277

1143

2838

F. U.

Monday
2d. July 1855. At a Court of the Foujdaree Udalut

Present

C. S. Hooper Esqre. —
W. A. Morehead Esqre. — Prisne Judges
T. L. Strange Esqre. —

Read Criminal Report B.
for the month of May 1855 Zillah Trichinopoly

(Here enter F. U. No 1477 of 1855.)

The Principal Sudr Amen

Case No. 28.

should have committed the prisoner in this
Case for trial before the Session Court on
an indictment for Murder, leaving it to
the Session Judge to determine the precise
nature and extent of his crime.

Ordered that Extract from
these proceedings be sent to the Session
Judge of Trichinopoly for his inform-
-ation.

(Sent in No. /

Read again Calendar of
Case No. 5 of 1855 on the file of the Ses-
-sion Judge of Chicacole.

(Here enter F. U. No. 1345. / 1855

Read

2nd July 1855.

Read also Return of the Sessions Judge to the Precept of this Court under date the 11th June 1855, calling upon the Sessions Judge for Explanation of the grounds upon which he thought it necessary to refer the above case for their disposal, he being himself competent to pass sentence therein.

(Here enter P. C. No. 1571 of 1855.)

Read also letter dated 16th June 1855 from the Sessions Judge transmitting an English translation of the proceedings held in the said case.

(Here enter P. C. No. 1575 of 1855.)

1. In the above Return the Sessions Judge states that his reason for referring the case for the decision of this Court was that the Futwah delivered by the Mahomedan Law Officer was for Ookoobut, that delivered in Case No. I of 1852, respecting which the Court were of opinion that the Sessions Judge might have passed sentence himself, having been for Deyut.

2. The Court of Sudder Udalut observe

2nd July 1855.

observe that the Sessions Judge should have required the Law Officer to declare the nature of the offence of which he considered the prisoner, and that the Sessions Judge should have passed his own sentence under Section XV. Regulation VII of 1802. The Court therefore resolve to return the translation of the proceedings and to direct the Sessions Judge to pass such sentence in the case as he may deem proper.

Ordered that Extract from these proceedings be sent to the Sessions Judge of Chingleput for his information.

(Sent in No.)

Read again Miscellaneous Petition presented on the 16th April 1855 by John Sachoo Menon Vakeel on behalf of Sabapady Pillay of Tillah Combaconum.

(Here enter P. C. No. 415 of 1855.)

Read also Return of the Acting Sessions Judge to the precept of this Court under date the 28th April 1855. calling for the record of the case alluded to in the above petition.

(Here enter P. C. No. 1333 of 1855.)

Petitioner

2nd July 1855.

Mr. G. S. Hooper.

1.

Petitioners brother Arcoonachella Pillay was indicted before the Head assistant Magistrate on a charge of extortion, and was convicted and sentenced by that Officer to six months imprisonment and a fine of ₹ 75. Rupees.

2.

The sentence having been confirmed by both the Magistrate and Acting Session Judge, petitioner has moved this Court to interfere and direct his brothers release, asserting that the charge against him was false and malicious.

3.

Before passing final orders on the petition the Court in their proceedings of the 28th April last called for the Record of the case which they have now received and perused.

4.

The Court of Foujdaree Adaulut having considered the proceedings held before the Head assistant Magistrate in the case in question, and heard all that the petitioners Vakeel had to urge on his behalf, see no reason to question the correctness of the decision passed by the

2d July 1855.

Head Assistant Magistrate and affirmed by the Magistrate and the Session Judge. The evidence contains no discrepancies of any importance, and all the circumstances of the case tend to establish the charge against petitioners brother. The Court therefore refuse to disturb the said decision, and accordingly reject this petition.

Ordered that Extract from these proceedings be sent to the Acting Session Judge of Combaconum for his information.

Ordered also that Extract from these proceedings be given to the Petitioners Vakeel on his application.

(Sent in No.)

Read letter under date the 1st June 1855 from the Session Judge of Coimbatore forwarding English translation of the record of case No. 15 of 1855, on the Calendar of the Session Court for the final judgment of the Court of Foujdaree Adaulut.

(Here enter F. A. No. 1174 of 1855.)

The Court of Foujdaree Adaulut,

Mr. W. A. Morehead and Mr. J. L. Strange.

on a deliberate consideration of all the circumstances of the case in Evidence before them, being of opinion that the Prisoners

1st Paras Imillum

2nd July 1855.

Mr. G. S. Hooper.

1.

Petitioner's brother Arounachella Pillay was indicted before the Head assistant Magistrate on a charge of extortion, and was convicted and sentenced by that Officer to six months' imprisonment and a fine of ₹ 75. Rupees.

2.

The sentence having been confirmed by both the Magistrate and Acting Session Judge, petitioner has moved this Court to interfere and direct his brother's release, asserting that the charge against him was false and malicious.

3.

Before passing final orders on the petition the Court in their proceedings of the 28th April last called for the Record of the case which they have now received and perused.

4.

The Court of Zoujdaree Adalut having considered the proceedings held before the Head assistant Magistrate in the case in question, and heard all that the petitioner's Vakeel had to urge on his behalf, see no reason to question the correctness of the decision passed by the Head

2d July 1855.

Head assistant Magistrate and affirmed by the Magistrate and the Session Judge. The evidence contains no discrepancies of any importance, and all the circumstances of the case tend to establish the charge against petitioner's brother. The Court therefore refuse to disturb the said decision, and accordingly reject this petition.

Ordered that Extract from these proceedings be sent to the Acting Session Judge of Combaconum for his information.

Ordered also that Extract from these proceedings be given to the Petitioner's Vakeel on his application.

(Sent in No.)

Read letter under date the 1st June 1855 from the Session Judge of Coimbatore forwarding English translation of the record of case No. 15 of 1855, on the Calendar of the Session Court for the final judgment of the Court of Zoujdaree Adalut.

(Here enter F. H. No. 1174 of 1855.)

The Court of Zoujdaree Adalut,

Mr. W. A. Morehead
and
Mr. J. L. Strange.

on a deliberate consideration of all the circumstances of the case in Evidence before them, being of opinion that the Prisoners

1st Para. Mallam

2d July 1855.

1st Parea Mullan
2d Caro Mullan
3d Annamalay
4th Devarannen
5th Shollegoundan
6th Sanapaty
7th Palany
8th Caroopen and
9th Arooaachellum

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 prisoners nine in number were charged with Long Robbery with open violence. The Law Officer convicted the 1st Prisoner on his Police confession, but acquitted the remaining prisoners. The Sessions Judge concurred with the Law Officer in the conviction of the 1st prisoner but dissenting from him as to the acquittal of the others referred the trial for the final judgment of the Foujdaree Udalut, recommending that a mitigated sentence of 7 years imprisonment with hard labor in irons should be passed.

2d July 1855.

2. The Court of Foujdaree Udalut are unable to concur with the Sessions Judge in his conviction of the prisoners, which rests Entirely on their identification in circumstances which in their opinion cannot with any degree of safety be relied on. The property which the Prosecutor alleges to be his has not been identified and is such as is to be found in any ones house. The Confession of the 1st prisoner is dated three days after his apprehension and is not to be depended upon.

3. In these circumstances the Court of Foujdaree Udalut resolve to acquit all the prisoners and to direct their immediate and unconditional release.

Ordered that Extract from these proceedings be sent to the Sessions Judge of Coimbatore for his information.

(Sent in No.)

Fd 18[illegible]

F. U.

Tuesday
3rd July 1855. At a Court of the Foujdaree Udalut.

Present.

G. S. Cooper Esqre. —
W. A. Morehead Esqre. — Puisne Judges
T. L. Strange Esqre. —

Read Calendar of Case No. 45 of 1855 of the Session Court of Bellary.

(Here enter F. U. No. 1490 of 1855.)

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case that the period of imprisonment which the Prisoner noted in the margin has been adjudged to suffer on his conviction of Highway Robbery, be reduced to 7/ Seven years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

Boya Hanoomah.

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

(Sent in No.)

Read Calendar of Case No. 20

of 1855 of the Session Court of Salem.

(Here enter F. C. No. 1495 of 1855.)

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case that the period of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their Conviction of Gang Robbery by open violence, be reduced to /5/ five years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

1. Nullanna
2. Chinna Palany
3. Goundan
4. Poodookody Palany
5. Colundaypida
6. Veerad
7. Kroonerpen
8. Ramaid
9. Vyaparetty.

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

(Sent in No.)

Read Calendar of Cases No. of 1855 of the Session Court of Cuddalore.

(Here enter F. C. No. 1496 of 1855.)

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case that the prisoner undergo the period of imprisonment which the Prisoner noted in the margin have been adjudged to suffer on their

1 Pundan
2. Sundregan.

~~the~~ their conviction of Highway Robbery, be reduced to /3/ three years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

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

(Sent in No.)

Read Criminal Report B. for the month of May 1855, Tillah Salem.

(Here enter F. C. No. 1478. of 1855.)

Cade No. 67.

1. It is not clear that any offence was proved against the prisoner in this case, judging from the merely nominal punishment awarded. If the prisoner was not really answerable for the fracture of the prosecutor's arm by having caused it in the performance of an unlawful act, he should have been acquitted altogether. If otherwise an adequate sentence should have been passed against him.

2. The Court of Foujdaree Udalut observe that the Cases entered in the abstract as under Examination do not appear in the Calendar B, as they ought to do.

Ordered

3rd July 1855.

Ordered that Extract from
proceedings be sent to the Session Judge
for his information.

(Sent in No)

The record of trial in
Case No 24 of 1855 in the Calendar of the
-sion Court of Cuddapah not having
received,

Ordered that the Sessi
of Cuddapah be required to submit the
-cord aforesaid without delay.

(Sent in No)

The records of trials
referred Cases Nos 12 and 15 of 1855 in the
Calendar of the Session Court of Cudd
not having been yet received, though
latter was called for on the 11th Inst

Ordered that the Sessio
Judge of Chittoor be required to subm
the records aforesaid with an Explanat
of the cause of the delay that has o
-curred in their transmission by Speed
returnable within III Days from and up
its receipt.

(Sent following Receipt No)

3rd July 1855.

Read Criminal Reports for
the month of May 1855 submitted by the
Session Judge of Coimbatore.

(Here Enter P.C. No 1505/1855.)

The Court of Sunjdaree
1.
Udalut observe that the indictment in the
No 1071. case noted in the margin is improperly
drawn up. It should have set forth
the place where prosecutor was robbed and
omitted all notice of what Prosecutor was
doing.

The other Cases in the
2.
Report do not seem to call for any re-
-mark.

Ordered that Extract from
these proceedings be sent to the Session
Judge of Coimbatore for communication
to the Principal Sudr Ameen.

(Sent in No) (s)

Extract

Chas Oldfield

Wednesday
4th July 1855.

F. U.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esqre
W. A. Morehead Esqre
T. S. Strange Esqre
} Puisne Judges.

Read Criminal Report for the month of May 1855 submitted by the Session Judge of Bellary.—

/Here enter F. U. No. 1509 of 1855/

No. 147 of 1855.

In the case noted in the margin Regulation XI of 1822 has, probably through inadverteance, been quoted instead of Regulation II.

Ordered that Extract from these Proceedings be sent to the Session Judge of Bellary for communication to the Subordinate Judge.—

/Sent in No. /

Read Criminal Report No. 1, and the Criminal Report B, for the month of May from his Assistants submitted by the Agent to the Governor at Ganjam.—

/Here enter F. U. No. 1503 of 1855/

The

4th July 1855.
No 67

1.

The Court of Foujdaree Udalut observe that the two Perls charged aga the Prisoners in this case were commit different occasions and on different Pe and that they should therefore have fo matter for two distinct cases.—

2

The Agent will be plea afford explanation of the delay whi occurred in the disposal of Case N 1854 and 67 & 68 of 1855, the two latte still undisposed of.— He will at the time call upon his Assistant for ex -tion of the length of time the Case in the margin have been under trial the reason that they are still reported

Ordered that Extract from Proceedings be sent to the Agent to the of Fort Saint George at Ganjam by fas returnable within V days from and a its receipt.—

/ Sent following precept No /

Read Criminal Report for month of May 1855 submitted by the Sess Judge of Chingleput.—

/ Here enter F. U. No 1479 of 1855 /

No 9-17-18-420 of 1855

4th July 1855.
No 30 of 1855.

This indictment is badly fram -ed the Session Judge will be pleased to call upon the Principal Sudr Ameen for explana -tion regarding the mode of entry, which in this instance constitutes the crime one of "House breaking".

Ordered that Extract from these Proceedings be sent to the Session Judge of Chingleput by precept return -able within V days from and after its receipt.

