stationed near the spot at which the robbery was committed in Case No 27 of the Calendar for 1849.

(Here take the No 1163 of 1850.)

25 Cases

F. U.

Tuesday 28th May 1850 } At a Court of the Foujdaree Adalut

Present:-

W W R — G. L. Hooper Esqre — 1st Puisne Judge

P P J — E. D. Thompson Esqre — 2d Puisne Judge.

A T — A. Freste Esqre — Acting 3d Puisne Judge.

Read Criminal Reports submitted by the Sessions Judge of Salem for the month of April 1850.—

(Here enter F.U. No 1235 of 1850)

Circular

The Court of Foujdaree Adalut resolve to direct that the designation of the Officer of the Police or Magistracy by whom the Cases sent up to the Criminal Court may have been committed be invariably entered in the monthly Criminal Reports in the first column of the Report B, beneath the designation of the Officer by whom each case may have been tried, in the following manner.—

Number	Name	Abstract of the Crime &c.—
Criminal File No. 58/1850 Mooffy Lutf Ameen.— Head or Ameen of Police of — or Magte or Joint Magte or 1st Class or Assist Magte of — as the Case may be—	Mooffy Lutf Ameen	Theft.—

Ordered

28th May 1830

Ordered that Extract from these Proceedings be sent to the Sessions Judges and Agents for their information and guidance.—

(Sent in № 660)

Read the Calendar of Cases № 24 of 1830 of the Sessions Court of Cuddapah

(Herewith T. C. № 1270 of 1830)

1 The Court of Foujdaree Adalut are unable to sanction the mitigation of the Prisoners' Sentence recommended by the Sessions Judge in this Case.—

2 The Gang Robbery of which the Prisoners were convicted was one of a serious nature, in which considerable violence was used, and much property stolen; and the frequent occurrence of offences of this description in the Cuddapah District renders it, in the opinion of the Court, necessary that, when a conviction takes place, the offenders should be severely punished as a warning to others.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah for his information.—

(Sent in № 661.)

H. W. Lyk

Wednesday
29th May 1850

At a Court of the Tonjdarce Mdalub

Present—

GJR — G. J. Hooper Esqre ——— 1st Puisne Justice
& P Thompson Esqre ——— 2d Puisne Justice
Wde JR — A. Greene Esqre ——— Acting 3d Puisne Justice

Read letter dated 15th May 1850 from the Superior Court of Cuddalore, forwarding the original Petty Calendars of the Cases disposed of by the Magistrate and his Assessistants during the Quarter ending 31st March 1850.

(Here enter No 1246 of 1850.)

The Court of Tonjdarce Mdalub

Case No 8. 1. observe that the nature of the assaults committed by the Prisoners in this Case should have been distinctly set forth.—

The Court of Tonjdarce Mdalub

Cases No 11 and 13. 2. consider the sentences passed in these Cases to be inadequate punishments for the crimes committed by the Prisoners

In this Case the Prisoner was

3. charged with having stolen a gold waistcloth

Case No 14 from the complainant's daughter's neck, but where or by what means the Prisoner obtained possession of the waistcloth has not been set forth in the statements of the charge.

The

4

The Court therefore resolve to direct the Sessions Judge to call up the records of the case and after having ascertained whether, or not the case has been correctly disposed of, to report the results of his enquiry for the information of the Tondaree Adalat

Case No 28.

5

The Court of Tondaree Adalat request that the Sessions Judge will call upon the Magistrate to explain the nature of the order of the Head Assistant Magistrate, which the Prisoner in this case is charged with having disobeyed

Ordered that extract from these Proceedings be forwarded to the Sessions Judge of Cuddalore by precept returnable within ten days from and after its receipt.-

/Sent following precept No /

Read the following Letter dated the 11th May 1850 from the Subordinate Judge in charge of the Session Court of Rajahmundry

/Here Enter the No 1235 of 1850/

1.

With the foregoing communication the Subordinate Judge submits for the consideration and orders of the Court of Tondaree Adalat copy of a Letter from the Magistrate of Rajahmundry appealing from the decision of the Sessions Court in Case No 11 of 1850, in which five Prisoners who were charged with severe assaults were

were released by that the evidence their conviction.-

2.

Court declare to enter into the grounds on which the Sessions Judge in the grounds was insufficient to warrant

It appears to the Court of Tondaree Adalat to be unnecessary in this case to enter into the grounds of the decision where the grounds on which the Prisoners were released were insufficient" or not, which could be done only by calling for the records, entailing unnecessary trouble on the several establishments, and of perusing the same without any profitable result.-

3.

The parties in question were tried and acquitted by a competent Court, and from a careful perusal of the Evidence of the Law Officer and the abstract of the Sessions Judge's remarks the Court of Tondaree Adalat do not consider that any valid objection to the finding of those Officers can be urged. Entertaining this view of the case

4

the Court of Tondaree Adalat decline to accede to the Magistrate's request.

Ordered that extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry for his information and for communication to the Magistrate.-

/Sent in No /-

Read letter under date the 7th Instant from the Sessions Judge of Tellicherry submitting

submitting the Petty Calendars of the Magistrate of Malabar for the 1st Quarter of 1850.

(Here enter the No 1201 of 1850)

The Court of Foujdaree Adalut observe that in the report of the case entered in the Calendar of persons discharged the preceding heading, shewing the designation of the offence charged, has not been affixed to the Statement of charge.

Ordered that extract from these proceedings be sent to the Sessions Judge of Tellicherry for communication to the Magistrate of Malabar.

Sent in No /

Read Calendar of Case No 15 of 1850 of the Sessions Court of Coimbatore.

(Here enter Ftc No 1273 of 1850)

The Court of Foujdaree Adalut deem it proper to point out to the Sessions Judge that he has omitted to quote the Regulation under which he passed sentence upon the 1st and 2d Prisoners in the above case.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Coimbatore for his information and future guidance.

Sent in No /

Read again letter under date the 18th February 1850 from the Sessions Judge of Rajahmundry

(Here enter Ftc No 449 of 1850)

Ftc.

29th May 1850.

Read also return under date the 23d March 1850 and supplemental return under date the 22d april 1850 from the Sessions Judge of Rajahmundry to the precepts of the Foujdaree Adalut directing the transmission of an English Translation of the records in Cases Nos 51, 52, and 53 of 1849 on the file of the Sessions Court.

(Here enter Ftc No 1097 of 1850)

Read also Miscellaneous Petitions presented on the 5th March and 2d april 1850 by V. Tyapah Naidoo late Head of Police of Kotapalla Taloke in Zillah Rajahmundry.

(Here enter Ftc No 68 and S.F. Ftc P No 64 of 1850)

The Court of Foujdaree Adalut having attentively perused the records of the foregoing case consider that the Sessions Judge has not exceeded a sound discretion in declaring the prisoners to be "completely" and honorably acquitted" of the offences laid to their charge.

1.

The Court are of opinion that in each case there was strong evidence against the accused; which, notwithstanding certain discrepancies, was sufficient for their conviction, and the Court are satisfied that the ends of justice have been defeated by their unconditional release

2.

The Joint Magistrate justly remarks that "the smallest trifling discrepancies in the evidence

3.

'evidence are held to invalidate the truth, but when
'the witnesses agree in any particular point, their
'agreement is also held to be the surest proof of
'their falsehood.

4

The objection urged by the Defence
with reference to the Prosecutor, and relating to the bonds
of Tongdaree Sedaluts considers to be slight inasmuch
as the bonds having been executed by the
5

Under all the circumstances the Court
of Tongdaree Sedalut resolve to prohibit the recruit-
-ment of the Prisoner in the District of Rajah-
-mundry; and they further resolve to direct that
Cantry Enquiry, if he be a public servant, be removed
from the Talook of Jeetala, as it is known that he
individuals, the bonds executed, must have been subsi
to the proceedings of the Head of Office, the latter
having resided in his house when he executed the
several acts of suppression, of which he has been accused
6

The Course adopted by the Defence Pleader
in the examination of witnesses has in former cases
elicited the animadversion of the Court of Tongdaree
Sedalut, and the Court resolve to direct Mr. Thomas
their attention to the objectionable nature of many
of the questions put to the Prosecutors and to the
Witnesses in these cases, particularly to many of
those propounded to the 4th Prosecutor in Case No.
7

The Court of Tongdaree Sedalut order
further observe that in many points the cases under
review have not been so fully investigated as would

be desired, and they would especially refer to the non-
examination in Case No. 51. of Packeepoolay for Bostle Abee
who was frequently referred to in the trials as having
stood security for the money to be paid by the Prose-
-cutors to the 1st Prisoner; and to the omission in Case
No. 52. to examine the attesting witnesses to the bonds
executed by the Prosecutor to V Venkatareddy for
money alleged to have been paid to the 1st Prisoner.-
8

And lastly, the Court of Tongdaree Sedalut
would remark that in Case No. 53 the bonds alleged
to have been executed by the Prosecutor to Somarsetti
Rungia for Rupees 150 to be paid to the 1st prisoner, does
not appear to have been filed in the records, nor any
evidence to have been taken in regards to it.-

Ordered that Extract from these proceedings
be sent to the Sessions Judge of Rajahmundry for his inform-
-ation and future guidance and for communication to the
Magistrate of Rajahmundry.

(Sent in No.)

Ordered also that Extract from these proceedings
be given to the Petitioner on his application.-

Read the following Letter dated
the 30th April 1850. from the Acting Sessions Judge of
Rajahmundry

(Here enter Ja No 1131 of 1850.)

In the foregoing communication
1.
the acting Sessions Judge, at the request of the Magis-
-trate, solicits the opinion of the Court of Tongdaree
Sedalut, in respect to whether the attempt in
Criminal

29th May 1850

"Criminal Courts" made use of in act XV of 1837, whether the Courts of the Magistracy and Heads of Police?

2

The Court of Foujdaree Udalut are of opinion that the act in question is equally applicable to Magistrates, whether acting under the powers with which they were formerly invested, or under the extended powers conferred upon them by Section LII act VII of 1843.

3.

The Court do not however consider that the said act applies in any way to the Heads of Police -

Ordered that extracts from these Proceedings be forwarded to the Acting Sessions Judge of Tinnevelly for his information, and for communication to the Magistrate.

No 11.

Sent in Sc. /

+

F. 16.

Thursday 30th May 1850.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper, Esquire - 1st Puisne Judge

C. P. Thompson, Esquire 2nd Puisne Judge

A. Freese, Esquire, Actg 3rd Puisne Judge

Read letter dated the 9th Instant from the Agent to the Governor of Fort St George in the Kurnool District, submitting a Summary of the evidence against three Prisoners charged with Highway robbery and communicating his opinion as to the punishment to be passed -

/Here enter No 1226/

The Court of Foujdaree Udalut having maturely considered the Summary of the evidence taken before the Agent, his statement of the grounds for a conviction, and his opinion as to the punishment which should be awarded to the accused, resolve to sentence the Prisoners -

1st Kumbadoo,

2nd Yerra Lingadoo

to be imprisoned with hard labor in irons

for a Period of 8 years-

Ordered that Extract from these Proceedings be sent to the agent to the Governor of Fort Saint George in the Kurnool District for his information and guidance-

/Sent in No. 672/

Read letter dated the 16th. Instant from the agent to the Governor of Fort Saint George in the Kurnool District submitting a Summary of the evidence against a Prisoner charged with House breaking by night and communicating his opinion as to the punishment to be passed-

/Here enter F. C. No. 1302/

The Court of Foujdaree Udalut having maturely considered the Summary of the evidence taken before the Agent, his Statement of the grounds for a conviction and his opinion as to the punishment which should be awarded to the accused, resolve to confirm the proposed sentence of 5 years' imprisonment with hard labour in irons on the prisoner.

Vodnan Sahib.

Ordered that Extract from these Proceedings be forwarded to the agent to the Governor

30th. May 1850.

Governor of Fort Saint George in the Kurnool District for his information and guidance-

/Sent in No. 673/

Read return dated the 30th. Ultimo from the Subordinate Judge in charge of the Session Court of Rajahmundry to the Precept of the Foujdaree Udalut under date the 23rd. Idem directing the unconditional release of the Prisoner in case No. 13 of 1850 on the Rajahmundry Session Court's File-

/Here enter F. C. No. 1139 of 1850/

Read return dated the 1st. Instant from the Session Judge of Bellary to the Precept of the Foujdaree Udalut under date the 24th. Ultimo directing that the Sentence of the prisoner in case No. 11 of 1850 be reduced to 5 years' imprisonment-

/Here enter F. C. No. 1144 of 1850/

Read Criminal reports dated the 15th. Instant submitted by the Session Judge of Chingleput for the Month of April 1850.

/Here enter F. C. No. 1234 of 1850/

Read Criminal report B &

dated

dated the 1st Instant submitted by the Sessions Judge of Combaconum for the Month of April 1850.

/Here enter F. C. No. 1240 of 1850/

Read Calendar of Case No. 7 of 1850 submitted by the Sessions Judge of Guntoor under date the 13th Instant.

/Here enter F. C. No. 1241 of 1850/

Read Criminal Reports dated the 11th Instant submitted by the Sessions Judge of Madura for the Month of April 1850.

/Here enter F. C. No. 1242 of 1850/

Read Report A dated the 11th Instant submitted by the Sessions Judge of Calicut of persons apprehended in the Zillah of Malabar and delivered to the Head Assistant Magistrate in the Month of March 1850.

/Here enter F. C. No. 1244 of 1850/

Read Calendar of Case No. 16 of 1850 submitted by the Sessions Judge of Coimbatore under date the 6th Instant.

/Here enter F. C. No. 1249 of 1850/

Read Calendar of Case No. 13 of 1850 submitted by the Sessions Judge of Madura

Madura under date the 14th Instant.

/Here enter F. C. No. 1250 of 1850/

Read Return dated the 15th Instant from the Sessions Judge of Bellary to the Precept of the Foujdaree Adawlut under date the 10th Idem intimating that a sentence of 6 months imprisonment will suffice for the prisoners in Case No. 16 of 1850.

/Here enter F. C. No. 1253 of 1850/

Read Statement dated the 14th Instant submitted by the Sessions Judge of Mangalore of the actual produce of the labor of the Prisoners and the application of the Funds arising therefrom from 1st January to 31st March 1850 furnished with reference to the Circular Order No. 88 dated 9th June 1837.

/Here enter F. C. No. 1261 of 1850/

Ld 78

Lyk

F. Cb.

Friday 31st May 1850.

At a Court of the Foujdaree Adalut

Present.

G. S. Hooper Esqre — 1st Puisne Judge
E. P. Thompson Esqre — 2nd Puisne Judge
A. Freese Esqre — Acting 3rd Puisne Judge

Read Criminal Reports submitted by the Sessions Judge of Cuddalore for the month of April 1850.-

(Here enter F. Cb. No. 1252 of 1850).

1. The Court of Foujdaree Adalut observe that the abstract of cases entered at the conclusion of the report B is incorrect; 17 cases having been entered therein while seven cases only are to be found in the report.-

2. The omission from the report of "the cases under examination" which should be invariably entered in the Criminal Reports may partly account for the apparent discrepancy; but deducting those cases nine of which are entered in the abstract, eight cases remain of which seven only are entered in the report.- This discrepancy the Sessions

3. Judge will be pleased to explain.-

Ordered that Extract from these Proceedings

Proceedings be sent to the Sessions Judge of Cuddalore by precept returnable within III days from and after its receipt.-

(Sent following Precept No. 681).

Read Criminal Reports submitted by the Sessions Judge of Nellore for the month of April 1850.

(Here enter F. C. No. 1281 of 1850).

Case No. 53. 1 The Court of Foujdaree Adalut observe that the submission of the report A of this case was unnecessary; the proceedings held by the Sessions Judge thereon having merely directed an alteration in the designation of the offence charged, a note to which effect inserted in report B would have been sufficient.-

Case No. 54 2. The offence charged in this case constitutes Breaking and should have been punished under the provisions of Clause sixth Section II of the Regulation quoted.-

Case No. 60. 3. The Court of Foujdaree Adalut direct that the prisoner in this case be relieved from irons, the award of irons not being authorized by the provisions of Regulation IX of 1832. under which the sentence has been passed.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Nellore for his information and guidance by precept returnable within III days from and after its receipt.-

31st May 1850.

(Sent following Precept No. 682).

Read Criminal Reports submitted by the Acting Sessions Judge of Trichinopoly for the month of April 1850.-

(Here enter F. C. No. 1282 of 1850).

Report B. 1. It should have been stated in the report of this case whether or not the prisoner

Case No. 30. was convicted therein.-

Cases Nos. 39. and 40. 2. It has been ruled by the Court of Foujdaree Adalut that the entry into a house by the removal of a Tatty constitutes "Breaking" and the Court observe therefore that the sentences awarded in these cases should have been passed under the provisions of Clause sixth Section II Regulation VII of 1822.-

3. The Court desire that the attention of the Principal Sudr Ameen be directed to the inequality observable in the sentences awarded in these cases, in which in the absence of any explanation the offences charged would appear to have been extremely similar.- Ordered that Extract from these Proceedings

Proceedings be sent to the Sessions Judge of Trichinopoly for his information and for communication to the Principal Sudr. Ameen.—

(Sent in No. 683).

Read Criminal Reports submitted by the Sessions Judge of Cuddapah for the Month of April 1850.—

(Here enter F. C. No. 1290 of 1850).

1. The Court of Foujdaree Adalut observe that the abstract of cases entered at the conclusion of the supplemental report is incorrect the prisoner charged in the only case entered in that statement having been "punished" whilst it would appear from the abstract that he had been "released".

2. This error the Subordinate Judge will be directed to amend.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah for his information and guidance.—

(Sent in No. 684).

Read Criminal Reports forwarded by the Sessions Judge of Honore for the Month of April 1850.—

Report B.
Case No. 34

(Here enter F. C. No. 1324 of 1850).

The Court of Foujdaree Adalut direct that the sentence be amended in the report of

F. C.
31st May 1850.—

of this case; the provisions of Section VII Regulation X of 1816. having been erroneously entered in the report B instead of Clause sixth Section II Regulation VI of 1822. under which it appears from the report A that the sentence was passed.—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Honore for his information and guidance.—

(Sent in No. 685)

Read Criminal Reports of the Sessions Court of Calicut for the Month of April 1850.—

Report B.
Case No. 92.

(Here enter F. C. No. 1312 of 1850).

The charge of Cattle killing having

1. apparently been established against the first Prisoner in this Case the Court observe that Sentence should have been passed upon him under the provisions of Clause first Section VIII Regulation XIII of 1832.—

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information.—

(Sent in No. 686).

Read Calendar of Case No. 10 of 1850 of the Sessions Court of Chingleput.—

(Here enter F. C. No. 1340 of 1850).

The Court of Foujdaree Adalut resolve

resolve to accede to the recommendation made by the Sessions Judge in this Case that the sentence recorded against the Prisoner upon his conviction of "Highway Robbery" be mitigated to one years imprisonment with hard labor in irons and the Sessions Judge is hereby authorized to issue his warrant accordingly.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chingleput for his information and guidance.-

(Sent in No. 687)

Read Calendar of Case No. 11 of 1850. of the Sessions Court of Chittoor.-

(Here enter Fl. 66. No. 1341 of 1850).

1.

The Prisoner in this Case was convicted of "Highway Robbery" and in the absence of any aggravating circumstances attendant upon the crime, the Sessions Judge recommends that he be sentenced to the mitigated punishment of seven years imprisonment with hard labor in irons.-

2.

The Court of Foujdaree Udalut being of opinion that a further mitigation in the Prisoner's sentence than that recommended by the Sessions Judge may in this case with propriety be allowed, resolve to direct that the terms of his imprisonment be reduced to five (5) years.-

The

3.

The Sessions Judge will be pleased to issue a fresh warrant in accordance with the foregoing resolution.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor for his information and guidance by Precept returnable within III days from and after its receipt.-

(Sent following Precept No. 688).

Read letter dated 20th Instant, from the Sessions Judge of Masulipatam submitting the Criminal reports for the year 1849.

(Here enter No. 1383 of 1850).

The Court of Foujdaree Udalut

Statement No. 3. 1

observe that the person implicated in the case appearing under Heading 34, Columns 4 and 10 and the cases in which the persons appearing under Headings 35 and 37 Column 10 were concerned should be entered. Notes being added at the foot of the Statement to this effect "Deduct the No. of cases not tried separately" "Deduct the No. of persons entered more than once as implicated in more than one offence".-

The same remark applies to these

Statement No. 4 2.

Operation of Sudr. Ameen Statements.-

The necessary amendment in the foregoing

3.

foregoing Statements will be made in the Registers office.—

Statement of Appeals from the Sentences of the Subordinate Courts.—

The Court also observe that the Columns "Reversed and Confirmed" under the heading "Appeals" should contain the No. of persons and not of cases. This error can also be amended in the Registers office, same as respects the Heading "Assistant Magistrate", and the Sessions Judge will be requested to state whether the orders affecting all the 10 persons included in the 2 Cases entered in this Statement were reversed, and if not in regard to how many individuals the orders were not disturbed.—

5.

The Court request that the Sessions Judge will call upon the Magistrate to furnish a Statement of Suicides and accidental deaths for the year 1849 in the form annexed.—

Suicides	Males.	Females
By drowning		
" hanging		
" poison		
Total		

Accidental deaths.		
By drowning		
" lightning		
" wild beasts		
" falling from trees		
" burning		
Total		

Ordered.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Masulipatam by precept returnable within 5 days from and after its receipt.—

(Sent following Precept No. 689)

Read letter dated 21st May 1850. from the Acting Magistrate of Chingleput requesting to be informed whether 1st. "In reference "to Clauses 5th and 8th Section VI of Regulation I "of 1820, does the absence in Clause 8th of the words "'selling liquor to European Soldiers and Sailors' "precludes the punishment under the provisions of that Clause, of parties convicted of so doing"—and 2nd "If so, does the insertion, in the Proclikas, "required under Clause 5th of a stipulation to the "effect, that the party will be answerable to the "Magistrate by fine of 50 Rupees, if convicted of "selling liquor to European Soldiers &c. authorize "the Magistrate to impose the penalty on conviction."

(Here enter F. C. No. 1344 of 1850).

The Court of Foujdaree Adalut

1

are of opinion that both these questions should be answered in the negative.—

As Penal enactments must be

2.

construed strictly, in the absence of specific provision to that effect, a fine cannot be imposed upon

upon parties convicted of "Selling liquor to European Soldiers" and Sailors" under clause 8th Section VI Regulation I of 1820. and as Clause 5th makes no provision for the recovery of any penalty which the stipulations of the Moochilka executed by a vendor may have attached to an infringement of the terms of his license, that penalty can only be recovered by a Civil action.-

Ordered that Extract from these Proceedings be forwarded to the acting Magistrate of Chingleput for his information and guidance.-

(Sent in No. 690).

Read return dated the 6th Instant, from the Sessions Judge of Cuddalore to the precept of the Fouzdaree Adalut under date the 30th Ultimo, requiring him to call upon the Acting Magistrate to state whether or not the 1st Prisoner in Cases Nos. 32 & 33 in the Report B was convicted of the offences therein charged against him.-

(Here enter F. C. No. 1168 of 1850).

Read return dated the 4th Instant, from the Session Judge of Madura to the precept of the Fouzdaree Adalut under date the 26th Ultimo mitigating term of imprisonment to which the 1st 2nd and 3rd Prisoners convicted of assault and wounding in Case No. V of 1850 were

liable.-

(Here enter F. C. No. 1170 of 1850).

Read Calendar of Case No. 34 of 1850 submitted by the Session Judge of Calicut under date the 3rd Instant.-

(Here enter F. C. No. 1178 of 1850).

Read report dated the 1st Instant, submitted by the Session Judge of Chicacole of Cases pending on the 31st March 1850 and committed for trial during the month of April 1850.-

(Here enter F. C. No. 1182 of 1850).

Read letter dated the 1st Instant, from the Session Judge of Honore reporting that no Cases were pending before the Session Court for more than 25 days during the month of April 1850.-

(Here enter F. C. No. 1183 of 1850).

Read Calendar of Case No. 17 of 1850 submitted by the Session Judge of Bellary under date the 6th Instant.-

(Here enter F. C. No. 1186 of 1850)

Read Calendar of Case No. 18 of 1850 submitted by the Session Judge of Bellary under date the 6th Instant.-

(Here enter F. C. No. 1187 of 1850)

Read Calendar of Case No. XXXI of 1850.

1850. submitted by the Sessions Judge of Calicut
under date the 4th Instant.-

(Here enter F. C: No. 1189 of 1850).

Read Calendar of Case No. 5 of 1850.
submitted by the Sessions Judge of Cuddalore.
under date the 8th Instant.-

(Here enter F. C: No. 1203 of 1850).

Read Calendar of Case No. 8 of 1850.
submitted by the Sessions Judge of Guntoor under
date the 8th Instant.-

(Here enter F. C: No. 1206 of 1850).

Read Calendar of Case No. 13 of 1850.
submitted by the Sessions Judge of Combaconum
under date the 11th Instant.-

(Here enter F. C: No. 1211 of 1850).

Read Calendar of Case No. 5 of 1850.
submitted by the Sessions Judge of Tellicherry under
date the 8th Instant.-

(Here enter F. C: No. 1212 of 1850).

Read Calendar of Case No. 15 of
1850. submitted by the Sessions Judge of Bellary
under date the 9th Instant.-

(Here enter F. C: No. 1216 of 1850).

Ld. Rlt.

F. C.

Saturday 1st June, 1850.

At a Court of the Foujdaree Adalut

Present.

G. S. Hooper Esqre. — 1st Puisne Judge.
E. P. Thompson Esqre. — 2nd Puisne Judge
A. Freese Esqre. Acting 3rd Puisne Judge.

In compliance with instructions received from Government the Court of Foujdaree Adalut are pleased to determine that the following periods shall be allowed to Sessions Judges for visiting the Branch Jails within their Jurisdictions.-

To the Sessions Judge of Madura for visiting Paumbunn going & returning 6 days.

Combaconum — " — Myaveram — 3 "
Do. — " — Tranquebar — 3 "
Do. — " — Negapatam — 3 "
Chittoor — " — Vellore — 3 "
Chingleput — " — Guindy — 3 "
Coimbatore — " — Palghatcherry — 3 "
Cuddapah — " — Cumbum — 6 "

Ordered that Extract from these Proceedings be sent to the Sessions Judges of Madura, Combaconum, Chittoor Chingleput Coimbatore, and Cuddapah - for their information and guidance.-

(Sentia Nos. 691, 692, 693, 694, 695, 696 & 697.)

Read report A dated the 8th Ultimo, submitted by the Sessions Judge of Calicut of persons apprehended in the zillah of Calicut and delivered to the Subordinate Judge in the month of March 1850.—

(Here enter F: C: No: 1219 of 1850).

Read return dated the 18th Ultimo from the Sessions Judge of Nellore to the precept of the Fouzdaree Adawlut under date the 30th April 1850. containing observations in Criminal Reports for March last.—

(Here enter F: C: No: 1265 of 1850).

Read Calendar of Case No: 9 of 1850. submitted by the Sessions Judge of Chingleput under date the 16th Ultimo.—

(Here enter F: C: No: 1271 of 1850).

Read Calendar of Case No: 15 of 1850. submitted by the Sessions Judge of Combaconum under date the 17th Ultimo.—

(Here enter F: C: No: 1272 of 1850).

Read Calendar of Case No: 19 of 1850 submitted by the Sessions Judge of Nellore under date the 17th Ultimo.—

(Here enter F: C: No: 1274 of 1850).

Read Calendar of Case No: 23 of 1850. submitted by the Sessions Judge of Masulipatam under date the 7th Ultimo.—

(Here enter F: C: No: 1275 of 1850).

Read Calendar of Case No: 9 of 1850. submitted by the Acting Sessions Judge of Trichinopoly under date the 16th Ultimo.—

(Here enter F: C: No: 1276 of 1850).

Read Criminal Reports Vizn: dated the 30th April 1850. submitted by the Sessions Judge of Coimbatore for the Month of April 1850.—

(Here enter F: C: No: 1277 of 1850).

Read Criminal Report dated the 15th Ultimo submitted by the Sessions Judge of Bellary for the Month of April 1850.—

(Here enter F: C: No: 1280 of 1850).

Read

F. W.

Monday 3rd. June, 1850.

At a Court of the Fouydaree Adalut

Present

G. S. Hooper Esqre. — 1st. Puisne Judge.
E. P. Thompson Esqre. — 2nd. Puisne Judge.
A. Freese Esqre. — Acting 3rd. Puisne Judge.