/ Sent following precept No /

Read Calendar of case No 41 of 1855 on the file of the Session Court of Calicut

/ Here enter F. U. No 1467 of 1855 /

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case that the period of imprisonment which the Prisoners noted

1st Kalovetty Kooyil, alias, Karovapalyalil Conyan-
3d Pootorkattil Koyama

in the margin have been adjudged to suffer on their conviction of the crimes laid to their charge, be reduced to (4) four years with hard labor in irons and they do authorize the Session Judge to issue his warrant accordingly.—

In

4th July 1855.

2. In the 2d para of the charge it is set forth that "the 2d Prisoner is further "charged with having been convicted of a "heinous offence in Session Case No. 7 of 1840."

3. The Court of Foujdaree Udalut observe that the offence adverted to and the punishment awarded for the same sha[ll] have been specified.—

Ordered that Extract from Proceedings be sent to the Sessions Judge of Cuddapah for his information.—

(Sent in No. /

Read Calendar of Case No. 7 of 1855 of the Session Court of Bellary

/ Here enter F. R. No. 1506 of 1855 /

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case that the period of imprisonment which the Pri[soners] noted in the margin have been adjudged to suffer on their conviction of Attempted Gang Robbery be reduced to /2/ two years hard labor in irons, and they do accordingly.—

x
1. Obegadoo
2. Maregadoo
3. K. Obegadoo
4. Nallagadoo

4th July 1855.

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

(Sent in No. /

Read again Calendar of Case No. 36 of 1854 of the Session Court of Chinglepu[t]

/ Here enter F. R. No. 2743 of 1854 /

Read also Return dated 21st June 1855 made by the Session Judge of Chinglepu[t] to the Precept of the Foujdaree Udalut under date the 5th June 1855, directing the release of the Prisoners in Case No. 38 of 1854 on the file of the Session Court of Chinglepu[t] and calling for a transla[tion] of the Record in Case No. 36 of 1854 on the file of the said Court.—

/ Here enter F. R. No. 1473 of 1855 /

/ The Prisoner in Case No. 36 charged with Robbery by open violence was convicted by the Session Judge in concurrence with the Law Officer and sentenced to the mitigated punishment of 7 years Imprisonment with hard labor in irons.—

The

2

The consideration of C
which resulted in the release of the
who had been implicated by the Pe
: sions of the Prisoner in Case No.
led the Court of Foujdaree Udalut t
the correctness of the disposal of the
Case a translation of the Record th
ordered to be submitted.-

3.

Having however pro
considered the Record of Trial, the
of Foujdaree Udalut are satisfied
correctness of the Prisoners' convi
No. 36 and they accordingly pass
firm the sentence passed upon
the Sessions Judge.-

Ordered that Certi
these Proceedings be sent to the
Judge of Chingleput for his inform

/Sent in No. /

Read return dated 9th A
1855 from the Session Judge of Chica
the precept of the Foujdaree Udalut
date the 2d January 1855 cancelling
labor also awarded to the Prisoner
No. 28 of 1854 on the file of the Pe

Sudr Ameens Court of Vizagapatam.

/Here enter F. R. No. 116 of 1855/

Read return dated 3d April
1855 from the Session Judge of Trichinopoly
to the precept of the Foujdaree Udalut
under date the 30th March 1855 return-
-ing the Annual Criminal Statements
for certain amendment.-

/Here enter F. R. No. 903 of 1855/

Read Criminal Report dated
13th June 1855 submitted by the Acting
Session Judge of Madura for the month
of May 1855.-

/Here enter F. R. No. 1140 of 1855/

Read Calendar of Case No. 24
of 1855 submitted by the Session Judge of
Tinnevelly under date the 18th June 1855.-

/Here enter F. R. No. 1175 of 1855/

Read letter under date the
7th May 1855 from the Session Judge of
Masulipatam requesting return of certain
Annual Criminal Statements for the
year 1854 for amendment.-

/Here enter F. R. No. 1200 of 1855/

Read

4th July 1855.

Read letter under date
June 1855 from the Agent to the G
Vizagapatam informs that the mo
nal Returns for May last are be

/Here Enter F. R. No 1504 of 1

Read letter under date
June 1855 from the Session Judge
submitting an Explanation for
rate Judge in regard to the
of the Tenjanore Udalut in whic
of the 13th Instant in the Crimi
for April and soliciting further

/Here Enter F. R. No 1518 of 185

Read Calendar of Cas
of 1855 submitted by the Acting Ses
of Salem under date the 20th June 18

/Here Enter F. R. No 1525 of 1

Read Calendar of Cas
of 1855 submitted by the Session J
of Cuddalore under date the 21st J

/Here Enter F. R. No 1527 of 1

Read Calendar of Cas
of 1855 submitted by the Sessions
Guntoor under date the 27th June 1

/Here Enter F. R. No 1541 of 1855

4th July 1855

Read Calendar of Case No 50 of 1855
submitted by the Session Judge of Bellary under
date the 27th June 1855.

/Here Enter F. R. No 1545 of 1855./

Read Calendar of Case No 21 of
1855 submitted by the Session Judge of Trichinopoly
under date the 29th June 1855.-

Here enter F. R. No 1547 of 1855/ vs

Rd R. W.

th July 1855

F. U.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges.

Read letter from the Magistrate of Malabar dated 16th June 1855.-

/ Here enter F. U. No. 1470 of 1855 /

1 In the above letter the Magistrate of Malabar solicits the sanction of the Foujdaree Udalut to commit to the Criminal Court certain prisoners whom he had fined.-

2. The Court of Foujdaree Udalut are of opinion that the proper course for the Magistrate to adopt will be to apply to the Sessions Judge to cancel on review the order he refers to, and the Sessions Judge will direct, should he see fit, the committal of the case to the Criminal Court.-

Ordered that Extract from these Proceedings be sent to the Magistrate of Malabar for his information.-

/ Sent in Ans. /

Read

Thursday
6th July 1855.

F. D.

At a Court of the Foujdaree Udalut

Present.

G. S. Hooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges.

Read letter from the Magistrate of Malabar dated 16th June 1855.-

/Here enter F. D. No. 1470 of 1855/

1 In the above letter the Magistrate of Malabar solicits the sanction of the Foujdaree Udalut to commit to the Criminal Court certain prisoners whom he had fined.-

2. The Court of Foujdaree Udalut are of opinion that the proper course for the Magistrate to adopt will be to apply to the Sessions Judge to cancel on review the order he refers to, and the Sessions Judge will direct, should he see fit, the committal of the case to the Criminal Court.-

Ordered that Extract from these Proceedings be sent to the Magistrate of Malabar for his information.-

/Sent in No. /

Read

5th July 1855.

Read letter dated the 26th June
1855 from the Sessions Judge of Chittoor.

/Here enter P.U. No. 1512 of 1855/

1. The Sessions Judge with the ab
letter, forwards copy of a letter received from the
Subordinate Judge regarding the transfer
from his Jail of certain convicts lately
convicted in Calendar Case No. 16, and
recommends that the suggestions of the
Subordinate Judge should be carried out

2. The Court of Foujdaree Ada
with reference to the foregoing correspon
direct that the 4 convicts whom the Sub
-nate Judge mentions in his letter, be
to the Jails noted in the margin.

Nellore ---- 1
Guntoor ---- 1
Masulipatam 1
Chingleput 1

Ordered that Extract from
these Proceedings be forwarded to the Ses
Judge of Chittoor for his information

/Sent in No. /

Read letter dated 23d June
from the Session Judge of Masulipatam.

/Here enter P.U. No. 1514 of 1855/

1. The Session Judge in the ab
letter requests authority to tender a condi
pardon to the 2d prisoner in Case No. 51 of 1855

5th July 1855

2. The Court of Foujdaree Adalut observe that the offence charged is not one of that heinous nature for which the admission of approvers was intended by section XX Regulation VIII of 1802, they therefore decline to comply with the request contained in the letter under notice.

3. They further desire to intimate to the Sessions Judge that he should in making a reference of this kind state clearly what evidence exists against the prisoners and what further link in the chain of evidence the admission of the approver is likely to supply.

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

/Sent in No. /

Encd
J.W.S.

F. M.

Saturday 1st July, 1855.- At a Court of the Fouzdaree Udalut

Present

G. S. Hooper Esqre
W. A. Morehead Esqre
T. Lp. Strange Esqre
} Puisne Judges

Read Miscellaneous Petition presented on the 25th Ultimo by Soobbum-mal of zillah Guddalore:-

(Here enter F. M. D. No. 163 of 1855)

W. Morehead — The Court of Fouzdaree Udalut resolve to dismiss this Petition which reiterates the prayer repeatedly rejected by them.-

Ordered, that Extract from these Proceedings, be given to Petitioner on her application.-

Read Miscellaneous Petition presented on the 23d Ultimo by Narrainsaw-my Moodely of Madras.-

(Here enter F. M. D. No. 165 of 1855)

W. Morehead — Petitioner produces certain do-cuments in support of the Statements con-tained

7th July 1855.

=tained in his Petition No. 159 of 18=
=quest that they may be receive=
=sidered, and the prayer of the p=
=tition complied with.=

2.

The Court of Sess=
Udalut resolve to direct that the C=
be referred to the order already pa=
them upon the Petition to which he

Ordered, that Extract=
these Proceedings, be given to Petit=
his application.=

Read Miscellaneous
presented by Ebrahim Sahib of
Conjeeveram.=

/Here enter S. M. P. No. 179 of 18=

1

Petitioner seeks the int=
of the Court of Sessions Udalut
matter of certain proceedings held
the Magistrate of Tanjore and
Judge of Conjeeveram, whereby
=ponent has been inducted as Cu=
a certain Morgue, and Petitioner
contends his right to that office by
action.=

2.

The Court of Sessions

7th July 1855.

Udalut see no reason to interfere in this case and therefore resolve to reject this petition.—

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

Read Extract from the Proceedings of the Session Court of Cuddapah under date 31st May 1855 reviewing the Criminal Statements for the Year 1854.—

/Here enter S. M. No. 1365 of 1855/

1. The Court of Sessions Udalut view with regret the increase of crime in this district and the apparent impunity which attends its commission. They are of opinion that much of it is occasioned by the want of activity and exertion on the part of the Heads of Police in the different Talooks.—

2 The Judges consider that when an increase of crime is apparent without a corresponding seizure of parties proved to be guilty the individual in charge of the Police of that particular

Talook

7th July 1855.-

Jaloo Rshould at once be removed fr
and they resolve to direct the Magist
Mention to this subject -

Ordered, that Extract f
these Proceedings, be sent to the Sess
of Cuddapah, for communication
Magistrate

/Sent in. No /

Read. Miscellaneous Pe
presented on the 30th June 1855, by Ma
Chadayen and Pannen of Gillah Ching
/Here enter F. Mc. P. No 172 of 1855/

Before finally disposing
above petition, the Court of Fouj
-dary Adalut resolve to direct the Session Judge
Chinglepud, to forward for their perusal
the Original record of trial in Sessions
of 1854 on the file of the Session Court
Chingleput -

Ordered, that Extract f
these Proceedings, be sent to the Sessions
Judge of Chinglepuh by speedy palan
within X days from and after its recei
/Sent following Receipt. No

Read

Mr. Morehead.-

F. M.P.
7th July, 1855.-

Read. Miscellaneous Petition
presented on the 23rd June 1855, by S. Vero
-mala Chary Vakeel on behalf of Syed
Patoomeyah late Police Ameen of Zillah
Cuddapah.-

/Here enter S. and F. M.P. No 46 of 1855/

Mr. Morehead /

The Petitioner complains of his
hasty and unjust dismissal from his situa
-tion by the Magistrate who on the receipt
of communication from the Session Judge
of certain proceedings of the Court of Fouj
-dary Adalut on Calendar Case No 23
dated 18th July 1854, without due enquiry
and report to this Court, and in defiance
of the provisions of the Regulations and
particularly of the Minutes of Consulta
-tion 1st May 1854 dismissed him as above
stated, he therefore prays the Court of Fouj
-dary Adalut will if they consider it re
-quisite receive petitioners defence and
pass such orders thereon as they may deem
fitting.-

2. The Court of Foujdaree Ada
-lut before disposing of this petition resolve

to

to call upon the Magistrate of C
to submit a report expressive of
-nions as to the petitioners having
guilty or otherwise of the negli
imputed to him by the Session
3.