Read letter dated the 25th. Ultimo, from the Acting Session Judge of Tinnevelly submitting for the finial Judgment of the Fouydaree Adalut the Record of Case No. 10 of 1850 of the Calendar of the Session Court.—

(Here enter No. 1411 of 1850).

Mr. A. Freese.

The Court of Fouydaree Adalut, on a deliberate consideration of all the circumstances of the Case in evidence before them, being of opinion that the proof against the Prisoner,

"Tyraven"

is sufficient to convict him of the crime of wilful Murder, do convict him thereof— and sentence him to be transported to such —— place or places beyond sea as the Governor in Council shall appoint there to be imprisoned and kept to hard labor in irons on the Publick roads or other Publick works for, and during the ... Peri...

period of his natural life.-

The Court of Fouzdaree Adalut observe that the crime charged against the prisoner in this Case should have been specified in the indictment as Murder and should have been so designated in the heading affixed to the statement of charge.-

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Tinnevelly for his information.-

(Sent in No. 703).

Read Letter dated 16th May 1850. from the Acting Principal Sudder Ameen of Chingleput reporting on the state of mind of the insane Prisoner Soury Mootoo.-

(Here enter F. C. No. 1259 of 1850)

The Court of Fouzdaree Adalut direct that this letter be returned to the Acting Principal Sudder Ameen with instructions to submit it thro' the Sessions Court.-

Ordered that Extract from these Proceedings be forwarded to the Acting Principal Sudder Ameen of Chingleput, for his information and guidance.-

(Sent in No. 704)

Read

Read Letter dated 21st May 1850. from the Sessions Judge of Nellore requesting that the Government may be solicited to reconsider their order of the 8th April 1850. directing that Prisoners be employed in the construction of the Civil Hospital on the ground that the measure will impede the execution of other works of importance which in ignorance of the probability of any calls for their services in the Civil Engineer's Department have been commenced.-

(Here enter F. C. No. 1325 of 1850).

The Court of Fouzdaree Adalut

1.

regret that the employment of a portion of the Convicts in building the Civil Hospital will deprive the Sessions Judge of the means which he considers essential to the completion of those improvements to the Roads and Bridges around Nellore upon which he has with so much zeal and perseverance been engaged; but they do not consider it expedient to recommend that any change which of necessity must involve great delay in the construction of so important a building as the Civil Hospital should now be made.-

The Judges of the Court of

2.

Fouzdaree Adalut consider that in neglecting to enquire

enquire whether the employment of the convicts on the Civil Hospital would interfere with the projects of the Sessions Judge the Civil Engineer has been wanting in courtesy - but at the same time they must remark that Mr. Walker has been betrayed into the use of expressions both in his correspondence with Captain De Butts and his comments upon that officer's proceedings in the letter now under consideration which are indecorous and objectionable.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Nellore for his information.-

(Sent in No. 705).

Read Letter dated 20th May 1850 from the Session Judge of Calicut, annexing copy of a letter from the Subordinate Judge who reports that 20 Prisoners can conveniently be transferred to Cochin.-

(Here enter F. Gr. P. No. 1371 of 1850).

The Court of Foujdaree Adalut are pleased to sanction the transfer of 20 Prisoners to Cochin as recommended by the Sessions Judge in his letter of the 24th April 1850.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of

Ft. G.

3rd June 1850.

of Calicut for his information.-

(Sent in No. 706).

Read again Miscellaneous Petition presented on the 26th February 1850 by V. Seth Saw Esqre on behalf of Soolyen late Royasem in the Trecovelore Talook Cutcherry in the Zillah of Cuddalore.

(Here enter F. Gr. P. No. 43 of 1850).

Read again also Miscellaneous Petition presented on the 15th April 1850 by the same party.-

(Here enter F. Gr. P. No. 78 of 1850).

Read also return under date the 23rd May 1850 from the Sessions Judge of Cuddalore to the Precept of the Foujdaree Adalut dated the 29th April 1850 directing that officer to report upon the statements contained in the foregoing Petitions.-

(Here enter F. G. No. 1349 of 1850)

Under the circumstances represented in the foregoing return and in the other proceedings held in the case the Court of Foujdaree Adalut refuse to order the re-employment of the Petitioner but will leave the same to the judgment and discretion of the Acting Collector and Magistrate

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddalore for communication to the Acting Magistrate

(Sent in No. 707)

Ordered also that Extract from these Proceedings be furnished to the Petitioner's Vakeel on his application.-

Read Calendar of Case No. 11 of 1850. submitted by the Sessions Judge of Masulipatam. under date the 12th March 1850.-

(Here enter F. C. No. 701 of 1850).

Read Calendar of Case No. 14 of 1850. submitted by the Acting Sessions Judge of Trichinopoly under date the 16th March 1850.-

(Here enter F. C. No. 702 of 1850).

Read Criminal Report dated the 12th March 1850. submitted by the Sessions Judge of Masulipatam for the Months of March 1850.-

(Here enter F. C. No. 705 of 1850).

Read report dated the 15th March 1850. submitted by the Acting Sessions Judge of Trichinopoly of a Case pending for trial before him in excess of 25 days from the date of commitment.-

(Here enter F. C. No. 707 of 1850).

Read Calendar of Case No. 9 of 1850. submitted by the Sessions Judge of Bellary under date the 16th March 1850.-

(Here enter F. C. No. 710 of 1850)

Read Criminal Report dated the

13th Ultimo submitted by the Sessions Judge of Masulipatam for the Months of May 1850.-

(Here enter F. C. No. 1293 of 1850).

Read Calendar of Case No. 18 of 1850. submitted by the Sessions Judge of Coimbatore under date the 13th May 1850.-

(Here enter F. C. No. 1298 of 1850).-

Recd.

Lyk

F U.

Tuesday 4th June 1850.

At a Court of the Fouzdaree Udalut.

Present

G. S. Hooper Esqr.—1st Puisne Judge

R. P. Thompson Esqr.—2d Puisne Judge

A. Freese Esqr.—Acting 3d Puisne Judge.

Read again Calendar of Case

No. 28 of 1850 of the Session Court of Cuddapah.

(Here enter F. U. No. 1081 of 1850)

Read also Return dated the

23d May made by the Session Judge of Cuddapah

to the Precept of the Fouzdaree Udalut under

date the 20th May 1850 conveying the observations

and Orders of the Court on the above Calendar

(Here enter F. U. No. 1355 of 1850)

In accordance with the recommenda-

tion made by the Session Judge in the foregoing

Return, the Court of Fouzdaree Udalut resolve to

direct that the sentence recorded against the Prisoner

"A. Bhirava Candadoo"

on his conviction of "Culpable Homicide" be miti-

gated to one year's imprisonment with hard

labor in irons.

The

2 The Session Judge will be pleased to issue a fresh warrant in accordance with the foregoing resolution

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

(Sent in No 710)

Read letter dated 16th May 1850 from J. N. Maltby Esqr in charge of Salem forwarding a Prisoners Certificate granted to the Mother and Children of the Poor Crimanna Murder to be Pulled in Execution of his duty and requesting that as the Mother has lost a fresh Certificate may be obtained in the names of the children

(Has entered T. Ct. No 769 of 1850)

The Court of Sudder Adawlut observe that the question in question was one as a Special Case under the sanction of the Government dated 11th September 1846 that the Certificates were transmitted and granted by the Government both by the late Mr Walker and Magistrate of Salem & does not appear necessary

this Person in question, and it is ordered that the same be returned with an Extract from these Proceedings for the information of the Officer in charge of Salem

Ordered that Extract from these Proceedings be forwarded to the Joint Magistrate in charge of Salem for his information.

(Sent in No 711)

Read Calendar of Case No 47 of 1850 of the Session Court of Salem

(Mentioned in T. Ct. No 1358 of 1850)

In this Case one Prisoner named Manchampally Moideen was committed by the Subordinate Court of Salem on a charge of "Arson" but has not been tried by the Session Judge on the ground that the evidence for the prosecution was "too suspicious" to warrant the Prisoner being put upon his trial. The Case has accordingly been returned to the Subordinate Judge in order that he may either release the Prisoner upon "Security or unconditionally as he thinks fit" if it should appear that there is no probability of procuring any additional evidence in support of the prosecution.

2 The Court of Foujdaree Udalut consider the course pursued by the Sessions Judge in this case to be illegal, and the reasons urged by him in support of the same to be inadmissible.

3 The Prisoner had manifestly a right to claim a trial, and if the evidence proved to be "too suspicious" to warrant his conviction he would then have had the benefit of the same.

4 The Sessions Judge will accordingly now be pleased to place the Prisoner upon his trial and pass a sentence of acquittal or conviction upon him according to the evidence adduced.

Ordered that a Copy of this Proceedings be forwarded to the Sessions Judge of Backergunge for his information and guidance.

(Sent on No. 712.)

Read letter dated the 25th May 1850 from the Sessions Judge of Backergunge submitting for final judgment of the Foujdaree Udalut the proceedings of Case No. 51 of 1850 on the file of the Sessions Court.

(Hereunto F. Ua. No. 1203 of 1850.)

Mr. C. L. Hooper
Mr. E. L. Thompson

The Court of Foujdaree Udalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the Prisoner

"Ramdas Sutchy"

was not convicted on positive proof or on the evidence of credible witnesses or on her own confession of the crime charged do acquit her therefrom and direct that she be immediately released.

The Prisoner in this case was charged

F. Ua.
4th June 1850.

That the proof against the Prisoner

"Manickatta Koompishin"

is sufficient to convict him of the crimes of Murder, do convict him thereof and under the provisions of Section x Regulation xx of 1802 sentence him to suffer death by being hanged at the usual time and place of execution.

(Sent following Letter No. 713.)

Read letter dated the 21st ultimo from the Sessions Judge of Chittagong, submitting for the final judgment of the Foujdaree Udalut the proceedings of Case No. 53 of 1850 of the Calendar of the Sessions Court.

(Hereunto F. Ua. No. 1204 of 1850.)

Mr. C. L. Hooper
Mr. E. L. Thompson

The Court of Foujdaree Udalut on a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the Prisoner

"Ravada Sutchy"

was not convicted on positive proof or on the evidence of credible witnesses or on her own confession of the crime charged do acquit her therefrom and direct that she be immediately released.

The Prisoner in this case was charged

with having murdered the Prosecutors daughter a girl of 10 or 11 years of age and with having stolen from her person a string of gilt beads valued at Rupees 2.

2 The Law Officer in his Futwa declares that suspicion attached to the Prisoner of the crime charged against her and pronounced her liable to Deathe.

3 The Sessions Judge expresses his concurrence in the said Futwah and convicts the prisoner recommending that she should be sentenced to transportation for life.

4 The Court of Sunderee Uddalut consider the evidence insufficient to the conviction of the prisoner of the offence laid to her charge

5 The Court of Sunderee Uddalut observe that there is no direct evidence whatever to the commission of the crime, and that only witness (the 5th) deposes to having seen the deceased going on company with the prisoner on the morning she was missed.

6 The only circumstance that could affect her, independent of the circumstance of the deceased having been last seen in company with the prisoner, is the fact of the prisoner having in her possession a string of gilt beads, which the deceased was known to have had on her person when she left her house, and which beads the Prosecutor and some of the witnesses identify as a portion of a necklace worn by the deceased on the day she was missed - but it is to be observed that the 15th witness, a gold smith, who is said to have made some gilt beads (16 in number) for the 6th witness to be given to the deceased on her marriage, declares that they were a little larger than those found in the prisoner's house and that he cannot therefore say positively whether they are the same or not.

The Court of Sunderee Uddalut

7 deem that the only chance of convicting the prisoner, the fact of her being seen with the deceased immediately before she was missed, being proved, consisted in the full and complete substantiation of the fact that the beads found in the prisoner's house were those made for the child by the 15th witness, that they were always worn by her and were so on the day of her death.

8 To this very important point no great attention seems to have been paid by the Sessions Judge; the 15th witness, who was said to have made the beads produced, which he deemed before the Court

4th June 1850.

instead of being confronted with the other witnesses who deposed that he had made them and regularly cross-questioned, having been very superficially examined.

9. The Court observe that the Moulvi of Tellur examined two witnesses on behalf of the prisoners a proceeding which is irregular and contrary to the standing orders of the Foujdaree Adalut dated the 19th May 1809 and the 4th July 1837.

10. No original papers were sent with the record, nor does it appear that any document was forwarded to the Court of Session.

11. The Court of Foujdaree Adalut observe that Kistagoundoo of the prisoners was not assisted with his professed connexions, the Ulwa which declared the prisoner to be both under suspicion and did not fully connect him with the charge.

Ordered that the proceedings be forwarded to the Sessions Judge of Cheroomahs for his information and guidance for communication of paragraph 10 to the Magistrate.

I. U.

4th June 1850

Read letter under date the 17th May 1850 from the Subordinate Judge in charge of the Session Court of Rajahmundry forwarding a letter from the Magistrate of that Zillah having reference to the sentences of the Session Court in Cases Nos 24 and 57 of 1849.

(Here enter F. U. No 1303 of 1850)

The Court of Foujdaree Adalut

1 Deem it unnecessary to notice particularly the evidence in the two cases to which the Magistrate refers

In Case No 24 the record of which was submitted for the consideration of the Foujdaree

2 Adalut on consequence of the Session Judge having differed from the Futwa of the Mahomedan Law Officer in regard to the 1st prisoner, the Court of Foujdaree Adalut have already expressed their concurrence with the Session Judge in the acquittal of the 1st prisoner, provided they see reason to question the propriety of the release of the other two prisoners charged.

In Case No 57 the Court of

3 Foujdaree Adalut are likewise of opinion that the evidence recorded was insufficient for the conviction of the prisoners charged.

4

The remarks however in which the Session Judge has thought fit to indulge in his judgment passed by him in Case No 37. and especially those which have reference to the proceedings held by the Magistrate in regard to the charges preferred against the late Head of Police of Tangsha, the Court of Tangsha Udalut consider to be entirely unwarranted by the evidence adduced, and to be altogether unjustifiable.

5.

The Court of Tangsha Udalut have repeatedly had occasion to reprobate and condemn the practice very frequently adopted by Mr Sandeman in the judgments passed by him of recording remarks reflecting on the motives and conduct of parties altogether unwarranted by the records of the cases which those judgments have been passed and the Court must peremptorily desire that they may not have occasion to animadvert on a practice itself so extremely reprehensible, and so unlikely to comport well with that deliberation and care which should characterize the proceedings of a judicial Officer.

6

The Court of Tangsha Udalut are well satisfied of the Magistrate's [illegible]

entrusted to him, and before they withdraw their confidence in him as a public Officer, they will require to be furnished with more conclusive arguments than have been advanced against him by the Sessions Judge.

The epithets applied by the Session Judge to the evidence of persons whose testimony he discredits but whom he has not thought fit to commit for trial on a charge of perjury, the Court of Tangsha Udalut consider to be extremely objectionable, and they are of opinion that his omission to enforce the Law in any case in which he may consider an indictment to be sustainable, involves an obvious dereliction of duty and a violation of the trust by Law reposed in him.

Ordered that Extract from these proceedings be forwarded to the Session Judge of Rajshahmundry for his information and future guidance and for communication to the Magistrate

Sent on No 715/

Read Criminal Reports submitted by the Session Judge of Chittoor for the month of April 1850

(Answered No. No 343 of 1850)

The Court of Tangsha Udalut

4th June 1850

observe that the offence charged against the Prisoner in this case does not amount to Housebreaking and that the wording affixed to the Statement of charge as therefore incorrect

Case № 67 2

In this Case the same Prisoner is charged with theft and has been sentenced for the two offences (of both of which he has been convicted) to eight Months Imprisonment with hard labor in irons, the authority given for such sentence being Clause eighth Section 11 Regulation 11 of 1822

3.

The Court of Foujdaree Udalut desire that the Clause quoted refers especially to Housebreaking of which offence it does not appear that the Prisoner has been convicted and the Court of Foujdaree Udalut accordingly give to direct that an account of the Sentence of any Imprisonment to be passed under the provisions of Section 11 Regulation 10 of 1816

Ordered that a Extract from these Proceedings be forwarded to the Session Judge of Chittoor for his information and guidance by Tuesday's Dawk

Ordered that a Extract from these Proceedings be forwarded to the Session Judge of Masulipatam by Tuesday's Dawk returnable within its receipt

T. Uc.

4th June 1850

Read letter under date the 18th May 1850 from the Session Judge of Masulipatam forwarding the record of Case № 18 of 1850 on the file of the Session Court for the final judgment of the Foujdaree Udalut

(this inter. T Uc. № 1374 of 1850)

Before passing a final sentence in this case the Court of Foujdaree Udalut desire to be informed whether the age of the Prisoner who in the Session Certificate is stated to have been about 47 years old in 1843, is correctly represented in the deposition to be seventy years

Ordered that a Extract from these Proceedings be forwarded to the Session Judge of Masulipatam by Tuesday's Dawk returnable within its receipt

Read Calendar of Cases № 14 of 1850 submitted by the Session Judge of Cuddapah under date the 18th ultimo

(this inter. T Uc. № 1370 of 1850)

Read Calendar of Cases № 25 of 1850 submitted by the Session Judge of Masulipatam under date the 7th ultimo

(this inter. T Uc. № 1371 of 1850)

Read Criminal Reports dated the 1st May 1850 submitted by the Acting Session Judge of Tinnevelly for the Month of April 1850.

(Hereunder F. No. 316 of 1850)

Read Calendar of Cases No 1 of 1850 submitted by the Acting Session Judge of Tinnevelly under date the 17th ultimo.

(Hereunder F. No. 315 of 1850)

Read Criminal Reports dated the 17th May 1850 submitted by the Session Judge of Mangalore for the Month of April last.

(Hereunder F. No. 319 of 1850)

Read Criminal Reports dated the 20th May 1850 submitted by the Session Judge of Combaconum for the Month of April last.

(Hereunder F. No. 320 of 1850)

Read Calendar of Cases No 38 of 1850 submitted by the Session Judge of Cuddapah under date the 18th ultimo.

(Hereunder F. No. 321 of 1850)

Read Calendar of Cases No 30 of 1850 submitted by the Session Judge of Chittoor under date the 2d May 1850.

F.116.

Wednesday 5th June, 1850. At a Court of the Fingalarea Adalut.

Present.

G. L. Cooper, Esquire - 1st Puisne Judge.
E. D. Thompson, Esquire - 2d Puisne Judge.
N. Jones, Esquire Advt. - 3d Puisne Judge.

Circular. The Court of Fingalarea Adalut resolve to direct that all Officers in charge of detached Gangs of Convicts do furnish this Sessions Judge a monthly return exhibiting the manner in which the Prisoners have been employed in the form now used by Sessions and Subordinate Judges noting thereon as required in the Order of Fingalarea Adalut of the 5th April last, the number to whom the maximum rate of Diet has been issued.

Ordered, that Extract from these Proceedings be sent to the several Sessions Judges for their information and for communication to the

the usual Officers in charge of detached Gangs of Convicts within their respective jurisdictions.

/Sent following Cases No. 720/-

Rule Calendar of Cases No. 17 of 1850 of the Sessions Court of Coimbatore.

/Date Entered File No. 1197 of 1850/-

The Court of Foujdaree Adalut request that in future, when the Sessions Judge may have occasion to refer to any particular Prisoner in his proceedings upon the trial of a Case, he will either designate them by their names or by the numbers against their names from the general Calendar made by the Sessions Judge to the Prisoners so entered to facilitate reference in the proceedings of the Court of Foujdaree Adalut, if found difficult to know them identity.

Ordered, that a Copy of the Sessions Judge's proceedings be forwarded to the Sessions Judge of

his information and future guidance.

/Sent in No. 721/-

Rule Calendar of Cases No. 23 of 1850 of the Sessions Court of Cuddapah.

/Date Entered File No. 1204 of 1850/

In this case three Prisoners

1. were charged with having caused the death of the Prisoner's mother Mahommah, aged 55, by pushing open a door, and causing it to fall upon her, from the effects of which she died on the following day.

2. The Sessions Judge in connexion with the Futwa of the Law Officer convicts the Prisoner of culpable Homicide, and has sentenced the Prisoner to three year's imprisonment with hard labor in irons.

Adverting to the absence

3. of any apparent malice or even ill-will on the part of the Prisoner towards the deceased, and to the purely accidental circumstance under which she met her death, the Court of Foujdaree Adalut

Ubalut considers that a sentence of three months' imprisonment will adequately meet the demands of justice, and on the recommendation of the Sessions Judge the Court will be prepared to mitigate the Previous sentence accordingly.

Should the Sessions Judge dissent from the above opinion he will be pleased to submit a translation of the entire Record for the consideration of the Fouzdaree Adalut.

Ordered, that Cochard from these Proceedings be forwarded to the Sessions Judge of Hooghly by Parcel Post returnable within III days from and after its receipt.

Sent following Parcel Post No. 722/-

Read return dated the 9th January 1850 from the Sessions Judge of Cuttack in reply to the precept of the Fouzdaree Adalut under date the 5th ultimo directing that the sentence passed on Gobindee No. 30 of 1849 on the 2nd 3rd 4th and 7th Prisoners be annulled and

required to furnish security.

Vide Entry Fol. No. 89 of 1850/-

Read return dated the 22nd January 1850 from the Sessions Judge of Rajahmundry in reply to the precept of the Fouzdaree Adalut under date the 11th ultimo requiring the early submission of the proceedings in Cases Nos. 32, 34 and 37 of 1849 on the Rajahmundry Sessions Court's Calendar.

Vide Entry Fol. No. 219 of 1850/-

Read Criminal Reports dated the 15th February 1850 submitted by the Agent to the Governor of Fort St. George at Madras for the month of December 1849 (Supplemental) and January 1850.

Vide Entry Fol. No. 463 of 1850/-

Read return dated the 11th March 1850 from the Sessions Judge of Rajahmundry in reply to the precept of the Fouzdaree Adalut under date the 4th ultimo requiring him to specify the grounds of doubt on which security was demanded from the

the 1st Prisoner in Case No. 54 of 1849 on the Calendar and to report the reasons which induced him to abstain from directing the committal of the 1st, 4th and 6th Witnesses who having sworn to certain facts before the Subordinate Court retracted when examined by the Sessions Court in view to their being put upon their trial for Perjury.—

Have entered Folio No. 673 of 1850/-

Read Communication dated 6th Ultimo from the Sessions Judge of Calicut forwarding copy of the Magistrate's return with reference to the Sessions Court's Precept of the 26th February last connected with case No. 22 of 1850 on the Criminal file of the Subordinate Court.—

Have entered Folio No. 1188 of 1850/-

Read letter dated the 7th Ultimo from the Sessions Judge of Tellicherry transmitting Petty Calendars of Magistrate of Malabar for 1st quarter of 1850.—

Have entered Folio No. 1201 of 1850/-

Ultimo from the Sessions Judge of Coimbatore submitting copy of an Extract from the proceedings of the Sessions Court under date the 7th instant held on review of the Petty Calendars of the Magistracy for the 1st Quarter of 1850 together with the Calendars in question.—

Have entered Folio No. 1247 of 1850/-

Read Criminal Reports dated the 15th Ultimo submitted by the Sessions Judge of Mangalapatam for the month of April 1850.—

Have entered Folio No. 1260 of 1850/-

Read return dated the 17th Ultimo from the Sessions Judge of Nellore to the precept of the Fouzdaree Adalut under date the 13th instant, calling for original Petty Calendars of the Magistrates.

Have entered Folio No. 1264 of 1850/-

Read return dated the 16th Ultimo from the Acting Sessions Judge of Tinnivelly to the precept of the Fouzdaree Adalut under date the 13th instant, directing the Original Petty Calendars

of

5th June, 1850.

of Cases disposed of by the Magistracy during
the 1st Quarter of 1850.

(Here enter F.C. No. 1266 of 1850)

Read Extract from the Proceedings of the Sessions Court of Chittagong
dated the 10th ultimo, enclosing the
Petty Calendars of Cases disposed of by
the Magistracy for the 1st Quarter of 1850.

(Here enter F.C. No. 1278 of 1850)

Read return dated the 18th
ultimo from the Sessions Judge of Chittagong
to the precept of the Foujdaree Adalut
under date the 15th ultimo requiring to
submit without any further delay the
Original Petty Calendars of Cases disposed
of by the Magistrate during the 1st
quarter of 1850.

(Here enter F.C. No. 1283 of 1850)

18th

K/K

F. C.

Friday
7th June, 1850.

At a Court of the Foujdaree Adalut.

Present

W. S. Hooper Esqr. — 1st Puisne Judge
W. P. Thompson Esqr. — 2nd Puisne Judge
A. Freese Esqr. — Acting 3rd Puisne Judge.

Read letter dated the 28th Ultimo,
from the Sessions Judge of Masulipatam submitting
for the final Judgment of the Foujdaree Adalut
the Record of Case No. 29 of 1850 of the Calendar
of the Sessions Court.—

(Here enter F.C. No. 1140 of 1850)

The Court of Foujdaree Adalut

Mr. G. S. Hooper
Mr. A. Freese

on a deliberate consideration of all the circumstances
of the case in evidence before them, being of opinion
that the proof against the prisoner
"Vodeboyenna Kristnoyah"
is sufficient to convict him of the crime of wilful
murder do convict him thereof; and under the
provisions of Section X Regulation VIII of 1802,
sentence him to suffer death by being hanged at
the usual time and place of execution.—

(Sent in No. 723)

Read again Calendar of Cases No. 34

of

of 1850 of the Sessions Court of Cuddapah
(Here enter F. No. No. 1116 of 1850)

Read also Return dated the 31st May 1850 from the Sessions Judge of Cuddapah to the Precept of the Fouzdaree Adawlut under date the 20th May 1850 conveying the observations on errors of the Court on the above Calendar —
(Here enter F. No. No. 1395 of 1850)

1.

In accordance with the recommendation made by the Sessions Judge in the foregoing Return, the Court of Fouzdaree Adawlut resolve to direct that the sentence recorded against the Prisoner x in the above case on his conviction of "Housebreaking and attempt at Theft" be mitigated to two years imprisonment with hard labor in irons —

x Lodoogoowadoo alias Wobadoo.

2.

The Sessions Judge will therefore be pleased to issue a fresh warrant in accordance with the foregoing resolution.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah for his information and guidance.
(Sent in No. 724)

(Read Return dated the 16th May 1850 made by the Sessions Judge of Chittoor to the Precept

15th May 1850, requiring the transmission of the original Petty Calendars of Cases disposed of by the Magistracy during the 1st Quarter of 1850.
(Here enter F. No. No. 1326 of 1850).

The Court of Fouzdaree Adawlut

Calendar of persons punished. Cases Nos 1 and 2.

observe that the Offences committed in each of these Cases appear to have been a "Misdemeanor" rather than a "Trespass" and should have been so designated in the Heading of the charge —

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor for his information and for communication to the Magistrate —
(Sent in No. 725).

Read Calendar of Case No. 16 of 1850 of the Sessions Court of Chittoor —
(Here enter F. No. No. 1390 of 1850).

The Court of Fouzdaree Adawlut

1.

approve of the recommendation made by the Sessions Judge in this Case that the Sentence recorded against the two Prisoners, on their conviction of "Housebreaking with intent to steal," be mitigated in the case of the first Prisoner to three years, and in that of the second Prisoner to 18 months imprisonment with hard labor in irons — and the Sessions Judge is authorized to issue

7th June 1850.

issue his Warrant accordingly.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor for his information and guidance.-

(Sent in No. 726).

Read Calendar of Case No. 28 of 1850. of the Sessions Court of Masulipatam.

(Here enter F. No. No. 1403 of 1850)

1.

The Court of Foujdaree Adawlut being of opinion that the grounds, upon which the Prisoner in this Case has been held to security are insufficient to justify such requisition, resolve to cancel the same and direct that the said Prisoner "Cokah Ganga Bhookanum"

be unconditionally set at liberty.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Masulipatam by Circuit returnable within III days from and after its receipt.-

(Sent following Circuit No. 717)

Read Letter dated the 28th May 1850. from the Sessions Judge of (illegible) transmitting in accordance with the resolution of the Court, an Extract from the proceedings of the Foujdaree Adawlut

F. No.

7th June 1850.

Case No. 11 of 1850 of the Sessions Court of Coimbatore.

(Here enter F. No. No. 1405 of 1850).