The Court of Sud
but further observe that these
of the 15th July 1854 have been co
into an order of the Court for Peti
dismissal, this the Court of Jaf
Udalut observes was not their in
and they now direct that the case
fully considered by the Magistra
and reported on by him to this C
Copy of the above Petition is here
forwarded to the Magistrate.-

Ordered, that Sadras
these Proceedings be forwarded to
Session Judge of Cuddalore for
-nication to the Magistrate, by
returnable within XX days from
after its receipt.-

/Send following Precepts No

July, 1855.-

Read return dated 29th June
1855, from the Acting Session Judge of Com-
bacconum, to the Rocknack from the Proceedings
of the Fouzdaree Udalut under date the
28th June 1855 directing the unconditional re-
-lease of the 1st Prisoner in Session Case No. 10
of 1855.-

/Here enter F. Dy. No. 1550 of 1855/

Read Rocknack, dated 30th June
1855, from the Acting Session Judge of
Madura, from the Proceedings of the Ses-
-sion Court dated 28th June 1855, on Crimi-
-nal Case. No. 44 of 1855.-

/Here enter F. Dy. No. 1551 of 1855/

Read letter, dated 30th June
1855 from the Acting Session Judge of
Salem, submitting the death warrant
returned by the Subordinate Judge in
Session Case. No. 16 of 1855 as also the letter
required by Circular Order Fouzdaree
Udalut 20th September 1830.-

/Here enter F. Dy. No. 1552 of 1855/

Read return, dated 25th June
1855, from the Acting Agent to the Governor in
Ganjam to the precepts of the Fouzdaree
Udalut

7th July, 1855.-

Udalur under date the 11th June 185
-ding the explanation of the Acco
-Agent as regards the delay in dis
of the cases Nos 3 and 9.-

/Here enter F. Up. No. 1555 of 185

Read Calendar of Ca
of 1855, submitted by the Sessions J
Mangalore under date the 30th June
/Here enter F. Up. No. 1561 of 185

Read Calendar of Ca
No. 19 of 1855 submitted by the Acti
Sessions Judge of Nellore under date
3rd Instant.-

/Here enter F. Up. No. 1563 of 185

Read Calendar of Cases
of 1855 submitted by the Sessions Judg
Tinnevelly under date the 29th June
/Here enter F. Up. No. 1566 of 1855/

Read Statement submitted
by the Sessions Judge of Madura under
date the 3rd Instant of Cases pending
Prosecutors and Witnesses attending Cou
him during the 1st half year of 1855.-
/Here enter F. Up. No. 1567 of 1855/

F. Up.

4 July, 1855.

Read letter dated 3rd Instant
from the Sessions Judge of Guntoor reporting
that no trials were referred or called up in
the 1st half year of 1855.-

/Here enter F. Up. No. 1568 of 1855/

Read Report dated 2nd Instant
submitted by the Sessions Judge of Mangalore
of Cases pending for more than 25 days for
the Month of June 1855.-

/Here enter F. Up. No. 1569 of 1855/

Read Calendar of Cases Nos 25
of 1855 submitted by the Acting Sessions Judge of
Combaconum under date the 3rd Instant.-

/Here enter F. Up. No. 1571 of 1855/no

Extract

F. Ho.

Monday
9th July 1855.

At a Court of the Foujdaree Adalut.

Present

G. S. Hooper Esqr
W. A. Morehead Esqr
J. L. Strange Esqr
} Puisne Judges

Read Petty Calendars of the Magistracy of North Arcot for the 1st Quarter of 1855.-

(Herewith F. Ho. No 1486 of 1855.)

The heading of this Case should

Statement II Case No 1. 1.

have been either "Extortion" or abuse of Authority Bribery can only be charged against the party offering the bribe with intent to pervert the course of justice The same remarks applies to Case No 2 also. In this Case the proper designation was simply "abuse of Authority."

A charge of so vague and

Case No 6. 2.

general a nature as this was manifestly incapable of proof and should not have been entertained

Before citing the defendants

Cases Nos 7-8-9-10. 3.

to

9th July 1855.

Case No 14.

Case No 15.

Case No 16.

Case No 17.

No specific charges of this description
Magistracy should be compelled to
that they are sufficiently defined
of substantiation.

4

Here cases should be
5.

Here charges should be
designated "Cattle Stealing" and be
professing stolen cattle.

6.

Here Proceedings in this Case
should have been briefly explained
as please observe the offence under
8.

Great delay has taken
in the transmission of these Cases
which the Magistrate must take care
to prevent in future proceedings.

Ordered that Extract
Proceedings be sent to the Superintendent
of Chittoor for his information.

(Sent in No)

Here Proceedings of both cases
Case No 17 of 1855 on the Calendar of the Court
Court of Chittoor must be returned
received.

7th July 1855.

Ordered that the Sessions Judge
of Chittoor be required to submit the record
aforesaid without delay.

(Sent in No)

Read again Extract from
the Minutes of Consultation under date
the 23d May 1855 forwarding correspondence
which passed between the Superintendent
of Police at St Thomas Mount and the
Magistrate of Chingleput jointly, regarding
the legality of a fine imposed by the former
Officer upon a Registered Bazaar man.

(Here enter F. Co. No 1263 of 1855)

Read also letter dated 13th
Ultimo from the Magistrate of Chingleput
reporting the circumstances under which
the Proceedings held by the Brigadier
commanding the Mount in the Case
of Peroomalle were considered illegal and
the security taken from him was cancelled
in the Department.

(Here enter F. Co. No 1123 of 1855.)

Read also letter dated 18th
Ultimo from the Magistrate of Chingleput
forwarding Copy of Extract from the
Sessions

Sessions Court of Chingleput dated
that Gregole Jardon is out of the li
the Cantonment.

(Here enter F. No. 1571 of 1855)

The Court of Foujdar
Udalut are of opinion that neither
Sessions Judge nor the Magistrate w
competent under the circumstance
the Case to pronounce an opinion
the point of whether the spot of the
assault was within the limits of the
Cantonment or not the decision
question resting entirely with the Mil
authorities over whom the Sessions Ju
and Magistrate had no jurisdiction.

2.

The Magistrate should h
confined himself to judging of the p
of the steps taken by the Joint Magis
in requiring the Defendant to give se
against any further breach of the pea
irrespective of the question as to whether
the sentence passed by the Military auth
was irregular or not. If then appears to the
Judges of the Court of Foujdaree Adalut
distinct grounds on which the Magistrate
might

might have reviewed the Joint Magistrate
proceedings in regard to the demand for
security and they regret that he did not
restrict himself to the consideration of the
matter which was clearly alone within
his jurisdiction.

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

(Sent in Ct.)

Read Calendar in Case No. 23
of 1855 Submitted by the Acting Sessions Judge
of Salem under date the 25th June 1855.

(Here enter F. No. 1572 of 1855)

Read Calendar in Case No. 33
of 1855. Submitted by the Sessions Judge of
Coimbatore, under the 18th June 1855.

(Here enter F. No. 1574 of 1855.)

Read Calendar in Case No. 11
of 1855 Submitted by the Sessions Judge of
Rajahmundry Under date the 30th June 1855.

(Here enter F. No. 1575 of 1855.)

Read Report dated 2d July 1855
Submitted by the Sessions Judge of Tinnevelly

of

9th July 1855.

Sessions Court of Chingleput dec
that Gregolee garden is out of the
the Cantonment.-

(Here enter P. Dc. No. 1568 of 1855

The Court of Foujda
Udalut are of opinion that neither
Sessions Judge nor the Magistrate
competent under the circumstance
the Case to pronounce an opinio
the point of whether the spot of the
assault was within the limits of the
Cantonment or not the decision
question resting entirely with the
authorities over whom the Sessions
and Magistrate had no jurisdiction

2.

The Magistrate should
confined himself to judging of the
of the steps taken by the Joint Magi
in requiring the Defendant to give
against any further breach of the pe
irrespective of the question as to whe
the sentence passed by the Military
was irregular or not. Then appears to
Judges of the Court of Foujdaree Ada
distinct grounds on which the Magistra
might

th July 1855.

might have reviewed the Joint Magistrates
proceedings in regard to the demand for
security and they regret that he did not
restrict himself to the consideration of the
matter which was clearly alone within
his jurisdiction.-

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

(Sent in Sc.)

Read Calendar in Case No. 23
of 1855 Submitted by the Acting Sessions Judge
of Salem under date the 25th June 1855.-

(Here enter P. Dc. No. 1572 of 1855)

Read Calendar in Case No. 33
of 1855. Submitted by the Sessions Judge of
Coimbatore, under the 18th June 1855.-

(Here enter P. Dc. No. 1574 of 1855.)

Read Calendar in Case No 11
of 1855 Submitted by the Sessions Judge of
Rajahmundry Under date the 30th June 1855.

(Here enter P. Dc. No. 1575 of 1855.)

Read Report dated 2d July 185
Submitted by the Sessions Judge of Tinnevelly

of

9th July 1855.

of Cases pending before him up to
1855 in which the trials have been delay
25 days.-

(Here enter F. Dc. No. 1581 of 1855.)

Read Calendar of Cas
of 1855, Submitted by the Sessions Judge of
Chingleput under date the 6th July 1855.

(Here enter F. Dc. No. 1584 of 1855.)

Read Return dated 7th July
from the Sessions Judge of Chittoor to the
Precept of the Foujdaree Udalut under da
the 3d July 1855 requiring the Sessions Ju
to submit the Records of the referred
in Calendars Nos. 12 and 15 of 1855 with a
explanation of the Causes of the delay
that has occurred in their transmission

(Here enter F. Dc. No. 1579 of 1855.) as

Wednesday
11th July 1855.

F. U.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esqre.
W. A. Morehead Esqre.
I. L. Strange Esqre.
} Puisne Judges.

Read again Miscellaneous Petition
presented on the 5th April last by Sashammah of Zillah
Nellore, praying for the release of the 1st and 11th Prisoners
in Case No. 37 of 1854 on the file of the Sessions Court of
Nellore.

(Here enter F. M. P. No. 111 of 1855)

The Court of Foujdaree Udalut on
again taking into consideration the prayer of this Petitioner
resolve to call upon the Sessions Judge of Nellore to send
up the original Record in the above case.

Ordered that Extract from these
Proceedings be sent to the Sessions Judge of Nellore by
Precept returnable in III days from and after its receipt

(Sent following Precept No.)

Ordered also that Extract from these
Proceedings be furnished to the Petitioner on her application.

Mr. W. A. Morehead.

Read again Calendar in Case No. 13 of 1855
before the Sessions Court Tinnevelly.

Here enter F. U. No. 910 of 1855.

Read

Read also Miscellaneous Petition
on 30th May 1855 by Messrs Ritchie Vakeels of
Vencatapathia Pillay and 16 others Illah Tinnevelly

/Here enter F. M. P. No 153 of 1855/

Read also Return dated 18th June
from the Sessions Judge of Tinnevelly to the Foujdaree
Foujdaree Udalut under date the 2d June 1855 forwarding
the transmission of the record of Case No 13 of 1855 on the
file of the Tinnevelly Sessions Court.

/Here enter F. U. No 1498 of 1855/

Mr J. L. Strange. 1.

The prisoners, 17 in number, in this case
charged with the demolition of a Christian Church and with
by open violence and having been convicted by the Sessions
the 1st prisoner was sentenced to imprisonment with hard
in irons for a period of 18 Months, the 3d to 1 year, and the
to 3 Months under Clause II Regulation XV of 1803.

2.

The Court of Foujdaree Udalut on consider
of the arguments urged in Miscellaneous Petition No 153 of
and on review of the record of the case transmitted to them
are of opinion that the punishment awarded against the
prisoners was more severe than the nature of the case called
for, no more has been brought home to the prisoners than the
act of forcible ejectment for which the punishment they have
undergone appears to the Court more than adequate.

3.

The Court of Foujdaree Udalut therefore
direct that the prisoners be immediately released.

Ordered that Extract from these Proceed-
=ings be forwarded to the Sessions Judge of Tinnevelly for information

/Sent in No/

Read

Read letter dated 3d July 1855 from the
Sessions Judge of Masulipatam.

/Here enter F. U. No 1582 of 1855/

The Sessions Judge in the above letter
1.
requests the attention of the Judges to Case No 42 of 1855
on the Criminal file of the Sessions Court.

The Court of Foujdaree Udalut
approve of the sentence passed by the Sudder Ameen
on the prisoner in this Case the period of imprisonment
to date from 19th May.

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

/Sent in No/

Read letter dated 21st June 1855 from the
Acting Sessions Judge of Combaconum

/Here enter F. U. No 1498 of 1855/

With the above letter the Acting Sessions
1.
Judge submits copy of further explanation from the Acting
Subordinate Judge on Criminal Case No 39 of 1855 with
reference to the remarks of the Sessions Court on Report form
B of Criminal Cases disposed of for May 1855.

It would appear that the Acting Sessions
2.
Judge on consideration of the Report A of Case 39 submitted
by the Acting Subordinate Judge observing that in the report
Soobraya Padachy the prosecutor had not in his examination
before the 1st Subordinate Judge in Calendar No 13 of 1855
stated that he had any complaint against the 2d prisoner in
that

that case resolved to call for explanation from the
Subordinate Judge as to how the said Subraya
had been entered as complainant and on what
the 2d prisoner had been arraigned and held to

3.