In accordance with the recommendation made by the Sessions Judge in the foregoing Case, the Court of Foujdaree Adawlut resolve to direct that the sentence recorded against the first Prisoner "Palany" (a female) on her conviction of "Housebreaking and Theft" be mitigated to five (5) years imprisonment with labor suitable to her sex.-

The Sessions Judge will be pleased to issue his warrant in accordance with the foregoing resolution.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Coimbatore for his information and guidance.-

(Sent in No. 728)

Read return dated the 16th Ultimo, from the Sessions Judge of Guntoor to the precept of the Foujdaree Adawlut under date the 13th Idem calling for the Petty Calendars of the Magistrate for the 1st Quarter of 1850.-

(Here enter F. No. No. 1381 of 1850).

Read letter dated the 16th Ultimo, from the Sessions Judge of Guntoor forwarding the original Petty Calendars of the Cases disposed of

of by the Magistracy during the 1st Quarter 1850.

(Here enter Fo. 86 No. 1285 of 1850).

Read return dated the 15th Ultimo, from the Sessions Judge of Calicut to the precept of the Fouzdaree Adawlut under date the 6th Idem, calling for the Magistrate's explanation respecting the discrepancy noticed in para 2 of the Sessions Judge's annual report of the 18th February last.

(Here enter Fo. 86 No. 1287 of 1850).

Read return dated the 18th Ultimo, from the Sessions Judge of Cuddapah to the precept of the Fouzdaree Adawlut under date the 10th Idem directing the submission of the Record of the trial in Case No. 59 of the Calendar for 1849.

(Here enter Fo. 86 No. 1288 of 1850).

Read return dated the 17th Ultimo, from the Sessions Judge of Coimbatore to the precept of the Fouzdaree Adawlut under date the 13th Idem requiring the submission of the Calendars of Cases disposed of by the Magistracy for the 1st Quarter 1850.

(Here enter Fo. 86 No. 1296 of 1850).

Read return dated the 18th Ultimo, from the Sessions Judge of Combaconum to the precept of the Fouzdaree Adawlut under date the 13th Idem requiring to submit the Original Petty

Calendars of the Magistracy for the 1st Quarter of 1850.

(Here enter Fo. 86 No. 1295 of 1850).

Read Calendar of Case No. 14 of 1850 submitted by the Sessions Judge of Bellary under date the 16th Ultimo.

(Here enter Fo. 86 No. 1305 of 1850).

Read letter dated the 18th Ultimo, from the Sessions Judge of Bellary transmitting the original dowle warrant issued by his Court in Case No. 13 on the Session Calendar for 1850, together with Copy of the Subordinate Criminal Judge's letter which accompanied it.

(Here enter Fo. 86 No. 1337 of 1850).

Read return dated the 18th Ultimo, from the Sessions Judge of Bellary to the precept of the Fouzdaree Adawlut under date the 13th Idem, directing the transmission of the Original Petty Calendars disposed of by the Magistracy during the 1st Quarter of 1850.

(Here enter Fo. 86 No. 1338 of 1850).

Read return dated the 21st Ultimo, from the Sessions Judge of Salem to the precept of the Fouzdaree Adawlut under date the 15th Idem calling for the Original Petty Calendars of Cases disposed of by the Magistracy during

7th June 1850.

during the 1st Quarter of 1830.

(Here enter F. C. No 1339 of 1850)

Read Calendar of Case No 13 of 1850. submitted by the Sessions Judge of Salem under date the 13th Ultimo.—

(Here enter F. C. No 1342 of 1850)

Read Criminal Reports dated the 30th April 1850. submitted by the Sessions Judge of Chingleput for the month of April 1850.—

(Here enter F. C. No 1353 of 1850)

Rs 18.0.

h/s

F. C.

Monday 10th June 1850

At a Court of the Tanjore Adalut

Present

The Hon'ble G. P. Hooper Esqre — 1st Puisne Judge

E. D. Thompson Esqre — 2d Puisne Judge

A. Forbes Esqre — Acting 3d Puisne Judge.

Read again Calendar of Case No 33 of 1850 of the Sessions Court of Tanjore.

(Here enter F. C. No 1096 of 1850)

Read also Return dated the 28th May made by the Sessions Judge of Tanjore to the Precept of the Tanjore Adalut under date the 20th May 1850, containing their observations and Orders on the above Case.—

(Here enter F. C. No 1393 of 1850)

In accordance with the recommendation made by the Sessions Judge in the enclosure of the foregoing Return, the Court of Tanjore Adalut resolve to direct that the Sentence recorded against the third Prisoner

G. P. Ramchagadoo

alias

G. Ramchagadoo —

be altered to five (5) years imprisonment with

with hard labor in irons - and the Session Judge is hereby authorized to issue his warrant accordingly.-

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Cuddapah for his information and guidance.-

(Sent in No. 7361

Read again Calendar of Case No. 40 of 1849 on the file of the Sessions Court of Cuddalore.-

(Here enter F.R. No. 2664 of 1849)

Read again also Miscellaneous Petition presented on the 11th April 1850 by Goonduppa Pedeyachy of Villiah Cuddalore.

(Here enter F. M. P. No. 77 of 1850)

Read also return under date the 29th May 1850 from the Session Judge of Cuddalore to the precept of the Fouzdaree Udalut dated the 13th May 1850, directing the transmission to the Fouzdaree Udalut of certain portions of the record of the case above referred to.-

(Here enter F. R. No. 1426 of 1850)

The Court of Fouzdaree Udalut

Mr. G. S. Hooper.
Mr. E. P. Thompson
and
Mr. A. Frese.

Udalut resolve to direct that the Session Judge will report for their information whether the houses of the prisoners in the case under notice were searched more than once and if so that he will specify the dates of the several searches made, stating by what Police Officer each search was conducted.-

The Session Judge will likewise be pleased to specify the dates of the discovery or delivery by the prisoners of the several articles of property produced, and in regard to the property discovered to state whether the prisoners were present when each article was found.-

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddalore by precept returnable within X days from and after its receipt.-

(Sent following Precept No. 7371

Ordered also that Extract from these Proceedings be granted to the Petitioner's Vakeel on his application.-

Read Miscellaneous Petition presented

presented on the 3d June 1850 by R. Teroo-
mala Row Vakeel on behalf of P. Loo-
ranna of Dillah Rajahmundry.—

(Here enter F. M. P. No. 90 of 1850)

Mr. G. S. Hooper
Mr. E. P. Thompson
and
Mr. A. Frese.

The Petitioner represents him-
self to be the nephew of the 4th Prisoner
in Case No. 9 of 1850 on the file of the
Sessions Court of Rajahmundry in whose
defence he sets forth certain circumstances
which he prays the Court to take into
consideration with the record of the case.

2.

The Court observe that the
case referred to has been already disposed
of, the 4th prisoner having been adjudged
to furnish security for his good beha-
viour and appearance when required,
and the Court see no reason to question
the propriety of the Sentence passed.—

Ordered that Extract from
these Proceedings be granted to the Petitioner's
Vakeel on his application.—

Read again letter dated the 24th April
1850 from the Sessions Judge of Madura,
submitting for the final judgment of the
Foujdaree Adalut the Records of Case No. 12
of

F. A.

10th June 1850

of 1850 on the Calendar of the Sessions Court

(Here enter F. A. No. 1087 of 1850)

Read also again return dated
15th May 1850 by the Sessions Judge of
Madura to the precept of the Court of
Foujdaree Adalut under date 8th Idem
calling for additional evidence upon certain
points in the referred Case No. XII on the
Calendar of the Sessions Court for 1850.—

(Here enter F. A. No. 1262 of 1850)

Read also further return dated 3d Instant
from the Sessions Judge of Madura to the
precept of the Foujdaree Adalut under date the
8th May 1850 directing to obtain all the evidence
that may be forthcoming in Calendar Case
No. XII of 1850.—

(Here enter F. A. No. 1475 of 1850)

Mr. G. S. Hooper
and
Mr. A. Frese.

The Court of Foujdaree
Adalut, on a deliberate consideration of
all the circumstances of the case in
evidence before them, being of opinion that
the proof against the Prisoner,
"Simma Saven"
is sufficient to convict him of the crime
of Wilful Murder, do convict him
thereof

thereof; and under the provisions of Section
X Regulation XIII of 1802 Sentence him to
suffer death by being hanged at the
usual time and place of execution.—

(Sent following Letter No. 738)

Read Calendar of Case No. 3
of 1850 submitted by the Session Judge
of Chicacole under date the 15th Ultimo.—

(Here enter F. C. No. 1354 of 1849)

Read Calendar in Case
No. 39 of 1850 submitted by the Session
Judge of Cuddapah under date the 21st
Ultimo.—

(Here enter F. C. No. 1356 of 1850)

Read Calendar of Case No. 10
of 1850 submitted by the Acting Sessions
Judge of Trichinopoly under date the
22d Ultimo.—

(Here enter F. C. No. 1362 of 1850)

Read letter dated 23d
Ultimo from the Acting Sessions Judge of
Trichinopoly submitting copy of a Return
received from the Magistrate of Trichinopoly
dated 22d to the Proceedings of the Session
Court of the 10th May 1850 on review of the
Petty

Petty Calendars for the past Quarter received
from the Magistrate which have been for-
warded to the Foujdaree Adalut.—

(Here enter F. C. No. 1375 of 1850)

Read letter dated the 20th Ultimo
from the Sessions Judge of Honore forward-
ing Criminal Report B received from the
Magistrate of Canara for April 1850 with
remarks of the Session Court.—

(Here enter F. C. No. 1380 of 1850)

Read return dated 21st Ultimo
from the Sessions Judge of Calicut to the
precept of the Foujdaree Adalut under date
the 13th idem calling for the Original Petty
Calendars of Cases disposed of by the
Magistracy during the 1st Quarter of 1850.—

(Here enter F. C. No. 1382 of 1850)

Read letter dated 21st Ultimo
from the Agent to the Governor in Ganjam
submitting Criminal Report No. 2 of the
Agents Court together with the Reports
B from the Principal Assistant and
Assistant Agents for April 1850.—

(Here enter F. C. No. 1386 of 1850)

Read

10th June 1850

Read Report A, dated 24th Ultimo submitted by the Sessions Judge of Calicut, of Case No. 102 of 1850 disposed of by the Sub. Judge of Calicut in April last with the Sessions Courts Proceedings thereon.—

(Here enter F. U. No. 1389 of 1850)

Read return dated 24th Ultimo from the Sessions Judge of Chicacole to the precept of the Foujdaree Udalut under date the 13th Idem directing him to submit without any further delay the Original Petty Calendars of Cases disposed of by the Magistracy during the 1st Quarter of 1850.—

(Here enter F. U. No. 1394 of 1850)

Read letter dated 25th Ultimo from the Head Assistant Magistrate of Malabar reporting the escape of a Convict.

(Here enter F. U. No. 1396 of 1850.)

Ex 1863

Tuesday
11 June 1850.

F. U.

At a Court of the Foujdaree Udalut.

Present

1st Puisne Judge.
2d Puisne Judge.
Acting 3d Puisne Judge.

G. A. Hooper Esquire
C. G. Thompson Esquire
A. Fraser Esquire

Read Letter dated 1st June 1850 from the Sessions Judge of Bellary forwarding the record of trial in case No. 104 of 1850 for the final judgment of the Foujdaree Udalut.

(Here enter Jail No. No. 1183 of 1850.)

Mr. C. G. Thompson and Mr. A. Fraser.

The Court of Foujdaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner "Goragah" is sufficient to convict him of the crime of Murder, do convict him thereof, but being of opinion under the circumstances of the case that the punishment to which the prisoner is liable under the provisions of Section X Regulation VIII of 1802 would, in this instance be too severe, the Court, under the provisions of Clause Second Section III Regulation IV of 1825, sentence him to be imprisoned and kept to Hard labor in irons on the public roads or other public works for and during the period of (14) fourteen years.

(Sentence No. 714.)

Read

Read Letter dated the 30th May 1850 from the Agent to the — Governor of Fort Saint George at Madras submitting a summary of the evidence taken on the trial of a prisoner charged with "wounding" in Case No 28 of 1850 on the file of his Court.

(Here Enter the No 1453 of 1850)

The Agent convicts the Prisoner Jumna Shetty Rajegaadee of the crime charged against him, and recommends that he be sentenced to hard labor in irons for a period of (3) three years under the provisions of Clause Sixth Section II. Regulation XV of 1802.

2. The Court of Sudder Adalat concur in the conviction of the prisoner and resolve to confirm the sentence proposed by the Agent.

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort Saint George at Madras for his information and guidance.

(Seal as No 7154)

Read Supplemental Return dated 28th May 1850 from the Sessions Judge of Cuddalapah to the precept of the Sudder Adalat under date the 13th May 1850, directing the submission of the Original Petty Calendars of Cases disposed of by the Magistracy during the 1st Quarter of 1850.

(Here Enter the No 1409 of 1850)

Read Calendar of Case No 43 of 1850 submitted by the Sessions Judge of Calicut under date the 25th May 1850.

(Here Enter the No 1412 of 1850)

Read Calendars of Cases No 12 and 16 of 1850 submitted by the Sessions Judge of Salem under date the 27th May 1850.

(Here Enter the No 1413 and 1412 of 1850)

Read Calendar of Case No 31 of 1850 submitted by the Sessions Judge of Masulipatam under date the 28th May 1850.

(Here Enter the No 1465 of 1850)

Read report dated 1st June 1850 submitted by the Sessions Judge of Salem, of Cases pending on the 31st May 1850 before him for a period in excess of 25 days.

(Here Enter the No 1468 of 1850.)

Read Calendar of Case No 20 of 1850 submitted by the Sessions Judge of Bellary under date the 30th May 1850.

(Here Enter the No 1451 of 1850)

Read report submitted by the Sessions Judge of Cuddalapah under date the 1st June 1850 of Cases pending on the 31st ult and committed for trial during the month of May 1850.

(Here Enter the No 1452 of 1850)

Read Report submitted by the Acting Sessions Judge of Tinnevelly under date the 1st June 1850 of Cases depending before him up to the 31st May 1850 in which the trial has been delayed beyond 25 days.

(Here Enter the No 1456 of 1850.)

Read report submitted by the Sessions Judge

11th June 1850

Judge of Bellary under date the 4th June 1850 of a case terminating on the 31st April 1850 before the Sessions Court for a longer period than 25 days.