The Acting Subordinate Judge
explanation stated that on the remand of the case
referred to for further evidence the question was put to
Pasiachy as to whether he had any matter of compla
wished to bring any charge against the 2d prisone
he replied in the negative but the Acting Subordinate
considering that grounds of suspicion existed against
prisoner deemed himself competent to make Subraya
Pasiachy stand as prosecutor, and the 2d prisoner
=cordingly arraigned. The 1st prisoner in the same
was recommitted for trial on a charge of Murder and
the 2d prisoner labouring in the opinion of the Acting
Subordinate Judge under strong suspicion of having
been accessary to the Murder, was required to find sure
for one year on two sureties of 40 Rupees each, or in default
to be imprisoned for that period.

4

The Acting Session Judge in his proceed
=ings under date the 18th June 1855 pointed out to the Acting
Subordinate Judge the irregularity of the course he had
adopted intimating at the same time to the Acting
Subordinate Judge that if he had considered there were
grounds for bringing the 2d prisoner to trial he should have
directed a separate prosecution against her on behalf of
Government thro the Government Vakeel.

The

11th July 1855.

5.

The acting Sessions Judge in his
letter to this Court under notice requests
the Judges of the Court of Foujdaree Adalut
to determine whether on a trial of a
prisoner before the Subordinate Court
without any prosecutor appearing to
support or even prefer the charge the
sentence passed by the acting Subordinate
Judge can stand.

6.

The Court of Foujdaree Adalut
are of opinion that the first course adopted
by the Acting Subordinate Judge of Commit
=ting a prisoner for trial without any
prosecuting party appearing was irregular,
the precommittal of the prisoner on the
case being remanded was at the discretion
of the Acting Subordinate Judge as no
positive instructions for his committ had
had been issued by the Acting Sessions Judge

The Court of Foujdaree Adalut

7.

desire that the security taken from the
2d prisoner be cancelled as it is requisite
under the circumstances stated it was

Ordered

improper.

11th July 1855.

Ordered that Extract from Proceedings be forwarded to the Acting Judge of Combaconum for his information & Guidance

[illegible]

Wednesday 12th July 1855.

F. C.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire. }
W. A. Morehead Esquire. } Puisne Judges.
J. L. Strange Esquire. }

Read letter under date the 20th June 1855 from the Acting Agent to the Governor of Fort St. George at Ganjam, &c. Submitting for the final Judgement of the Foujdaree Adalut, a report of the trial of Criminal Case No. 33 of 1855 on his file.

(Here enter F. C. No. 1557 of 1855)

The Court of Foujdaree Adalut

Mr. W. A. Morehead } Concur in the conviction of the Prisoner

Kodal Lutchmun Naick

of Perjury, but considering that a less severe punishment than that proposed by the Acting Agent will suffice, they sentence the Prisoner to Six Months Imprisonment with hard labor in irons.

Ordered that Extract from these Proceedings be sent to the Acting Agent

Agent at Ganjam, for his information.
(Sent in &c.)

Read letter dated 29th June
from the Acting Session Judge of Vizagapatam
transmitting for the final Judgment of the
Foujdaree Udalut, the record of Case No.
of 1855 on the calendar of the Session Court
(Here enter Tr. No. 15 of 1855)

Messrs. G. L. Hooper and T. L. Strange.

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 pris
against the Prisoner
"Cauttamoottoo"
is sufficient to convict him of the crime
of Murder, do convict him thereof, and und
the provisions of Section X Regulation VIII of
1802, Sentence him to suffer death by bein
hanged at the usual time and place of
execution.

1

The Prisoner in this case
was arraigned for the Murder of his wife
and convicted by the Acting Session Judge
of the crime laid to his charge. On referring
the trial for the final Judgment of the Court
of Foujdaree Udalut, the Acting Session
Judge

Judge recommended that in lieu of the
penalty of a death which the Prisoner
had incurred, a mitigated sentence of
transportation for life should be passed

2 The Court of Foujdaree
Udalut consider that the evidence of the
three first witnesses serves to prove that
the Prisoner was the murderer. They ob-
serve that when arrested the Prisoner
declared the 7th Witness, the paramour of
his wife, had committed the murder, but
when examined before the Head of Bliie
two days afterwards he dropped this
accusation and left it to appear that the
three first witnesses had been concerned
in the commission of the crime. Before
the Session Court he attempted no defence
of any kind. This conduct on the part
of the Prisoner appears to the Court en-
inconsistent with the idea of his en-
innocence or the guilt of the others

3. The Court of Foujdaree Udalut
therefore convict him of the crime of
murder, and being unable to concur
in the reasons given by the Acting en-
Session Judge in favor of mitigating
his

his punishment to be transported for life, & sentence him to suffer death by being hanged.

4 The Acting Sessions Judge having himself noticed the defect in the indictment, the Court of Foujdaree Adalut will make no further comment thereon than to observe that though it is to be regretted that the indictment was informal, it is manifest that the prisoner was well aware of the nature of the charge preferred against him.

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

(Sent in Ste)

Read Calendar of Case Ste 46 of 1855 of the Sessions Court of Bellary

(Here enter F.&C. Ste 1544 of 1855)

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case, that the period of imprisonment which the prisoner noted in the margin has been adjudged to suffer, on his conviction

Obeyaudoo

of Highway Robbery be reduced to 7 years with hard labor in irons and they do authorize the Sessions Judge to issue his warrant accordingly.

2 The Court of Foujdaree Adalut observe that the hour at which the Crime was perpetrated should have been specified in the charge.

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

(Sent in Ste)

Read letter dated 26th June 1855 from the Acting Agent to the Governor of Fort St. George at Ganjam.

(Here enter F.&C. Ste 1556 of 1855)

1 The Acting Agent forwards an Extract Report of Case Ste 28 tried by the Assistant Agent, requests instructions as to the disposal of the case and to be informed whether a Post Office writer is liable for the acts of his private servant employed in Post Office duties, and also whether the sale in the Post Office of a stamp that has been removed from any paper and therefore not a fresh stamp, is

legal

legal or not, and requesting instructions
for the disposal of the case.

The Court of Foujdaree Adalut
2 decline forwarding any instructions to
the Acting Agent in this matter, upon which
he should himself proceed to pass orders.

Ordered that Extract from
these Proceedings be forwarded to the Acting
Agent to the Governor of Fort St George
at Ganjam for his information.

(Sent in &c.)

No returns having been
received from the Session Judge of Combaconum
to the precept of the Foujdaree Adalut dated
the 25th June 1855, calling for certain infor-
mation with reference to Calendar Case
No. 21 of 1855,—

Ordered that the Session Judge
of Combaconum be required to make a return
to the above precept without further delay.

(Sent in &c.)

Read letter dated 7th July 1855
from the Session Judge of Chittoor, submitting
for the final Judgment of the Foujdaree
Adalut, the record of Case No. 15 of 1855 of
the

the Calendar of the Session Court.

(Here enter F. Co. No. 1587 of 1855)

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

Chendra Ramaswamy Said,
is sufficient to convict him of the Crime
of Murder, do convict him thereof, and
under the provisions of Section X Regu-
lation VIII of 1802, Sentence him to suffer
death by being hanged at the usual
time and place of execution.

The Prisoner charged with
1 murder was found guilty by the Assessors,
in whose verdict the Session Judge con-
curred and, referring the case for the
final Judgment of the Court of Foujdaree
Adalut, recommended that the prisoner
should suffer death.

The Court of Foujdaree Adalut
2 concur with the Session Judge in finding
the prisoner guilty of the crime charged,
and accordingly Sentence him to suffer
death by being hanged.

The

3

The Court of Fouzdaree Adalut remark that as the prisoner before the Subordinate Judge admitted his confession before the Police, while he denied having committed the Crime, the Sub.a Judge should have ascertained from him the circumstances which led to his making the said confession.

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

Sent in &c.

Read Official Memo. dated 31st January 1855 from the Acting Agent in Ganjam stating that the Head Assistant Agent was requested to furnish information of the delay in disposing of certain Cases in accordance with the forms furnished to his Office on the 21st December last. (Here enter F.D. No. 417 of 1855)

Read letter dated 16th February 1855 from the Acting Agent to the Governor of Fort St. George at Ganjam, submitting copy of an explanation of delay furnished by the Acting Dy. Asst. Agent which he omitted in his last Quarterly Statements.

(Here enter F.D. No. 547 of 1855)

Read

Read return dated 23d June 1855 from the Sessions Judge of Tellicherry to the Precept of the Fouzdaree Adalut under date the 19th June 1855, calling upon him to submit without further delay the Calendars of Petty Cases disposed of by the Magistracy during 1st Quarter 1855.

(Here enter F.D. No. 1530 of 1855)

Read Copy of a letter dated 20th June 1855 forwarded by the Acting Agent at Ganjam from the Assistant Agent reporting his having awarded compensation to the Prosecutor in Case No. 27 on his Criminal file, under Act XVI of 1850.

(Here enter F.D. No. 1534 of 1855)

Read Criminal Report B dated 25th June 1855 submitted by the Sessions Judge of Rajahmundry for the Months of May 1855.

(Here enter F.D. No. 1538 of 1855)

Read return dated 29th June 1855 from the Sessions Judge of Cuddalore to the Precept of the Fouzdaree Adalut under date the 19th June 1855, calling for the Calendars of Petty Cases disposed of by the Magistracy in the 1st Quarter of 1855.

(Here enter F.D. No. 1542 of 1855)

Read return dated 26th June 1855 from

12th July 1855.

from the Sessions Judge of Cuttack, & the Precept of the Foujdaree Udalut under date the 19th June 1855, requiring the submission of the Calendars of Petty Cases disposed of by the Magistracy during the 1st Quarter of 1855.—

(Here enter F.U. No. 1558 of 1855)

Read return dated 25th June 1855 from the Sessions Judge of Vizagapatam & the Precept of the Foujdaree Udalut dated the 28th April 1855, directing certain alterations in some of the annual Criminal Reports for the year 1855.—

(Here enter F.U. No. 1560 of 1855)

Read Criminal Report B dated 26th June 1855 submitted by the Sessions Judge of Ahmednuggur for the Month of May 1855.

(Here enter F.U. No. 1562 of 1855)

F.U.

Friday 13th July 1855. At a Court of the Foujdaree Udalut

Present

J. S. Hoopers, Esqre,
W. A. Morshead, Esqre,
T. L. Strange, Esqre,
} Puisne Judges.

Read letter under date the 27th June, 1855, from the Acting Agent to the Governor of Fort St. George in Ganjam submitting for the final judgment of the Foujdaree Udalut a report of the trial of Criminal Case No. 34 of 1855 on his file.

(Here enter F.U. No. 1570 of 1855.)

Mr. Hoopers

The Court of Foujdaree Udalut concurring in the conviction of the Prisoner, Dryaumbarado s/o, of "Severe wounding", resolve to confirm the sentence proposed to be passed upon him by the Acting Agent; Viz., 5 years' imprisonment with hard labor in irons under Clause 7, Section II, Regulation XV of 1803.

Ordered, that Extract, from these Proceedings be forwarded to the Acting Agent

July 185

Sent to the Register of Civil Ct. Engt. 4th July 1855.
for his information.
(Sent in No.)

Saturday.
7th July, 1855.

F. C.

At a Court of the Tinjdaree Adalut.

Present.

G. S. Cooper, Esqre.,
W. A. Morehead, Esqre.,
F. L. Strange, Esqre.,
} Puisne Judges.

Read Calendar in Case No. 26 of 1855, before the Sessions Judge of Cuddapah.

(Here enter F. C. No. 1539 of 1855.)

The Court of Tinjdaree Adalut direct that the Report of the Magistrate on the circumstances brought to his notice by the Sessions Judge, be forwarded to them without delay.

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

(Sent in No.)

Read again Calendar in Case No. 19 of 1855, submitted by the Acting Sessions Judge of Salem.

(Here enter F. C. No. 1431 of 1855.)

Read also Return dated 2nd July, 1855, from the Acting Sessions Judge of Salem to

14th July, 1855.

to the proceedings of the Singapore Adalat
date the 28th June, 1855, requiring the
-formation as to what had been the offen
of the Prisoner, as well as on certain
in connection with Session Case. No 19
Here sutes F.W. No 1585 of 1855.

The explanation furnished
above (Return being unsatisfactory) the Co
Singapore Adalat proceed to call upon
Acting Session Judge to forward the Origi
of the above Case for their consideration.

Ordered, that the Record
Proceedings be sent to the Acting
of Salem by present Returnable within
from and after its receipt.

(Sent following present No)

Read Copy of the Calendar
of Case No 14 of 1855 submitted by the
Judge of Rajahmundry under date the 5th
1855.

Here sutes F.W. No 1589 of 1855.)

Read Criminal Return for the month
7th July 1855, submitted by the Session Judge of

14th July, 1855.

Guntoor, for the month of June, 1855.

(Here sutes F.W. No 1599 of 1855.)

Read Copy of the Calendar of
Case No 43 of 1855 submitted by the Session
Judge of Calicut under date the 5th July, 1855.

(Here sutes F.W. No 1600 of 1855.)

Read Copy of the Calendar
of Case No 19 of 1855 submitted by the Acting
Session Judge of Madura under date the 7th July 1855.

(Here sutes F.W. No 1603 of 1855.)

Read Statement dated 6th July
1855, submitted by the Session Judge of Calicut,
of Batta paid to prosecutors and virtue fee
attending before his Court from 1st January to
30th June, 1855.

(Here sutes F.W. No 1607 of 1855.)

Read Statement dated 6th July
1855, submitted by the Session Judge of Calicut, re-
quired by Circular Order No 4 from 1st January
to 30th June 1855.

(Here sutes F.W. No 1608 of 1855.)

Read Statement dated 6th July
1855 submitted by the Session Judge of Tellicherry
of Batta paid to prosecutors and virtue fee attend-
-ing before his Court during the 1st half of 1855.

(Here sutes F.W. No 1611 of 1855.)

Read

14th July, 1855.

Rec'd Copy of the Calendar
Case No. 25 of 1855 submitted by the Sessi
Judge of Cuddapah under date the 9th Jul
1855.

(How entered F.H. No. 1612 of 1855.)

Read Copy of Calendar of Case
No. 27 of 1855 submitted by by the Sessions J
of Cuddapah under date the 9th July, 185
(How entered F.H. No. 1613 of 1855.)

Ent'd Tho.W

F.H.

Monday,
16th July, 1855.

At a Court of the Foujdaree Adalut.

Present.

G. A. Hooper, Esq^re,
W. A. Morehead, Esq^re,
T. L. Strange, Esq^re,
} Puisne Judges.

Read Criminal Proceedings
from the Subordinate Court of Rajahmundry
for the Month of May, 1855, submitted by
the Sessions Judge.

(How entered F.H. No. 1528 of 1855.)

No. 36 of 1855.

The mode of entry in this
Indictment is obscure, and not clearly defined.
The Court of Foujdaree Adalut, however, observe,
20th March, 1849. that they have pulled entry, effected by climb-
ing over the hedge of a Compound, to be in-
itself no breaking.

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

(sent in No.)

Read

16th July 1855.

Read Calendar of
of 1855 on the file of the Sessions Co
the Zillah of Masulipatam.

(Here enter S. No. 1583 of 185

The Court of Sessions
request the Sessions Judge will in future
the Records of his Sentences: what was
to be set forth in this Case might
been conveyed in a few words.

Ordered, that a Copy
proceedings be forwarded to the Sessions Judge
Masulipatam for his information

(Sent in No.)

Read Copy of the Calendar
Case No. 27 of 1855 submitted by the Sessions
Judge of Tinnevelly under date the
1855.

(Here enter S. No. 1614 of 1855.)

Read Copy of the Calendar
Case No. 22 of 1855 submitted by the Sessions
Judge of Chittoor under date the 3d July 1855.

(Here enter S. No. 1625 of 1855.)

5th July 1855.

Read Copy of the Calendar of
Case No. 22 of 1855 submitted by the Sessions Judge
of Trichinopoly under date the 12th July, 1855.

(Here enter S. No. 1630 of 1855.)

Read Copy of the Calendar
of Case No. 21 of 1855 submitted by the
Acting Sessions Judge of Madura under date the
12th July, 1855.

(Here enter S. No. 1631 of 1855.)

Read Copy of the Calendar
of Case No. 44 of 1855 submitted by the Sessions
Judge of Calicut under date the 10th July, 1855.

(Here enter S. No. 1632 of 1855.)

Read Copy of the Calendar
of Case No. 38 of 1855 submitted by the Sessions
Judge of Coimbatore under date the 20th June, 1855

(Here enter S. No. 1634 of 1855.)

F. Uc.

Tuesday 17th July 1855.

At a Court of the Fouzdaree Udalut.

Present

G. I. Hooper Esqre
W. F. Morehead Esqre
I. Le. Strange Esqre
} Puisne Judges

Read Calendars of Petty Cases disposed of by the Magistracy of Cuddapah during the 1st Quarter of 1855.

(Here enter F. Uc. No. 1520. of 1855)

In the Cases noted in the Margin * The Indictment should have set forth the circumstances under which the said Acts of abuse of Authority took place, and the causes which gave rise to them.

Calendar I. No. 2.
Do. II. No. 6/8.

1.

The Charge here should have been headed "Abusive language and Assault"

Calendar II. No. 11.

2.

The circumstances detailed in the Abtract of Charge having reference to Revenue and not to Police Matters, the case was a simple Assault, and was not cognizable as abuse of Authority.

Calendar II. No. 12.

3.

Ordered

17th July 1855

Ordered that Extract from Proceedings be forwarded to the Sessions Judge of Cuddapah for communication to the Magistrate for his information and guidance.

(Sent in No.)

Read Calendar of Case No. of 1855 of the Sessions Court of Madura.

(Here enter S. C. No. 157 of 1855.)

The Court of Foujdaree Adawlut approve of the recommendation made by the Sessions Judge in this Case that the period of imprisonment which the Prisoner noted in the Margin has been adjudged to suffer on his conviction of Murder by Open Violence, be reduced to (7) Seven Years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

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

(Sent in No.)

The Record of trial in Referred Case No. 11 of 1855 on the Calendar of the Sessions Court of Honore not having yet been received.

Ordered that the Sessions Judge

17th July 1855.

of Honore be required to submit the Record aforesaid without delay.

(Sent in No.)

Read Calendar in Case 12 of 1855 on the file of the Sessions Court of Rajamundry.

(Here enter S. C. No. 1576 of 1855)

The Prisoner who was arraigned

1.

on a Charge of Murder with wounding was committed by the Law Officer of "Kattikata," or erroneous Decide and the Sessions Judge concurring with the Law Officer sentenced the Prisoner to three Years imprisonment with labor without irons under Section XV Regulation VII of 1802.

The Court of Foujdaree Adawlut

2.

desire to point out to the Sessions Judge that the Charge in this Case has been badly drawn up, the indictment should have set out malice.

They also observe that the Sessions

3.

Judge convicted the Prisoner on the 1st Count viz for murder and passed a Sentence of 3 Years imprisonment a Sentence which The Court of Foujdaree Adawlut is sure he could not legally pass but they infer that the Sessions convicted the Prisoner

of

17th July 1855.

of Manslaughter only.

4.

The Court of Zillah Zemindary Ha
are however of opinion under all the circum
that the Prisoner of the Case was guilty of Murd
and that the Case ought to have been referred
for final Judgment.

Ordered that Extract from the
Proceedings be forwarded to the Session Judge of
Ryjeemundry for his information and guidance
(Sentence
Read letter dated 12th July
from the Session Judge of Combaconum
ting for the final Judgment of the Zillah Ha
the Record of Case No. 27 of 1855 on the Calendar of
Session Court.

W. G. S. Hooper.

(Here enter F. C. No. 629 of 1855.)

The Court of Zillah Zemindary Ha
on a deliberate consideration of all the circum
-stances of the Case in evidence before them
of Opinion that the proof against the Prisoner
Ravanen Khadersah Rowthe
is sufficient to convict him of the Crime of Robb
for which in the absence of the requisite
conditions of Hud discretionary punishment is
awardable under the Mahomedan Law as
declared

17th July 1855.

as declared in futwas of their Law Officers,
do convict him thereof; and under the provisions
of clause third, Section VII, Regulation XV of
1803, Regulation VIII of 1828, and Section XXXIV
Act VII of 1843 sentence him to receive (100) one
hundred lashes with a Cat o' nine tails and 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.

(Sentence)

E. D. Webb

F. No.

Thursday
19th July, 1855.

At a Court of the Foujdaree Udalut

Present.

G. S. Hooper, Esquire.
W. A. Morehead, Esquire } Puisne Judges.
T. L. Strange, Esquire.

Read again Miscellaneous Petition presented on the 30th June 1855 by Munnen, Chadayan and Ponnen of Zillah Chingleput.—

(Here Enter F. M. P. No. 174 of 1855.)

Read also return dated 12th Instant, from the Sessions Judge of Chingleput, to the precept issued by the Foujdaree Udalut under date the 7th Idem, calling for the Original record of trial in Case No. 33 of 1854 on the file of the Sessions Court.—

(Here Enter F. No. No. 1618 of 1855.)

The Court of Foujdaree Udalut

Mr. W. A. Morehead J.

19th. July, 1855.

Udalut having gone into the reco
Trial, have discovered nothing to
them in any way to question the
=ness of the sentence passed upon
Prisoners. The Court of Sessio
Udalut observe that in their defe
none of the Prisoners advanced
plea now urged. Viz. that they
been sacrificed to the enmity and
malice of certain parties named in
Petition. Their defence consisted o
attempt to prove an alibi, in whic
they failed. The 1st. Prisoner alone
that the charge was false and brou
by Prosecutrix out of enmity towar
him as he was on bad terms wi
her. but he made no attempt to
prove this.—

2.

This Petition has been
presented 7 months after the date of
sentence.—

3.

Petition rejected.—

Ordered, that Extract
from these Proceedings be forwarded to
the

19th. July, 1855.

the Session Judge of Chingleput for
his information.—

Sent in No. 1.

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

Ext. Holl

F. No.

Friday
20th July 1855 } At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
T. L. Strange Esquire

Read Calendar of Case
No 39 of 1855 of the Session Court of Coimbatore
(Here Enter F. R. No 1593 of 1855)

The Court of Foujdaree Adalut
approve of the recommendation made by the
Session Judge in this Case that the period
of imprisonment which the prisoners noted
in the Margin have been adjudged to suffer
on their Conviction of Gang Robbery, be reduced
to (8) Eight years with hard labor in irons
and they do authorize the Session Judge to
issue his warrant accordingly.—

1 Valon
2 Henry.

Ordered that Extract from
these proceedings be sent to the Session
Judge of Coimbatore for his information.
(Sent in etc)

Read

20th July 1855.

Read copy of the Calendar in Case No. 20 of 1855, with the remarks thereon of the Sessions Court of Mangalore.—

(Here Enter F. M. No. 1588 of 1855)

1. The Sentence does not set out the facts proved against the Prisoner.—

2. The Court of Foujdaree Udalut have repeatedly observed to the Sessions Judge that this is essential to the completeness of a Sentence which should be so drawn up as to justify itself without need of reference to the Calendar or any part of the Record.

Ordered that Extract from these proceedings be sent to the Sessions Judge of Mangalore for his information and guidance.—

(Sent in No. /

Read return dated 6th July 1855 from the Sessions Judge of Masulipatam to the precept of the Foujdaree Udalut under date 23d June 1855 Communicating their observations upon the Petty Calendars of the Magistracy for the 1st quarter of 1855.—

(Here Enter F. M. No. 1598 of 1855/ with

20th July 1855.

1. With the foregoing return from the Sessions Judge is one from the Magistrate of Masulipatam explaining the reasons which induced the Head of Police to liberate on bail a notorious offender, Cottoor Juggapah, prisoner in Case No. 57 of 1854 on the Special Assistant Magistrates file, who had been required by this latter officer to produce security for his good behaviour.

The Magistrate states that

2. the Head of Police was not justified in going beyond the Special Assistant Magistrates order which had been passed in the hope of inducing the above named prisoner to settle down to some peaceable occupation.—

The Court of Foujdaree Udalut

3. desire to intimate to the Magistrate of Masulipatam that they consider the course followed by the Special Assistant Magistrate irregular and improper, and that for the future in all such cases the proceedings required by the Regulations should be strictly observed.—

Ordered that Extract

from

— — from these proceedings be sent to the Sessions Judge of Masulipatam for his information and for communication to the Magistrate

(Sent in Sr.)

Read again Calendar of Case No. 42 on the file of the Sessions Court of Bellary for 1855. —

(Here enter F. H. No. 1626 of 1855)

Read also Return dated 3d July 1855 from the Sessions Judge of Bellary to the precept of the Foujdaree Adalut under date the 27th June 1855, calling for an explanation as to the grounds on which he convicted the Prisoner and the State what view he have taken of the alleged dakoity

(Here Enter F. H. No. 1578 of 1855)

Before passing finial orders on the above Case, the Court of Foujdaree Adalut resolve to call upon the Sessions Judge of Bellary to forward the Original Record of the same for their consideration.

Ordered that Extracts from these proceedings be sent to the Sessions Judge of Bellary for his information

information by precept returnable within III days from and after its receipt. Sent following precept &c.