2d 180.

/ Here enter No. 1159 of 1850 /

F. W.

Wednesday 12th June, 1850.

At a Court of the Foujdaree Adalut

Present.

G. S. Hooper Esqre — 1st Puisne Judge.
E. P. Thompson Esqre — 2nd Puisne Judge
A. Freese Esqre — Acting 3rd Puisne Judge.

Read Letter dated 20th May 1850. from the Session Judge of Masulipatam requesting that 100 Convicts may be transferred from some other Jail to his charge.

(Here enter F. W. No. 1347 of 1850).

The Court of Foujdaree Adalut observe that the limited number of Prisoners confined in the neighbouring Jails will not admit of any drafts being sent to Masulipatam at present. Upon the completion of the anicut at Rajahmundry the Gang there employed will be broken up and the Court of Foujdaree Adalut will then be prepared to comply as far as may be practicable with Mr. Dowdeswell's requisition.

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

(Sent. in No. 745)

Read

Read Calendar of Case No. 30 of 1850. on the file of the Sessions Court of Masulipatam.—

(Here enter F. C: No. 1444 of 1850).

The Court of Foujdaree Adalut approve of the recommendation made by the Session Judge in this case that the period of Imprisonment awarded to the prisoner be reduced to four years, and they authorize the Session Judge to issue his warrant accordingly.—

Ordered that Extract from these Proceedings be sent to the Session Judge of Masulipatam for his information and guidance.

(Sent in No. 746).

Read report dated 1st Instant, submitted by the Session Judge of Rajahmundry of Cases pending Trial before the Session Court on the 31st May 1850.—

(Here enter F. C: No. 1460 of 1850).

Read report dated the 1st Instant, submitted by the Session Judge of Nellore of Cases pending before the Session Court during the month of May 1850.—

(Here enter F. C: No. 1463 of 1850)

Read report dated the 3d Instant, submitted by the Session Judge of Masulipatam

of

12th June 1850.

of Cases pending on the 30th April, and committed for trial during the Month of May 1850. before the Session Court.—

(Here enter F. C: No. 1464 of 1850).

Read return dated the 6th Instant, from the Session Judge of Cuddalore to the precept of the Foujdaree Adalut under date the 31st Ultimo calling on the review of the Criminal Reports for the month of April 1850. for an explanation of the discrepancy apparent in the Report B.—

(Here enter F. C: No. 1468 of 1850).

Read letter dated the 1st Instant, from the Session Judge of Tellicherry reporting that no Case was before Session Court during May 1850. for a period in excess of 25 days from the date of commitment.—

(Here enter F. C: No. 1470 of 1850).

Read Calendar of Case No. 7 of 1850. submitted by the Session Judge of Tellicherry under date the 29th Ultimo.—

(Here enter F. C: No. 1471 of 1850).

Read return dated the 5th Instant, from the Session Judge of Nellore to the precept of the Foujdaree Adalut under date the 31st Ultimo, containing observations on Criminal Reports for April and directing that the prisoner in Case No. 30.

lies

be relieved from irons.—

(Here enter F. C. No. 1474 of 1850).

Read report dated the 3rd Instant, submitted by the Sessions Judge of Mangalore of Cases pending on the 30th April and committed for trial in the Month of May 1850. before him.

(Here enter F. C. No. 1477 of 1850).

Read Calendar of Case No. 21 of 1850. submitted by the Sessions Judge of Nellore under date the 6th Instant.—

(Here enter F. C. No. 1480 of 1850).

Read report dated the 1st Instant, submitted by the Sessions Judge of Honore of cases pending before him for a Period exceeding 25 days during the month of May 1850.—

(Here enter F. C. No. 1482 of 1850).

4th 1850.

4th

F. C.

Thursday 13th June 1850

At a Court of the Foujdaree Udalut

Present:

G. S. Hooper Esqre 1st Puisne Judge

E. P. Thompson Esqre 2nd Puisne Judge

A. Freese Esqre Acting 3rd Puisne Judge.

Read again letter under date the 15th May 1850 from the Session Judge of Cuddalore forwarding the Original Petty Calendars of Cases disposed of by the Magistrate and his Assistants during the Quarter ending the 31st March 1850.

(Here enter F. C. No. 1246 of 1850)

Read also return under date the 4th June 1850 from the Session Judge of Cuddalore to the precept of the Foujdaree Udalut dated the 29th May 1850 calling for certain information with reference to the Calendars submitted with the foregoing letter.

(Here enter F. C. No. 1455 of 1850)

The Court of Foujdaree Udalut observe that with reference to the manner in which the prisoner in Case No. 14 is shown to have

removed

removed from the neck of the Prosecutor's Child the
gold ornament he was charged with having stolen
viz: by cutting the string by which the ornament
in question was suspended, the offence charged
amounted to "Snatching" and should therefore
have been committed to the Criminal Court,
with a view to the trial of the case before the Court
of Session.

Ordered that Extract from these
Proceedings be forwarded to the Session Judge of
Cuddalore for his information and guidance
and for communication to the Acting Magistrate

(Sent in No. 750)

Read Criminal Report dated the
15th ultimo submitted by the Agent to the Governor at
Vizagapatam for the Month of April last

(Hereunto T. Ua. No. 1328 of 1850)

Read return dated the 17th May 1850
from the Agent to the Governor at Ganjam to the
Precept of the Tanjore Udalut under date the 9th
May 1850 giving effect to their orders for the commit-
ment of an order founded in Circular Order
No. 139.

(Hereunto T. Ua. No. 1336 of 1850)

F. No.

Friday — }
14th June 1850. } At a Court of the Fongdaree Udalut.

Present.

G. L. Cooper Esqre — 1st Puisne Judge.
C. D. Thompson Esqre — 2nd Puisne Judge.
A. D. Freese Esqre. Actg — 3rd Puisne Judge.

Read Letter dated the 1st Instant from the Sessions Judge of Vellore, applying for permission to make over the Child of the Prisoner in Case No 1 of 1850 of the Sessions Court of Vellore to the Magistrate to be dealt with agreeably to Section III of Act XIX of 1850.-

/Here enter F. No. No 1433 of 1850./

The Court of Fongdaree Udalut not approve of the arrangement suggested by the Sessions Judge in the foregoing Letter and authorise him to carry it into effect.-

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Vellore, for his information and guidance.-

/Sent in No 753/

Read

Read the following letter dated the 27th. May 1850 from the Sessions Judge of Chittoor.-

(Here enter F. Co. No. 1408 of 1850.)

1.

In the above communication the Sessions Judge submits for the consideration and Orders of the Court of Foujdaree Udalut, the point, whether, or not, it was competent to him to remand a case committed for trial by the Subordinate Judge with a view to its disposal by the latter Officer.-

2.

In the case referred to, it appears that one Prisoner was charged with "Poisoning", and the Subordinate Judge deeming the evidence for the prosecution such as to afford a reasonable probability of the conviction of the Prisoner, committed the case for trial before the Sessions Court, but it was remanded by the Sessions Judge on the ground that it was useless to place the Prisoner upon his trial on the evidence then before him. The Subordinate Judge doubts the legality of this proceeding, and requests that the point may

be referred for the consideration and orders of the Foujdaree Udalut.-

3.

The Court of Foujdaree Udalut have given their careful consideration to the documents submitted with the letter of the Sessions Judge, and they are of opinion that, under the circumstances therein set forth, the course pursued by that Officer in the case referred to was erroneous, and the arguments advanced by him in support of the same, they consider to be generally untenable.-

4.

The Proceedings of the Foujdaree Udalut under date the 2nd June 1847, adverted to in the third para of the Sessions Judge's Letter, the Court observe, merely authorize the remand of cases improperly committed, but the Court do not consider that the terms "improperly committed" can be justly applied to a case of the nature of the one now under consideration.-

5.

In regard to this case the Court are of opinion that it was clearly the duty of the Sessions Judge to have proceeded

proceeded with the said trial, and, if in the course thereof, it appeared to him that further evidence might be procured, he might then have made the necessary arrangements to secure the same; and if, finally, the evidence might have been deemed still insufficient to justify the conviction of the Prisoner, it would have been open to the Sessions Judge either to have released her unconditionally, or to have pursued the course which the Subordinate Judge has now done of demanding Security from her.-

Ordered, that Extracts from these Proceedings, be forwarded to the Sessions Judge of Chittoor, for his information and for communication to the Subordinate Judge.-

/Sent in No. 754/

Read letter dated the 11th Instant, from the Sessions Judge of Chingleput, referring for the final judgment of the Provincial Udalut the Records of Trial in Case No. 11 of 1850.-

/Here enter F.C. No. 1509 of 1850/

Mr. G. S. Cooper

The Court of Foujdaree Udalut, on

F.C.
14th June 1850

on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner,

"Woonay Shellen."

is sufficient to convict him of the crime of Rape, for which, in the absence of the requisite conditions of Hudd, discretionary punishment is awardable under the Mohummedan Law, as declared in fatwahs of their Law Officers, do convict him thereof; and do under the provisions of Clause third, Section VII Regulation XV of 1803, and Section XXXIV Act VII of 1843, sentence him to be imprisoned and kept to hard labor in irons, on the public roads or other public works for and during the period of (3) three years.-

/Sent in No. 755/

Ld 18/6

GL

F. H.

Saturday 15th June, 1850.

At a Court of the Fouzdaree Adalut.

Present.

G. S. Hooper Esqr.—1st Puisne Judge
E. P. Thompson Esqr.—2nd Puisne Judge
A. Freese Esqr.—Acting 3rd Puisne Judge.

Read letter dated the 7th Instant, from the Sessions Judge of Calicut submitting for the final Judgment of the Fouzdaree Adalut the Record of Case No. XXXII of 1850. of the Calendar of the Session Court.—

(Here enter F. H.: No. 1514 of 1850).

Mr. A. Freese.

The Court of Fouzdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the Prisoners,

1st. Cheroonen Palen.

and

3rd. Pauen Ayapen.

are not convicted on presumptive proof, or on the evidence of credible witnesses or on their own confessions of the crimes charged, do acquit them thereof; but considering that strong suspicion, though not amounting to conviction, attaches to them, they direct.

direct that under clause sixth Section II Regulation XV of 1803, and Section XXXIV Act VII of 1843 they be required to find two sureties in (15) fifteen Rupees each security for their good behaviour and appearance when required within 2 Years, or in default thereof that they be detained for Two years in confinement.—

(Sent in No. 757).

Read return dated the 25th Ultimo, from the Sessions Judge of Cuddapah to the Precept of the Foujdaree Adalut under date the 20th Idem conveying their instructions on the Criminal Reports for the month of March 1850.—

(Here enter F: 16: No. 1377 of 1850).

Read return dated the 29th Ultimo from the Sessions Judge of Rajahmundry to the Precept of the Foujdaree Adalut under date the 25th Idem directing the unconditional release of the Prisoner in Case No. 10 of 1850 on the Calendar and the restoration to him of Rupees 17.—

(Here enter F: 16: No. 1418 of 1850).

Read report dated the 1st Instant submitted by the Sessions Judge of Cuddalore of cases pending on the 31st May 1850 committed for trial during the month of May 1850. before the Sessions Court.—

(Here enter F: 16: No. 1425 of 1850)

Read

Read supplemental Return dated the 30th Ultimo from the Sessions Judge of Cuddapah to the Precept of the Foujdaree Adalut under date the 20th Idem conveying their instructions on the Criminal Reports for the month of March 1850.—

(Here enter F: 16: No. 1427 of 1850).

Read letter dated the 1st Instant, from the Sessions Judge of Chingleput reporting that no cases to be reported on as required by the Circular letters dated 16th October 1844 and 21st January 1845, were pending last month before the Sessions Court.—

(Here enter F: 16: No. 1429 of 1850).

£s 18.0.

hjk

J. U.

Monday
17th June 1850. At a Court of the Foujdaree Udalut

Present

W.R. G. S. Hooper Esqre 1st Puisne Judge
E.P. C. P. Thompson Esqre — 2nd Puisne Judge
Wm. H. Irvine Esqre 3rd Puisne Judge

Read again letter dated the 18th Ultimo from the Session Judge of Masulipatam, forwarding for the final judgment of the Foujdaree Udalut the record of case No. 18 of 1850.

(Vide letter F.U. No. 1374 of 1850)

Read also returns under date the 10th June 1850 from the Session Judge of Masulipatam, to the Precept of the Foujdaree Udalut under date the 4th June 1850, desiring to be informed whether the age of the prisoner in Case No. 18 of 1850 on the file of the Sessions Court, who in the Pension Certificate is stated to have been about 47 years old in 1843 is correctly represented in his defence to be 70 years.

(Vide letter F.U. No. 1334 of 1850)

The

17th June 1850

Mr. A. Freeze

In the Court of Foujdaree Adaulut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the Proof against the Prisoner

"Tola Seetaramoodoo
alias
Seetaramu"

is sufficient to convict him of the crime of Fraud, for which according to the Mahomedan Law as declared in futwas of their Law Officer discretionary punishment is awardable, do convict him thereof - and under the provisions of Clause Seventh Section II Regulation XV of 1803, and Section XXXIV Act XVII of 1843, sentence him to be imprisoned and kept to hard labour in irons, on the public roads or other public works for and during the period of (4) four years.

(Sentence in Dr. 759)

Read Miscellaneous Petition presented on the 29th April 1850 by T. Ramachandriah Vakil on behalf of Seroomala Rowtalu Read Jewabundee

17th June 1850

Jewabundee in the Principal Sudder Ameen's Court at Tadepilly-

Regular Suit No. 13 of 1850.

The Petitioner appeals.

M. Cly & Master and W. P. Thompson

Copy of Tadepilly order under date the 7th December 1849 directing his dismissal from his situation of Head Jewabundee in the Court of the Principal Sudder Ameen for having made an alteration in a Petition presented to the Court in a Criminal Case pending before it.-

1 The Petitioner denies that the alteration in question was made by him alleging that it was made by the Vakeel of the Prosecutor in the case in question with the consent of the Prosecutor on whose behalf the Petition had been presented.-

2 The Petitioner likewise states that the Petition in question was not filed having been returned to the Vakeel by order of the Principal Sudder Ameen and on this ground he contends that

17th June 1850 that he could have had no object in making an alteration in its contents.