Read Statement submitted by the Sessions Judge of Guntoor under date the 13th July 1855, of batta paid to Prosecutors and witnesses who attended before the Sessions Court during the 1st half of the year 1855. —

(Here enter F. H. No. 1636 of 1855)

Read letter dated 9th July 1855 from the Under Secretary of Stelnapoor stating that there are no State Prisoners in the Jail. —

(Here enter F. H. No. 1651 of 1855)

Read Statement submitted by the Sessions Judge of Chingleput under date the 30th June 1855 of batta paid to the Prosecutors and witnesses attending before the Sessions Court for the half year ending 30th June 1855. —

(Here enter F. H. No. 1644 of 1855)

Compleau

E. D. Wells.

Saturday
21st July 1855.

F. C.

At a Court of the Toungdarce Adalut.

Present.

G. S. Hooper, Esqre,
W. A. Morehead, Esqre,
T. L. Strange, Esqre,
} Puisne Judges.

Read Return dated 7th July 1855, from the Sessions Judge of Amore to the Precept of the Toungdarce Adalut under date the 27th June 1855, conveying observations and orders on the Calendars of Petty Cases disposed of by the Magistracy for the 1st Quarter of 1855.

(Interpreter F. C. No 1617 of 1855.)

The Sessions Judge with the above Return forwards one from the Additional Joint Magistrate, explaining with reference to the observations of the Court of Toungdarce Adalut on Case No 16, Calendar I, that the punishment awarded in that case was in consequence of the disregard shown to the frequent and stringent Circulars issued by

by the Magistracy on the subject of sum-
-mons in the public roads, and it was
thought that the more summary proce-
-dure Regulation IX of 1816 seemed
adapted to such cases than that
by the Courts of Sunjarce, Udalut.

2. The Court of Sunjarce
Udalut resolve to intimate to the Assis-
-tant Joint Magistrate that for the future
court act strictly in accordance with the
(XXI of 1841) especially pursued to
the cases in question.

3. The Court of Sunjarce Ud-
-dalut further direct that the fine im-
-posed on the prisoner be returned to him.

Ordered, that Extract from
these proceedings be forwarded to the Sessions
Judge of Ganjam for his information, and for
communication to the Assistant Joint Ma-
-gistrate, by present (returnable in X days
from and after date of receipt.

(Sent following present No)

12th Instant from the Agent to the Governor of

Fort St. George, at Vizagapatam submitting
for the final judgment of the Sunjarce
Udalut a report of the trial of Criminal
Case No 13 of 1855.

(Here enter F.C. No 1668 of 1855.)

The Court of Sunjarce
Udalut concur in the conviction of the 1st
Prisoner,

Parady Sookadoo,

of Culpable Homicide, and sentence
him as recommended by the Agent to im-
-prisonment for five years with hard labor
in irons.

Ordered, that Extract from
these proceedings be sent to the Agent to
the Governor of Fort St. George, at Vizaga-
-tam, for his information.

(Sent in No)

Read Miscellaneous Petition
presented on the 9th July 1855, by
Mr. J. H. O. Wilson, dated on behalf
of T. Appalachary of the Zillah of
Cuddapah.

(Here enter F. M. O. No 1805 of 1855.)

&c.

Mr. H. A. Morehead.

1.

The petitioner being a[ccused] at the assizes held by the Sessions Judge of Bellary, in his petition dated 9th April [illegible] the Court of Sunjeavee Adalut, prays, in consideration of the circumstances detailed in his present petition, direct the Sessions Judge to hold a new trial in the case.

2.

The Court of Sunjeavee Adalut learn from the petitioner that he was robbed on the 15th January last, of cloths, and other property to the value of Rupees 1135-13-.

3.

On intelligence being received of a gang of robbers disposing of a quantity of jewels, etc. in an adjacent village, petitioner proceeded thither in company with the Tahsildar of Coilgondah, but before reaching there, they were informed that the whole of the property had been seized by the Officers of the Gadadee Police in the employment of one Krishna Row of the same village and taken before the Head of Police. The petitioner, in presence of the Tahsildar of Coilgondah and Gadaki, gave in a statement of the property of which he had been robbed and identified such of it as was his. The case was then committed to the Subordinate Court of Bellary, and petitioner was directed to produce proof of his ownership in the property stolen, he accordingly returned to his own home to procure other jewels to match those that had been stolen as well as the necessary witnesses. On arrival at Bellary he found that the case had been tried on the preceding day, and the Sessions Judge would neither recognize him as a 2nd prosecutor in the case, or call upon the 1st prosecutor, to whom the whole of the property had been delivered to deposit it in the Court or to give security for its production if required pending an appeal which petitioner intended making to the Court of Sunjeavee Adalut.

4.

The Court of Sunjeavee Adalut, are of opinion that petitioner's case has been improperly disposed of by the Session Judge. The property in dispute was produced before

before the Court by the Police, and as it was plained by another party, who has also been robbed, it was plainly the duty of the Sessions Judge to have heard the case in question before he declined the jurisdiction to the Petitioner in this case, and to have taken such course as was requisite to bring the Prisoners to trial upon the charges preferred against them by Petitioner.

5. The Court of Sudder Udalut direct the Sessions Judge (into whose custody the party to whom the property has been delivered to produce) to bring immediately before the Court, and after he has taken into consideration all that petitioner had to urge in (reply) to the said (objections) proceed to pass such orders and thereupon as may be

Ordered, that a Rule do issue upon these proceedings be forwarded to the Sessions Judge of Bellary for his information.

(Sent in Lr.)

Read Miscellaneous Petition presented

presented on the 2nd Instant by Gondalasamy Nouikan of the Zillah of Combaconum.

(Vide entry F. M. P. No. 1765 of 1855.)

Mr. W. A. Morshead. 1. The petitioner is again referred to the orders already passed by the Court of Sudder Udalut in the matter of his petition, and is informed that they are final.

2. The petition is rejected.

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

Read Miscellaneous Petition presented on the 16th June 1855, by Arthur M. Ritchie, Esqre, Barrister at Law and Vakeel on behalf of Gondarady, of the Zillah of Cuddapah.

(Vide entry F. M. P. No. 1615 of 1855.)

Mr. W. A. Morshead. 1. Petitioner is the Uncle of the 1st, and father of the 2nd prisoner in Case No. 27 of 1852 on the file of the Sessions Court of Cuddapah, who were convicted of gross abuse of authority attended with murder, and were sentenced to transportation for life.

The

2.

The prisoner, praying this Court to stay execution
station, until this Court be able to pass
sentence until they should be able to pass
a detailed petition of appeal, but that
after hearing Counsel on their behalf
reason to doubt the justice of their conv
and therefore declined compliance with the
request.

3.

Petitioner points out what he
considers to be inconsistencies in the evidence
adduced in the case, and prays that he may
be heard at length by Counsel in the
of satisfying the Court that his petition
are innocent of the crime laid to their charge

4.

The Court of Singhasee Zillah
decline to hold further proceedings in this matter
The case now disposed of by the Court
of Sonepore Adalut on a consideration of the
record of the trial. Petition rejected.

Ordered, that extract from
these proceedings be furnished to the Petitioners
Counsel on his application

Read Miscellaneous Petition
presented on the 2nd Instant by Mollay of the
Zillah

Zillah of Chingleput.

(Here enter S. R. P. No. 175 of 1855.)

Mr. F. A. Morehead

1.

Petitioner appeals against
the sentence of 4 years' imprisonment with
hard labor in irons passed by the Sessions Judge
of Chingleput upon her son Chinnapien,
2nd Prisoner in Case No. 11 of 1855 on the
file of the Session Court at that station
on his conviction of having aided and abetted
the 1st Prisoner in that case in the commis-
sion of High-way Robbery.

2.

The Court of Foujdaree
Adalut observe that the 2nd Prisoner confessed
the offence and the sentence has been already
mitigated by them to one of 4 years

The Court of Foujdaree

3.

Adalut resolve therefore to reject this Petition

Ordered, that Extract from
these proceedings be given to the Petitioner on
her application.

Read Miscellaneous Petition
presented on the 9th Instant by Yerrum
Reddy of the Zillah of Chittoor.

(Here enter S. R. P. No. 181 of 1855.)

The

21st July, 1855.

Mr. W. A. Morehead.

Vakeel on his application.

Read Miscellaneous Petition presented on the 14th Instant by John Sanchoo Menon, Vakeel on behalf of Pollanoor Illatoo Parambil Moonooly and another of the Zillah of Calicut.

(Here enter F. M. P. No. 185 of 1855.)

Petitioners appeal against

1. an order of the Session Judge of Calicut, declining to interfere with the decision of the Magistrate of Malabar proving a previous one passed by the Betutnad Tahsildar conferring upon their opponents the management of the Irroomana land, &c.

The Court of Foujdaree Adalut

2. resolve to reject this Petition, as they see no grounds to interfere on behalf of the Petitioner.

Ordered, that Extract from these proceedings be given to the Petitioners' Vakeel on his application.

Read letter under date the 4th July, 1855, from the Acting Agent to the Governor

21st July, 1855.

Mr. W. A. Morehead.

The Court of Foujdaree Adalut resolve to reject this Petition as they see no reason to call in question the correctness of the orders appealed from.

Ordered, that Extract from these proceedings be given to the Petitioners' Vakeel

1.

Mr. W. A. Morehead.

The Court of Foujdaree Adalut resolve to reject this Petition as they see no reason to call in question the correctness of the orders appealed from.

Ordered, that Extract from these proceedings be given to the Petitioners' Vakeel on his application.

Read Miscellaneous Petition presented on the 9th Instant by Soonda Chasy, Vakeel on behalf of Appadanny Tillay of the Zillah of Tinnevelly.

(Here enter F. M. P. No. 182 of 1855.)

The Petitioner appeals from an order of the Session Judge of Tinnevelly confirming the Proceedings of the Magistrate and his Assistant, fining the Petitioner the sum of 3 Rupees for having used abusive language to the Cutwal at that Station.

The Court of Foujdaree Adalut resolve to reject this Petition as they see no reason to call in question the correctness of the orders appealed from.

Ordered, that Extract from these proceedings be given to the Petitioner's Vakeel

Coroner of Fort St. George to Govt.

for the final judgment of the Sessions Court
a report of the trial & Criminal Calendar
of 1855 on his file.

(Here note Fld. No. 1643 of 1855.)

The Court of Sessions Chingleput

concur in the conviction of the Prisoner,

Raghoo Gowdoo,

of Perjury and sentence him as recommended
by the Acting Agent to Imprisonment & Hard
one year with hard labor in irons.

Ordered, that the proceedings be forwarded to the Acting Agent
to the Garrison of Fort St. George & Govt
(Sent in &c.

Read letter dated 9th Instant
from the Sessions Judge of Tinnevelly submitting
for the final judgment of the Sessions
Udalut the trial in Case No. 115 of 1855, on
the Calendar of the Sessions Court.

(Here note Fld. No. 1645 of 1855.)

The Court of Sessions Udalut
on a deliberate consideration of all the circum-
stances of the case in evidence before them being
of

21st July 1855.

of opinion that the proof against the prisoner,
Linga,
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.

The prisoner in this case was
1.
charged with the murder of his wife and con-
victed by the Sessions Judge who in forwarding
the Record of trial for the final judgment
of the Court of Sessions Udalut, recom-
mended that the capital sentence which
the prisoner had incurred should, in consider-
ation of the absence of any apparent motive
for the commission of the crime, be mitigated
to transportation for life.

The Court of Sessions Udalut
2.
while concurring with the Sessions Judge in the
conviction of the prisoner cannot admit the
sufficiency of the reasons advanced by the
Sessions Judge for mitigating the prisoner's pu-
-nishment

21st July. 1855.

punishment to be transportation. The Court was deliberated, and enquired of the prisoner by the prisoner in his own defence, what the inciting cause may have been, in not appearing but in the absence of any thing on the record to palliate such a crime, the prisoner ought to be subjected to the full penalty of the law. The Court of Singapore Adalut therefore have sentenced the prisoner to suffer death by being hanged.

Ordered, that by Dawk from these proceedings be forwarded to the Session Judge of Penang for his information.

(Sent in &c.)

Read letter under date the 14th July 1855 from the Acting Session Judge of Malacca forwarding English translation of the Report of the Court, for the final judgment of the Court of Singapore Adalut.

(Here see No. 656 of 1855.)

The Court of Singapore Adalut on a deliberate consideration of all the circumstances of

21st July, 1855.

of the case in evidence before them, being of opinion that the Prisoners,

1st, Vaitayoda Pandaram,

and

2nd, Vellattam,

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.

The prisoners were charged 1st, with

1.

house-breaking and theft, and secondly, with having in possession of certain property stolen from the prosecutor. The Mahommedan Law Officer found the prisoners guilty of the second Count of the charge, in their Police confessions, he acquitted them on the 1st Count of the charge.

The Acting Session Judge being

2.

of opinion that the evidence for the prosecution was quite insufficient for the conviction of the prisoners on either Count of the charge, recommended their release.

The Court of Singapore

3.

Adalut concur with the Acting Session Judge in

F. No.

Monday
23d July 1855. } At a Court of the Foujdaree Adaulut.

Present

G. S. Hooper Esquire
W. A. Morshead Esquire } Puisne Judges
J. Le. Strange Esquire

Read Calendar in Criminal Case No. 76 of 1855 submitted by the Sessions Judge of Cuddalore.

The Prisoners three in number were enter'd to Bail No. 87 of 1855 on a charge of Gang Robbery. the Sessions Judge concurred with the law Officer in considering the evidence upon the whole insufficient to warrant the conviction of the prisoners, but being of opinion that the presumptive proof against them was very great required them to give security for their good behaviour, and appearance for the space of three years or in default to be imprisoned for that period.

The Court of Foujdaree Adaulut observe

2.

21st July 1855.

in acquitting the prisoners in consequence of the
shadowy and unsatisfactory nature of the
They think that in all probability the
found upon the prisoners was thrown away
their Police, confessions were extorted.

4.

The Court of Fouj
Adaulut consider the Letter of the Sessions
an extraordinary one, and quite upon to the
objection made to it by the Acting Sessions Judge
in his letter of reference.

5.

The prisoners are to be released
forthwith.

Ordered, that Extract from these
proceedings be forwarded to the Acting Sessions Judge
of Madura for his information.

(Sentence &c)

Register

observe that the Sessions Judge has
to point out in what respect the
in support of the charge was defe
they are of opinion that what was
forward was sufficient for the Commit
of the prisoners

Ordered that Extract of
these Proceedings be forwarded to the
Judge of Cuddalore for his information

(Sent in No.)

Read Calendar of Cas
No. 17 of 1855 of the Sessions Court of Cudd

(Here enter F. 86. No. 1620 of 1855)

The Court of Foujdaree Ad
are of opinion that a sentence of 2 years
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 resolve to Con
upon the Sessions Judge to reduce his
sentence accordingly

If unable to concur
with the Court in the propriety of the
mitigated sentence now proposed, the Sessions
Judge

23d July 1855.

Judge will be pleased to submit an English
translation of the entire Record of the Case
for their consideration

Ordered that Extract from
these proceedings be sent to the Sessions Judge
of Cuddalore by Precept returnable within
7 days from and after its receipt.

(Sent following Precept No.)

Read Calendar in Case
No. 51 of 1855 submitted by the Sessions Judge
of Bellary

(Here enter F. 86. No. 1615 of 1855)

The Prisoner in the above
1
case was committed by the Subordinate
Judge to take his trial before the Sessions
Court on a charge of "Severe wounding",
before the transmission of the report from
the Zillah Surgeon as to the nature of
the wounds received by the Prosecutor.

The Zillah Surgeon's report
2
received after the Committal of the Case
pronounced the wounds to be not of a
serious nature and accordingly the Sessions
Judge remanded the Case to the Subordinate

Judge

Judge for disposal.

3

The Court of Foujdaree Adawlut are of opinion that the Sessions Judge should have passed his own sentence in this case, it being left to the Subordinate Judge to exercise his discretion as to the Course or otherwise of a case of this nature.

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

(Sent in &c.)

Read Miscellaneous Petition presented on the 16th July 1855 by Gunaharma Pillay of Zillah Madura.

(Here enter R. Mo. P. No. 186 of 1855)

The Petitioner complains of the refusal of the authorities in the provinces of Madura and Trichinopoly to take cognizance of a complaint preferred by him against Capp and his wife, charging them with having assaulted him and attempted to kill him in Pedrocotta Lake and he prays for an order to the local authorities to investigate the matter of his complaint.

As

As it appears from Petitioners Statement that the party against whom he complains is now residing in the District of Salem, the Judges of the Court of Foujdaree Adawlut, with reference to the provisions of 33 George III Chapter 52 Section 69 refer the Petitioner to the Magistrate of Salem who in his Capacity of justice of the peace is competent to deal with the case in question

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

Canadian

Extract filed

Read letter dated 13th July 1855 from the Sessions Judge of Bellary, submitting for the final Judgment of the Foujdaree Adawlut the record in Case No. 47 of 1855 of the Calendar of the Sessions Court.

(Here enter No. 165 of 1855)

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

23rd July 1855.

The Prisoners 11 in number were arraigned on a charge of Gang Robbery attended with murder the Law Officer delivered a Futwah Convicting the prisoners of Wilful murder. the Session Judge did not concur in the finding of the Law Officer but considered the prisoners guilty of Culpable Homicide of a most aggravated description and recommended that the 3rd prisoner who appeared to have Commenced the attack on the deceased, should be sentenced to transportation for life and the remainning prisoners to 14 years imprisonment with hard labor in irons.

The Court of Foujdaree Udalut Concur with the Session Judge in Convicting the prisoners of Culpable Homicide. The assault upon the deceased has been clearly proved, against them- they have denounced from the beginning and there is ample evidence to their attack upon the deceased, which the Court of Foujdaree Udalut see no reason for

distrusting

23rd July 1855.

against the prisoners

1st Kalpalum Chinnaswamy
2nd Pasalumah
3rd Kalpalum Venkatumah
4th Mundoo
5th Settipully Tungamah
6th Busta Sungiah
7th Settipully Chinnaswamy
8th Settipully Tegadoo
9th Kalaya Narrangah
10th Kalpalum Narrasimmah
and
11th Nuga Pamparmah

is sufficient to Convict them of the Crime of Culpable Homicide, for which the punishment of Death is answerable under the Hindoo Law as declared in Futwahs of their Law Officers. do Convict them thereof and under the provisions of Clause Second Section XV Regulation VII of 1802, and Section XXXVI Act XIV 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 the period of (10) Ten years

distrusting.

3 The assault was committed in the open street and in the presence of others, and the circumstances of the case appear to the Court to justify the Sessions Judge in his conclusion that the prisoners design was simply to subject the deceased to a severe beating and not to take his life...

4 The Court of Tanjore Udalut do not consider it fully proved that the 3rd prisoner began the assault by using a knife against the deceased; the prosecutor is the only person who in the first instance deposed to this effect and the evidence of the other deponents as given before the Police, is, that the remaining prisoners commenced the actual assault on the deceased; in this circumstances the Court of Tanjore Udalut see no ground to draw a distinction between the prisoners and therefore sentence them each to 10 years imprisonment with hard labor in irons

23rd July 1856

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

(Sent in No)

E. T. Holt

S. C.

Tuesday 24th July 1855 } At a Court of the Tonjidaree Adalut.

Present

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
T. Le. Strange Esquire

The record of trial in referred Case No. 24 of 1855 on the Calendar of the Sessions Court of Cuddapah not having yet reached the Court, though called for on the 3rd Instant.

Ordered that the Sessions Judge of Cuddapah be required to submit the record aforesaid, with an explanation of the reason for the delay that has occurred in its transmission, by Precept returnable within III days from and after its receipt.

(Sent in No.)

Read Calendar in Cases No. 30 and 37 of 1855 submitted by the Sessions Judge of Coimbatore.

(Hereinto S. C. No. 601 of 1855)

The

24th July 1855.

1

The Prisoners in the above case were 14 in number; the Sessions Judge in Concurrence with the Law Officer Convicted the 1st 2d 3d & 5th prisoners, and acquitted the remainder directing their discharge with the exception of the 7th prisoner detained on security under strong suspicion. The above Convicted prisoners were sentenced by the Sessions Judge to 14 years imprisonment with hard labor in irons, subject to a mitigation to the extent of 7 years imprisonment.

2

As regards the 7th prisoner, the Court of Tanjore Udalut are of opinion that the evidence adduced was sufficient for his conviction.

3

The Court of Tanjore Udalut are unable to accede to the recommendation of a mitigated punishment in the case of the 1st, 2d, 3d and 5th prisoners, the robbery of which they have been found guilty was a daring and well planned one - moreover are represented to be the ring leaders of bands of Robbers.

Ordered

24th July 1855

Ordered that Extract from these proceedings be sent to the Sessions Judge of Coimbatore for his information.

(Sent in Sic)

Read Calendar of Case No. 40 of 1855 submitted by the Sessions Judge of Coimbatore

(Here enter F.H.C. No 1621 of 1855.)

1

The 1st and 2nd prisoners were charged with murder, and the 3d with being an accessary before and after the fact. The case was committed for trial by the Principal Sudr Ameen, but remanded by the Sessions Judge, in order that the Principal Sudr Ameen should take the requisite steps to obtain the evidence of the 2d prisoner as an approver.

2

The Court of Tanjore Udalut are of opinion that the Sessions Judge was in error in remanding this case to the Lower Court he should under Section XXII Regulation VIII of 1802 himself have made the application to admit the 2nd prisoner as approver.

Ordered

21st July 1855

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

(Sent in Ps)

Circular Order No 206

A Pt has been brought to the notice of the Court of Foujdaree Udalut that considerable misapprehension prevails in regard to the mode of carrying out the provisions of Regulation XVIII of 1837, the Court resolve to intimate for the future guidance of the Magistracy that in the investigation of Complaints preferred under the provisions of Sections XXXII and XXXIII Regulation IX of 1816 they have only to record besides the Complaint and the defence the material parts of the evidence and that as briefly and Concisely as is Consistent with precisity and due attention to the leading features of the Charge.

to 1802

F. 116.

Wednesday 25th July 1855 } At a Court of the Foujdaree Udalut.

Present

Gr. S. Hooper Esquire
W. A. Marshead Esquire } Puisne Judges
T. Le. Strange Esquire

Read letter dated the 12th July from the Principal Sudr Ameen of Coimbatore.-

(Here enter F. 116. No 1650 of 1855)

1 In the above letter the Principal Sudr Ameen submits an application under the provisions of Section XX Regulation VIII of 1802 for an offer of Conditional pardon being made to one Coopoen 2nd Prisoner in a case of murder No 126 of 1855 on the Condition of his becoming an approver in the case in question.

2 It would appear from the above letter that the Principal Sudr Ameen, on the above case which he had

Committed

Committed for trial before the Sessions being remanded to him in order that he might take the requisite steps to procure the sanction of the Tanjore Collector to the 2nd Prisoner as an approver in the case informed the 2nd Prisoner that an offer would be made to the Tanjore Collector his pardon, and to admit him as an approver if he would consent to declare all he knew concerning the murder.

3

The Court of Tanjore Collector resolve to point out to the Principal Sudr Ameen that the Course pursued by the was irregular; the tender of a Conditional pardon should not have been offered to the prisoner until the sanction of the Tanjore Collector had been previously obtained and when the tender was made it should have been in accordance with the Circular Order of the Court of Tanjore Collector dated 3rd April 1828.

4

Under the Circumstances stated in the Principal Sudr Ameens letter the Court of Tanjore Collector sanction the offer

of a Conditional pardon to the 2nd Prisoner in the case referred to.

Ordered that Extract from these proceedings be forwarded to the Principal Sudr Ameen of Coimbatore for his information.

Sentence No.

Read letter dated 17th July 1835 from the Sessions Judge of Chingleput. (Here enter S.C. No. 1652 of 1835)

1

In the above letter the Sessions Judge reports having left his station on the 30th Ultimo to visit the detached Gaol of Convicts at Guindy.

The Court of Tanjore

2

Collector point out to the Sessions Judge that he should have reported the time during which he was absent from his station on the visit referred to.

Ordered that Extract from these proceedings be sent to the Sessions Judge of Chingleput. for his information.

(Sent in No.)

Read letter dated 19th July 1835 from

the Acting Joint Magistrate in charge of Tellore.

/ Here enter R.C. No 1683 of 1855 /

1 In the above letter the Acting Joint Magistrate solicits the sanction of the Foujdaree Udalut for a reward of Rupees 500 to be offered for the discovery of the Chief and Rupees 100 for that of each of the inferior offenders implicated in the murder of A. Appiah.

2 For the reasons assigned by the Acting Joint Magistrate the Court of Foujdaree Udalut sanction the offer of the reward applied for in the letter under review.

Ordered that Extracts from these proceedings be forwarded to the Acting Joint Magistrate in charge of Tellore for his information.

(Sent in Pc.)

Read Miscellaneous Petition presented on the 21st July 1855 by Mr J. B. Wilson Vakeel on behalf of Veerasamy Naick and others; Zillah Chingleput

Here enter

Mr. G. S. Hooper
and
Mr T. L. Strange

1 The Petitioners, the heirs and representatives of prisoners 1 to 6 in Calendar of Case No. 1 of 1855 before the Sessions Court of Chingleput under sentence of transportation for life, pray the Court of Foujdaree Udalut to review their sentence passed in the above case.