The Court of Sudder and Foujdaree Adalut are of opinion that the punishment the Petitioner has already undergone is sufficient for any irregularity he may have committed in the matter which led to his dismissal, and adverting to the Petitioners lengthened service and the high character he had previously borne as shewn in the Testimonials produced by him, the Court of Sudder and Foujdaree Adalut resolve to direct that he be restored to his situation of Head Sazadonaish in the Court of the Principal Sudder Ameen.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Tipperah by Precept returnable within 7 days from and after its receipt.

(Sent following Precept No. 700)

Ordered also that Extract

17th June 1850 Extract from these Proceedings be granted to the Petitioner on his application.

Read Miscellaneous Petition presented on the 10th June 1850 by Lutchmee Bullah Chittoor-ee enter Sml. No. 92 of 1850

Mr. G. Hooper
Mr. J. Thompson
and
Mr. A. Steele

The Petitioner is referred to the former orders passed by the Court of Foujdaree Adalut in the matter to which this Petition refers

Ordered that Extract from these Proceedings be granted to the Petitioner on his application.

Read a joint Miscellaneous Petition presented on the 18th April 1850 by Sree Ramanarayan Mookhtar Vakeel on behalf of Rungachary and Others of Tillah Tipperah (Here enter Sml. No 80 of 1850.)

Read also Miscellaneous Petition presented on the 10th June 1850 by the same Vakeel on behalf of the same Parties (Here enter Sml. No 98 of 1850) Fee

17th June 1850

The Court of Foujdaree Udalut, resolve to direct that the

Petition No 80 of 1850 English Translation of the foregoing Petition be forwarded to the Acting Session Judge of Trichinopoly with instructions to that officer to submit for their consideration a copy of the order passed by the Magistrate in the matter to which the Petitioners refer, and from which order they appeal to the Sessions Judge together with copies of any other Proceedings that may have been called for by the Sessions Judge Mr. Greenway, and of the order of the late Provincial Court in the Southern Division dated the 14th December 1835 to which the Petitioners allude.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Trichinopoly for his information and guidance by Precept returnable within X days from and after its receipt.

(Sent following Precept No 701)

Ordered

17th June 1850

Ordered also that Extract from these Proceedings be granted to the Petitioners Vakeel on his application.-

Palaniyappa of Combaconum, moves the Court to return the Enclosures in her Miscellaneous Petition No 83 of 1850.-

Ordered accordingly.-

Read letter under date the 3rd June 1850 from the Sessions Judge of Calicut transmitting the warrant issued for the execution of the Sentence of death passed on the Prisoner in Case No 110 of 1850 on the Calendar of the Sessions Court Zillah Calicut with the endorsement of the Subordinate Judge and copy of his report under Circular Order dated 3rd May 1830.-

(Vide Jud No 1484 of 1850)

Read Calendar of Case No 16 of 1850 submitted by the Sessions Judge of Rajahmundry under date 5th June 1850.-

(Vide Mis Jud No 1487 of 1850

Re

17th June 1850

1

Read report submitted by the Sessions Judge of Calicut under date 1st June 1850 of Cases pending on the 30th April and committed for trial during the months of May 1850.-

(Here enter Fc. No 1493 of 1850)

Read Calendar of Case No 14 of 1850 submitted by the Sessions Judge of Calicut under date the 5th June 1850.-

(Here enter Fc. No 1495 of 1850)

Read Calendar of Case No 10 of 1850 submitted by the Session Judge of Cuddalore under date the 8th June 1850.-

(Here enter Fc. No 1496 of 1850)

Read Calendar of Case No 43 of 1850 submitted by the Sessions Judge of Cuddapah under date the 8th June 1850.-

(Here enter Fc. No 1502 of 1850)

Read Calendar of Case No 21 of 1850 submitted by the Sessions Judge of Bellary under date the 8th June 1850.-

(Here enter Fc. No 1506 of 1850)

Fc.

17th June 1850

Read Calendar of Case No 22 of 1850 submitted by the Sessions Judge of Bellary under date the 8th June 1850.-

(Here enter Fc. No 1507 of 1850)

Read return under date the 8th June 1850 submitted by the Sessions Judge of Guntoor to the Precept of the Joydaree Adalut dated 31st May 1850 ordering a further mitigation in the sentence of the Prisoner in Calendar No 11 of 1850 than that recommended by the Sessions Judge and directing that that term of his imprisonment be reduced to 5 years.-

(Here enter Fc. No 1510 of 1850)

Read Calendar of Case No 10 of 1850 submitted by the Session Judge of Chittoor under date the 1st June 1850.-

(Here enter Fc. No 1511 of 1850)

Read Calendar of Case No 12 of 1850 submitted by the Session Judge of Mangalore under date the 6th June 1850.-

(Here enter Fc No 1512 of 1850)

17th 1850

F. Ude.

Thursday
20th June 1850. At a Court of the Fouzdaree Udalut

Present.

G. S. Cooper Esqre. ——— 1st Puisne Judge.
E. P. Thompson Esqre. ——— 2nd Puisne Judge.
H. Freese Esqre. Actg. ——— 3d Puisne Judge.

Read Calendar of Cause

No. 20 of 1850 of the Sessions Court of Vellore.

(Here enter F. Ude. No. 1479 of 1850)

With reference to the small
1.
value of the property stolen in this case,
and to the absence of any aggravating
features in it, the Court of Fouzdaree
Udalut are of opinion that the sentence
recorded against the first Prisoner may
with propriety be reduced to five (5) years'
imprisonment with hard labor in irons.

2. Should the Sessions Judge
be able to concur in the above view of the
case, he will be pleased to submit a recom-
mendation for the mitigation of the Prisoner's
sentence accordingly. If he dissents there-
from he will be pleased to submit a
translation of the entire record for the consider-
ation of the Fouzdaree Udalut.

Ordered,

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Vellore, by Precept returnable within III days, from and after its receipt.-

(Sent following precept. No 770)

Read Calendar of Case. No 19 of 1850 of the Sessions Court of Coimbatore-

(Here enter F. C. No 1481 of 1850)

The Court of Fouzdaree Udalut resolve to accede to the recommendation made by the Sessions Judge in this case that the sentence recorded against the first, second and third Prisoners on their conviction of Gang Robbery be mitigated to Six (6) years' imprisonment with hard labor in irons, and the Sessions Judge is hereby authorised to issue his warrants accordingly.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Coimbatore, for his information.-

(Sent in No 771)

Read Calendar of Case. No 45 of 1850 of the Sessions Court of Cuddapah

(Here enter F. C. No 1515 of 1850)

The

1. The Court of Fouzdaree Udalut approve of the recommendation made by the Sessions Judge in this case that the sentence recorded against the Prisoner on his conviction of "House breaking and Theft" be mitigated to two years' imprisonment with hard labor, but without irons- and the Sessions Judge is authorised to issue his Warrant accordingly.-

2. The Court of Fouzdaree Udalut request that in future similar cases the nature of the prescribed sentence which may be passed by the Sessions Judge may be stated in detail, and the Court further request that, when the youth of a Prisoner may be pleaded in extenuation of his offence, his age may be specified.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Cuddapah for his information and guidance.-

(Sent in No 772)

Read Calendar of Case No 32 of 1850 of the Sessions Court of Masulipatam

(Here enter F. C. No 1497 of 1850)

The

20th June 1850.

1. The Court of Fonjdaree Udalut, seeing reason to question the propriety of the disposal of this case, resolve to direct that an English translation of the entire Record be submitted for their consideration with the least possible delay.-

2. The Sessions Judge will be pleased to report for the information of the Fonjdaree Udalut whether any report was made to the Police of the robbery having occurred previous to the accusation being preferred against the Prisoners in this case.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Masulipatam, by Precept returnable within XXV days, from and after its receipt.-

(Sent following precept No. 773)

Read again Calendar of Case No. 23 of 1850 of the Sessions Court of Cuddapah-

(Here enter F. C. No. 1204 of 1850)

Read also Return dated the 10th June made by the Sessions Judge of Cuddapah to the Precept of the Fonjdaree Udalut under date

F. C.
20th June 1850.

date the 5th June, conveying the observations and orders of the Court on the above case.-

(Here enter F. C. No. 1505 of 1850.)

In accordance with the recommendation made by the Sessions Judge in the foregoing Return, the Court of Fonjdaree Udalut resolve to direct that the sentence recorded against the three Prisoners in the above case be mitigated to three (3) months' imprisonment with hard labor in irons.-

The Sessions Judge will be pleased to issue a fresh warrant in accordance with the foregoing resolution.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Cuddapah, for his information and guidance.-

(Sent in No. 774)

H. Vidal

F. No.

Saturday
22nd June 1850

At a Court of the Tongdaree Udalut.

Present.

G. S. Hooper Esqre. —— 1st Puisne Judge.
C. P. Thompson Esqre. —— 2nd Puisne Judge.
A. Fraser Esqre. Offg. —— 3rd Puisne Judge.

Read Letter dated the 8th June 1850 from the Subordinate Judge of Mangalore, requesting the permission of the Tongdaree Udalut to offer a conditional pardon to "Eeroo" and a "Tunkaroo," 5th and 6th Prisoners in Case No. 93 of 1850 on the file of the Criminal Court.

(Here enter F.R. No. 1545 of 1850.)

Upon a careful consideration of the circumstances set forth in the foregoing communication, and of the documents therewith submitted, the Court of Tongdaree Udalut resolve in exercise of the Authority vested in them by Section XII. Regulation XIII of 1832, and under the conditions specified in Section XX. Regulation VIII of 1802, to authorise the Subordinate Judge to admit the said

said individuals "Caro" and "Tuntiaree" as approvers in the above case.

Ordered, that Extract from these Proceedings, be forwarded to the Subordinate Judge of Mangalore, for his information and guidance.

(Sent in No. 683)

Read Criminal Reports of the Sessions Court of Salem for May 1850.

(Here enter F. No. No. 1548 of 1850.)

Report B.
Case No. 94.

The Court of Fouzdaree Udalut are of opinion that the sentence recorded against the Prisoner in this case is unnecessarily severe, and they direct that the period of his imprisonment be reduced to six months. The Court at the same time deem it proper to draw the attention of the Sessions Judge to the great disproportion between the sentences passed in this and the two preceding cases.*

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Salem, for his information and guidance.

(Sent in No. 684)

Read

* Nos. 92-93.

Read the following letter dated the 10th June 1850 from the Sessions Judge of Calicut.

(Here enter F. No. No. 1532 of 1850.)

The Sessions Judge, adverting
1. to the Proceedings of the Fouzdaree Udalut under date the 4th June, directing the re-committal and trial of the Prisoner in Case No. 42, states that the said Prisoner has since been unconditionally released by the Subordinate Judge, on the ground that the evidence was of too suspicious a nature to be credited, and under the circumstances the Sessions Judge solicits the further instructions of the Fouzdaree Udalut.

With reference to the fore-
2. going statement the Court of Fouzdaree Udalut observe that there is no necessity for the re-committal or trial of the Prisoner.

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Calicut, for his information.

(Sent in No. 685)

Read.

22nd June 1850.

Read Calendar of Case No. 6 of 1850 of the Sessions Court of Tellicherry.

(Here enter F. Vo. No. 1525 of 1850.)

The crime of which the Prisoner in this case was convicted not having been especially provided for by any Regulation, nor by any stated penalty in the Mahomedan Law, the Court of Foujdaree Udalut observe that sentence should have been passed upon him under Clause Seventh, Section II, Regulation XV of 1803 in lieu of the second clause of that Enactment as cited in the Sentence.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Tellicherry, for his information and guidance.-

(Sent in No. 686.)

Read Letter dated the 12th June 1850 from the Sessions Judge of Masulipatam, requesting permission to offer a conditional pardon to Vittanla Ramanah, and Singaloory Lutchmunarrainah, 4th and 5th Prisoners in Case No. 35 of 1850 on the file of the Sessions Court of

F. Vo.

22nd June 1850.

of Masulipatam.

(Here enter F. Vo. No. 1544 of 1850.)

Upon a careful consideration of the circumstances set forth in the foregoing communication and of the documents therewith submitted, the Court of Foujdaree Udalut resolve, in exercise of the authority vested in them by Section XII, Regulation XIII of 1832, and under the conditions specified in Section XX, Regulation VIII of 1802, to authorise the Sessions Judge to admit the individuals "Vittanla Ramanah" and "Singaloory Lutchmunarrainah" as approvers in the above case.-

Ordered, that Extract from these Proceedings, be forwarded to the Sessions Judge of Masulipatam for his information and guidance.-

(Sent in No. 687.)

Read returns dated the 19th March 1850 from the Sessions Judge of Masulipatam to the Precept of the Foujdaree Udalut under date the 13th Instn containing their observations and orders upon the Calendar of Case No. 58 of the Sessions Courts file.-

(Here enter F. Vo. No. 742 of 1850.)

Read

22d June 1850.

Read Calendar of Case No 7 of 1850, submitted by the Sessions Judge of Coimbatore under date the 20th March 1850.

(Here enter F No No 918 of 1850.)

Read Calendar of Case No 9 of 1850, submitted by the Sessions Judge of Coimbatore under date the 25th March 1850.

(Here enter F No No 953 of 1850.)

Read Calendar of Case No 11 of 1850 submitted by the Sessions Judge of Rajahmundry under date the 2d April 1850.

(Here enter F No No 1021 of 1850.)

Read return dated the 6th May 1850 from the Subordinate Judge in charge of the Sessions Court of Rajahmundry explaining the circumstances and orders on the Monthly Criminal Reports for March 1850.

(Here enter F No No 1191 of 1850.)

Read return dated the 20th May 1850 from the Subordinate Judge in charge of the Sessions Court of Rajahmundry to the precept of the Fouzdaree Adalut under date the 13th Idem requiring him to submit the Original Monthly Calendars of Cases disposed of by the Magistracy during the 1st Quarter of 1850.

(Here enter F No No 1384 of 1850.)

22d June 1850.

Read return dated the 22nd Ultimo from the Sessions Judge of Masulipatam in the precept of the Fouzdaree Adalut under date the 13th Idem calling for the Petty Calendars of the Magistracy for the 1st Quarter of 1850.

(Here enter F No No 1384 of 1850.)

F. U.

Monday 24th June 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre ——— 1st Puisne Judge
E. P. Thompson Esqre — 2nd Puisne Judge
A. Freese Esqre — Acting 3rd Puisne Judge.

Dasayee Narraniasamy Chetty of Chingleput, moves the Court to return the enclosures in his Miscellaneous Petition No. 276 of 1848.-

Ordered accordingly.-

Read Calendar of Case No. 20 of 1850. submitted by the Sessions Judge of Coimbatore under date the 31st Ultimo.-

(Here enter F. U. No. 1516 of 1850).

Read return dated the 7th Instant from the Sessions Judge of Chittoor to the precept of the Foujdaree Adalut under date the 4th Idem, conveying their remarks on the Sentence of the Hindoo Sudr Ameen in Cases Nos. 66 and 67 of 1850. in the Criminal Report B for April last.-

(Here enter F. U. No. 1518 of 1850).

Read Calendar of Case No. 22 of 1850. submitted by the Sessions Judge of Nellore under date the 12th Instant.-

(Here enter F. U. No. 1521 of 1850).

Read.

24th June 1850.

Read Calendar of Case No. 8 of 1850 submitted by the Session Judge of Tellicherry under date the 3rd Instant.

(Here enter F. C. No. 1526 of 1850)

Read further return dated the 11th Instant from the Session Judge of Salem to the precept of the Foujdary Adalut dated the 13th Ultimo, calling for the Original Petty Calendars of Cases disposed of by the Magistracy during the 1st Quarter of 1850.

(Here enter F. C. No. 1529 of 1850)

F. C.

Tuesday 25th. June 1850.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre. — 1st. Puisne Judge

E. P. Thompson Esqre. — 2nd. Puisne Judge

A. Freese Esqre. — Acting 3rd. Puisne Judge

Read Calendar of Case No. 40 of 1850. of the Session Court of Cuddapah.

(Here enter F. C. No. 1539 of 1850)

The Court of Foujdaree Adalut direct

1.

that the annexed remarks of the Cazee ool Coozat upon the Futwa recorded in the foregoing Case be communicated to the Mohamedan Law Officer for his information and future guidance.-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Cuddapah for his information and guidance.-

(Sent in No. 691).

Read the following Letter dated the 12th. June 1850, from the Sessions Judge of Mangalore.-

(Here enter F. C. No. 1556 of 1850).

With the above Letter the Sessions

1.

Judge submits for the consideration of the Court.

of.

of Foujdaree Adalut copies of a correspondence between the Subordinate Judge, and the Magistrate of Canara, in which the latter officer solicits that the opinion of the Foujdaree Adalut may be obtained on the question "how far the Police is justified in "admitting as evidence, where no other is available, "parties, who though not directly concerned in the "perpetration of a crime, may have come within "the legal definition of accessaries after the fact, by "some subsequent, or indirect participation in it."

2. The Court of Foujdaree Adalut are not prepared to lay down any fixed rules for observance in all cases, in which, it is obvious, the leading features may differ materially from each other; nor do the Court consider that it would be expedient to give Police officers in general discretion to act in the manner suggested by the Magistrate. Police officers must, and do act much on their own discretion, and are necessarily guided in a great measure by the particular circumstances of each Case, and when they fall into error, it becomes the duty of their immediate superior, the Magistrate, or the Session Judge to instruct and put them right.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Mangalore for his information and for communication to the Subordinate Judge and Magistrate.—

(Sent in No. 692).

Read letter under date the 12th June 1850 from the Session Judge of Rajahmundry (Here enter F. C. No. 1558 of 1850).

Under the circumstances represented in the letter of the Joint Magistrate of Rajahmundry a copy of which has been submitted with the foregoing letter, the Court of Foujdaree Adalut resolve to recall the order contained in their proceedings of the 29th Ultimo for the removal of Cankey Tummy from the Talook of Gootala.

Ordered that Extract from these Proceedings be sent to the Session Judge of Rajahmundry for his information and for communication to the Magistrate.—

(Sent in No. 693).

Read Criminal Reports of the Session Court of Nellore for the Month of May 1850.

(Here enter F. C. No. 1564 of 1850).

Report B. Case No. 69.

1. The period of imprisonment awarded to the Prisoner in this Case being limited to six months, the Court observe, sentence should have been passed

Read Calendar of Case No. 18 of 1850 submitted by the Session Judge of Mangalore under date the 11th Instant.-

(Here enter F. C. No. 1541 of 1850).

Read Communication dated the 11th Instant, from the Session Judge of Calicut submitting with reference to his Return of the 21st Ultimo on the Petty Calendars disposed of by him during the 1st Quarter of 1850.-

(Here enter F. C. No. 1543 of 1850).

Read report B dated 13th Instant submitted by the Session Judge of Masulipatam of persons apprehended in the Zillah of Masulipatam and delivered to him in the Month of May 1850.-

(Here enter F. C. No. 1549 of 1850).

Read Criminal Reports dated the 11th Instant submitted by the Session Judge of Guntoor for the Month of May 1850.

(Here enter F. C. No. 1550 of 1850).

Read Criminal Reports and Statements dated the 15th Instant submitted by the Session Judge of Trichinopoly for the Month of May 1850.-

(Here enter F. C. No. 1551 of 1850).

Read Criminal Report dated the 1st Instant submitted by the Session Judge of Chittoor

Chittoor for the Month of May 1850.-

(Here enter F. C. No. 1552 of 1850).

Read Criminal Reports dated the 1st Instant submitted by the Subordinate Judge in charge of the Session Court of Combaconum for the Month of May 1850.-

(Here enter F. C. No. 1553 of 1850).

Read Calendar of Case No. 13. of 1850. submitted by the Acting Session Judge of Trichinopoly under date the 14th Instant.-

(Here enter F. C. No. 1554 of 1850).

Ct. 18/6.

Gk

F. C.

Thursday 27th June 1850. At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esqre —— 1st Puisne Judge
E. P. Thompson Esqre — 2nd Puisne Judge
A. Freese Esqre — Acting 3rd Puisne Judge

Read Calendar of Case No. 13 of 1850 of the Session Court of Cuddalore.

(Here enter F. C. No. 1588 of 1850).

1. Before passing their final Orders on this Case the Court of Foujdaree Adalut require to be informed of the cause of the great delay which appears to have occurred in the apprehension of the Prisoner, whether or not he was apprehended on the old warrant, and also whether he has been living with his wife, the Prosecutrix, at any period subsequent to the commission of the assault. And in submitting this information the Session Judge will be pleased to furnish any explanation which he may have to offer in respect to the apparent severity of his sentence.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Cuddalore by Precept returnable within III days from

from and after its receipt.-

(Sent following Precept No. 698).

Read Calendar of Case No. 11 of 1850. submitted by the Acting Sessions Judge of Trichinopoly under date the 14th Instant.-

(Here enter F. C. No. 1555 of 1850).

Read supplemental Return dated the 12th Instant from the Sessions Judge of Chicacole to the Precept of the Foujdaree Adalut dated 13th May 1850. directing to submit the Original Petty Calendars of Cases disposed of by the Magistracy during the 1st Quarter of 1850.-

(Here enter F. C. No. 1561 of 1850).

Read Criminal Report dated the 15th Instant submitted by the Sessions Judge of Cuddalore for the Month of May 1850.-

(Here enter F. C. No. 1563 of 1850).

Read Calendar of Case No. 1 of 1850. submitted by the Sessions Judge of Nellore under date the 17th June 1850.-

(Here enter F. C. No. 1565 of 1850).

Read Calendar of Case No. 23 of 1850. submitted by the Sessions Judge of Nellore under date the 17th Instant.-

(Here enter F. C. No. 1566 of 1850).

Read Calendar of Case No. XXXV

27th June 1850.

of 1850. submitted by the Sessions Judge of Cuddalore under date the 15 Instant.-

(Here enter F. C. No. 1567 of 1850).

Rs 180.

F. D.

Saturday — 29th June 1850

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esqre —— 1st Puisne Judge

E. P. Thompson Esqre —— 2d Puisne Judge

A. Freese Esqre —— Acting 3d Puisne Judge

Read again Calendar of Case — No 20 of 1850 of the Sessions Court of Nellore

(Here enter F. D. No 1479 of 1850.)

Read also Return dated the — 22d June 1850 made by the Sessions Judge of Nellore to the Precept of the Foujdaree — Udalut under date the 20th June 1850, con- — -veying the Orders of the Court on the above Case.—

(Here enter F. D. No 1622 of 1850)

1 In accordance with the recom- — -mendation made by the Sessions Judge in the foregoing Return, the Court of Fouj- — -daree Udalut resolve to direct that the — Sentence recorded against the first — Prisoner in the above Case be mitigated to five (5) years' imprisonment with hard — labor in irons.—

2 The Sessions Judge will be pleased

pleased to issue a fresh warrant in ac-
cordance with the foregoing resolution.—

Ordered that Extract from
these Proceedings be forwarded to the
Sessions Judge of Nellore for his infor-
mation and guidance.—

(Sent in No. 701).

Read Calendar of Case No. 9 of
1850 of the Sessions Court of Chittoor.—
(Here enter F.W. No. 602 of 1850.)

It appears to the Court of Fouj-
daree Udalut on perusal of the Calendar of
this Case, that the only evidence against
the first Prisoner is his alleged confession
before the Police, and the discovery of the
Tobacco in his house.— Before passing
their final Orders, therefore, the Court re-
quire to be informed whether there were
any peculiarities in the discovered To-
bacco, which rendered it susceptible of
positive identification — and also whether
the Prisoner was called upon to account,
or offered any explanation, for its being
found in his House.—

Ordered that Extract from
these Proceedings be forwarded to the
Sessions

Sessions Judge of Chittoor by Precept return-
able within 10 days from and after its
receipt.—

(Sent following Precept No. 702)

Read Calendar of Case No. 22
of 1850 of the Sessions Court of Coimbatore.
(Here enter F.W. No. 1603 of 1850)

The Court of Foujdaree
Udalut approve of the recommendation
made by the Sessions Judge in this
Case that the Sentence recorded against
the two Prisoners on their conviction of High-
-way Robbery be mitigated to seven (7) years
imprisonment with hard labor in irons,
and the Sessions Judge is authorised to
issue his warrants accordingly.—

Ordered that Extract from
these Proceedings be forwarded to the
Sessions Judge of Coimbatore for his
information and guidance.—

(Sent in No. 703)

Read Calendar of Case No. 33 of
1850 of the Sessions Court of Masulipatam.
(Here enter F.W. No. 611 of 1850)

The Court of Foujdaree Udalut
approve

approve of the recommendation made by the Sessions Judge in this Case that the Sentence recorded against the Prisoner be mitigated to (8) eight years imprisonment with hard labor in irons - and the Sessions Judge is authorized to issue his warrant accordingly.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Masulipatam for his information :—

(Sent in No. 704)

Read letter dated the 20th instant from the Sessions Judge of Mangalore submitting for the final judgment of the Foujdaree Udalut the record of Case No. 19 of 1850 on the Calendar of the Sessions Court.—

(Here enter F.W. No. 1642 of 1850)

Mr. A. Freese

The Court of Foujdaree Udalut on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner,

"Matessa"

is sufficient to convict him of the crime of

of Perjury, do convict him thereof; and under the provisions of Clause 2nd Section 3rd Regulation XI of 1811 and Section XXXII Act VII of 1843, Sentence him to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (4) four years.—

(Sent following letter No. 705)

Read letter dated the 20th Instant from the Sessions Judge of Mangalore submitting for the final judgment of the Foujdaree Udalut the record of Case No. 9 of 1850 on the Calendar of the Sessions Court.—

(Here enter F.W. No. 1641 of 1850)

Mr. E. P. Thompson
and
Mr. A. Freese

The Court of Foujdaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the Prisoner,

"Bibla Moonda"

is sufficient to convict him of the crime of wilful murder, do convict him thereof; and sentence him to be transported to such place or places beyond Sea as the Governor in

in Council shall appear there to be imprisoned and kept to hard labor in irons on the public roads or other public works for, and during the period of his natural life.—

(Sent following letter No. 706)

Read Calendar of Case No. 15 of 1850 submitted by the Session Judge of Mangalore under date the 15th Instant.—

(Here enter F.W. No. 1592 of 1850)

Read Report dated the 1st Instant submitted by the Session Judge of Rajahmundry of Persons apprehended in his Zillah and delivered to the Criminal Judge in the month of May 1850.—

(Here enter F.W. No. 1594 of 1850)

Read Criminal Report dated the 15th Instant submitted by the Agent to the Governor of Fort St. George at Kurnool for the month of April (Supplemental) and May 1850.

(Here enter F.W. No. 1597 of 1850)

Read Calendar of Case No. 8 of 1850 submitted by the Session Judge of Honore under date the 13th Instant.—

(Here enter F.W. No. 1599 of 1850)

Read Calendar of Case

Do.

No. 14 of 1850 submitted by the Acting Sessions Judge of Tinnevelly under date the 17th Instant.

(Here enter F.W. No. 1600 of 1850)

Read Calendar of Case No. 10 of 1850 submitted by the Sessions Judge of Guntoor under date the 18th Instant.—

(Here enter F.W. No. 1601 of 1850)

Read letter dated the 17th Instant from the Sessions Judge of Masulipatam transmitting the Original Petty Calendars of the Magistracy for the 1st Quarter of 1850, accompanied by the Review of the Sessions Court.—

(Here enter F.W. No. 1607 of 1850)

Read letter dated the 18th Instant from the Sessions Judge of Masulipatam returning the Original Death Warrant issued by the Tonjodaree Udalut in Case No. 29 of 1850 on the file of the Sessions Court of Masulipatam and affording the explanations required by Circular Order dated 3d May 1830 respecting the execution of the Prisoner in the above Case.—

(Here enter F.W. No. 1609 of 1850.)

Read Report B dated the 15th Instant submitted

24th June 1850.

submitted by the Sessions Judge of Masulipatam of Criminal Cases disposed of by the Magistracy in the month of May 1850:-

(Here enter F. D. No. 1610 of 1850)

Read Calendar of Case No. 15 of 1850 submitted by the Acting Sessions Judge of Tinnevelly under date the 18th Instant:-

(Here enter F. D. No. 1614 of 1850)

Read Calendar of Case No. 12 of 1850 submitted by the Acting Sessions Judge of Tinnevelly under date the 15th Instant:-

(Here enters F. D. No. 1615 of 1850)

Read Calendar of Case No. 13 of 1850 submitted by the Acting Sessions Judge of Tinnevelly under date the 15th Instant:-

(Here enter F. D. No. 1616 of 1850.)

24th 1850.