The Court of Foujdaree

2 Udalut see no grounds for acceding to the prayer of this petition — The Case received the mature judgment of the Court when their sentence in it was passed and the petitioners' Law advanced nothing to lead the Court to question the correctness of their judgment. The Court moreover remark that this petition is presented out of time. The Prisoners should have claimed a hearing by Vakeel when the Case was under trial for which they had ample opportunity.

Ordered that Extracts from these proceedings be furnished to the Petitioners Vakeel on his application.

Read return dated 5th July 1855
from the Sessions Judge of Tinnevelly to the
Precept of the Fouzdaree Udalut under date
the 27th June 1855, directing the Sessions Judge
to transmit the Reports of 6 Cases which
were entered as pending in the abstract
appended to the Report B submitted for
the month of May 1855.

(Here enter F. No. No. 1590 of 1855)

Read Return dated 9th Instant
from the Sessions Judge of Chingleput to
the Precept of the Fouzdaree Udalut under
date the 4th July 1855 calling for explanation
of the Principal Sudr Ameen of Chingleput
regarding the mode which in this instance
constitutes the Crime one of House breaking
in Criminal Case No. 30 of 1855.

(Here enter F. No. No. 1591 of 1855)

Read Calendar of Cases No. 20
of 1855 submitted by the Acting Sessions Judge
of Nellore under date the 11th July 1855

(Here enter F. No. No. 1642 of 1855)

Read Calendar of Case
No. 55 of 1855 submitted by the Sessions Judge of

25th July 1855

of Bellary under date the 11th July 1855.

(Here enter F. No. No. 1661 of 1855)

Read Statement dated 18th
Instant submitted by the Sessions Judge
of Cuddalore, of Batta paid to Prosecutors
and witnesses in the Cases pending before him
during the 2nd half year 1854.

(Here enter F. No. No. 1680 of 1855)

Read Statement dated 12th
Instant submitted by the Sessions Judge of
Chicacole, of Batta paid to Prosecutors and
witnesses attending before him during the
1st half of 1855.

(Here enter F. No. No. 1685 of 1855)

Read Statement dated 2nd
Instant submitted by the Sessions Judge
of Coimbatore, of Batta paid to Prosecutors
and witnesses attending before him during the
1st half of 1855.

(Here enter F. No. No. 1702 of 1855)

4 Copies Rd

F.116.

Thursday. 26th. July, 1855. At a Court of the Foujdaree Udalut.

Present.

G. S. Hooper, Esquire
W. A. Morehead, Esquire — Puisne Judges.
T. L. Strange, Esquire

Read Calendars of petty cases disposed of by the Magistracy of Mangalore during the 1st. Quarter of 1855.—

/Here Enter F.116. No. 1580 of 1855/-

There is nothing set forth in the abstract of charge which can be looked upon in the light of a "Trespass".—

Calendar I. No. 40.

1.

The Court of Foujdaree Udalut observe that this was a simple "breach of Contract", and as such, was not cognizable by the Magistracy as a penal offence.— They therefore direct that the fines, if levied, be remitted,

No. 93.

2.

and

and returned to the Parties from
they were collected.

Calendar II
No. 7.

3.
The latter part of the
offence charged in the abstract
No. 11. have appeared in the hearing.

4.
The Prisoners in the
noted in the margin are charged
having "broken the Locks of the
"of Prosecutor's house, and stolen
"from Property valued at Rupees
"The charge according to the wording
of the Indictment should have
entered as one of "House breaking
Theft".

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

Sent in a No.

Read letter dated 6th
from the Sessions Judge of Cuttack
Circular 1 dated 5th Inst. No. 1609 of 1855

1.
The Sessions Judge in

above letter submits for the opinion of
the Court of Foujdaree Adalut the
question whether the circumstance of
being in possession of stolen property
obtained by gang robbery with a
guilty knowledge constitutes sufficient
grounds for charging the party with
having been concerned in the robbery
itself.

2.
The Court of Foujdaree
Adalut are of opinion that as a
general rule it is right that all
parties found in possession of pro-
perty, obtained as mentioned in
the letter of the Session Judge under
notice, should be charged with the
Robbery: such possession is a strong
presumption against them and it
is for the parties charged with the
offence to clear themselves thereof.

Ordered, that Extract
from these Proceedings be forwarded
to the several Session Judges for
their information and for communication

to

2. 26th. July, 1855.

to the Subordinate Judicial Officers
within their Districts.—

4 Pr/Roll.

/Sent in No. /—

Geo. Noble

F. 116.

Friday.
27th. July, 1855. At a Court of the Foujdaree Adalut—

Present.

G. S. Hooper, Esquire
W. A. Morehead, Esquire } Puisne Judges.
T. L. Strange, Esquire

Read return dated the 16th. July from the Acting Sessions Judge of Combaconum to the precept of the Foujdaree Adalut under date 25th. June 1855 directing the Acting Sessions Judge to call on the Magistrate to report what was known of the 3d. witness in Case No. 21 of 1855 on the file of the Sessions Court, and what led the Head of Police to act on his improbable story.—

/Here enter F. 116. No. 1670 of 1855/—

With the foregoing return

1.

the Acting Sessions Judge forwards the required explanation from the Magistrate regarding the 3d. witness, from

which

which it would appear that the
had always borne an irreproach
character in the village in which
resided and that the Police Ma
of Cavilady was induced to act
the information voluntarily giv
this witness in consequence of h
having been mainly instrumental i
discovering in January last certain
accused of Burglary in Tricking

2.

The Court of Foujd
Udalut direct the Acting Sessions J
to inform the Magistrate that the
formation on which the Police Ma
acted is not considered by the Co
sufficient, and that he should whe
required some corroboration of the
statements made by the 3d witness
before proceeding to act upon them

Ordered, that Extract
from these Proceedings be forwarded
the Acting Sessions Judge of Gud
Gooram for his information.

/Sd/ H. E.

Read letter under date the
19th. July 1855 from the Acting Sessions Judge
of Nellore forwarding English Translation
of the record of Case No. 17 of 1855, on the
Calendar of the Sessions Court, for the
final Judgment of the Court of Foujdaree
Udalut.-

/Here Enter F.M.C. No. 1688 of 1855/-

The Court of Foujdaree

Mr. G. S. Cooper.
and
Mr. W. A. Morehead. Udalut on a deliberate consideration
of all the circumstances of the case
in evidence before them, being of
opinion that the Prisoner,

1st. Adimulam Viresem.

is not convicted on presumptive or
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.-

The prisoner was charged
1.
with the murder of his wife. The
Acting Sessions Judge in concurrence
with the Law Officer convicted him

of

of the crime and in referring the
to the Court of Fouydaree Adalut
their final judgment recommend
that he should suffer death.-

2. The Court of Fouy
Adalut are of opinion that the ev
adduced in support of the charg
fails to prove that the deceased
was necessarily the result of viol

3. The testimony borne
the appearance of the dead body
is far from conclusive as to the
immediate cause of death.-

4. The Acting Sessions Judge
and the Law Officer have assumed
that the prisoner killed his wife
by strangling her, the appearances
of the corpse, as deposed to by the
witnesses could not, the Court con
sider have afforded any safe pre
sumption of death having been
caused by strangulation. The face
was unchanged the usual effusion
attending death caused by violence

F. Ab.
27th. July, 1855.

of this description, such as the protru-
sion of the eyes and tongue, bloody
froth about the nose or mouth, were
wanting the deceased when discovered
was described as lying upon her side,
the clothes apparently undisordered,
and nothing present in any way to
indicate that violence had been used
or any struggle taken place. The
slight scratch on the neck and the
bruise on the forehead seem to the
Court of Fouydaree Adalut to be
deserving of little consideration from
the entire absence of any other traces
of violence.-

5. The testimony to the a
appearance of the neck being swollen
the Court look upon as unworthy
of credit none of the witnesses as
agreeing in their statements on this
point.-

6. The Court of Fouydaree
Adalut are led to believe that the
suddenness of the deceased's death
coupled

coupled with the fact of the exist
of some family dispute between
Prisoner and himself, apparently
hurried the Villagers to the con
:sion that the Prisoner had mur
:dered his wife.—

7. With this view of the
case the Court of Foujdaree Adaw
acquit the Prisoner of the crime
charged and direct his release.—

Ordered, that Copies
from these Proceedings be forwarded
to the Acting Sessions Judge of
Nellore for his information.—

/Sent in Ex.

Read return dated the
April 1855 from the Acting Sessions Judge
of Combaconum to the precept of the
Foujdaree Adawlut under date the
April 1855, directing the immediate
release of the 3d and 4th Prisoners
Sessions Cases No. 10 of 1855.—

/Here Enter F.W.C. No. 1060 of 1855/

Read Ca

dated the 10th Instant submitted by
the Sessions Judge of Chittoor for the
month of June 1855.—

/Here Enter F.W.C. No. 1627 of 1855/—

Read Calendars of Cases
Nos. 52, 53 and 54 submitted by the
Sessions Judge of Bellary under date
the 14th Instant.—

/Here Enter F.W.C. Nos. 1658, 1659 & 1660 of 1855/—

Read Statement dated the
18th Instant submitted by the Sessions
Judge of Chittoor of Batta paid to
the Prosecutors and Witnesses who a
attended before the Sessions Court from
1st January to 30th June 1855.—

/Here Enter F.W.C. No. 1665 of 1855/—

Read Report dated the
13th Instant submitted by the Sessions
Judge of Cuddalore of Persons appre
=hended and delivered to the Acting
Joint Magistrate in the month of
June 1855.—

/Here Enter F.W.C. No. 1672 of 1855/—

Read Supplemental return
dated

dated the 17th July 1855 from the Sessions Judge of Cuddapah to the Precept of the Tonjadaree Udalut under date the 4th June 1855, desiring that the Magistrate be called on to report who the Pulledar in No. 21 of the Calendar for 1855, and in what manner the Police avail themselves of his services.—

(Here Enter F.R.C. No. 1673 of 1855)—

Read Calendar of Case No. 25 of 1855 submitted by the Sessions Judge of Trichinopoly under date the 17th Instant.—

(Here enter F.R.C. No. 1677 of 1855)—

Read Calendar of Case No. 23 of 1855 submitted by the Sessions Judge of Trichinopoly under date the 18th Instant.—

(Here enter F.R.C. No. 1678 of 1855)—

Read Calendar of Case No. 22 of 1855 submitted by the Acting Sessions Judge of Madura under date the 16th Instant.—

(Here enter F.R.C. No. 1679 of 1855)—

Read

F.R.C.

Read letter dated the 13th Instant from the Acting Agent to the Governor of Fort St. George at Ganjam transmitting the Statements of Police Force for the Years 1853 and 1854.—

(Here Enter F.R.C. No. 1681 of 1855)—

Read Calendar of Case No. 28 of 1855 submitted by the Acting Sessions Judge of Combaconum under date the 20th Instant.—

(Here Enter F.R.C. No. 1690 of 1855)—

Read Criminal Reports dated the 1st Instant submitted by the Acting Sessions Judge of Salem for the month of June 1855.—

(Here Enter F.R.C. No. 1691 of 1855)—

Read Calendar of Case No. 56 of 1855 submitted by the Sessions Judge of Bellary under date the 19th Instant.—

(Here Enter F.R.C. No. 1698 of 1855)—

Ex[illegible]

F. U.

Saturday 28th July 1855. } At a Court of the Tonjdaree Adalut

Present

G. P. Cooper Esquire
W. A. Morehead Esquire
T. L. Strange Esquire
} Puisne Judges

Read letter dated 9th July from the Session Judge of Bellary.

/Here Enter Pll No. 1623 of 1855/

With the above letter the Sessions Judge forwards copy of a communication from the Deputy Commissioner of the Western Raichore Division dated 6th July requesting to be informed whether prisoners sentenced in his district to transportation can be received into the Jail at Bellary for transmission to the Court, and the Sessions Judge requests to be favored with the instructions of the Court of Tonjdaree Adalut on the subject.

1.

The Court of Tonjdaree Adalut are of opinion that under the provisions of Section II Act V of 1847 the Officer in charge of the Jail at Bellary is competent to

2.

to receive such prisoners under sentence of transportation as may be forwarded to him by the Deputy Commissioner.

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

/ Sent in Rc /

Read Miscellaneous Petition presented on the 16th Instant by Ebram saib of Zillah Combaconum -

/ Here Enter D.M.P. No 189 of 1855 /

Mr W.A. Morehead

The Petitioner was already informed by proceedings of the 7th Instant that the Court of Foujdaree Adalut declined to interfere in the matter of his Petition.

This Petition is therefore rejected -

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

Read miscellaneous Petition presented on the 16th Instant by Mookthiar Vakeel on behalf of Gopaula Naiken of

of Zillah Tinnevelly -

/ Here Enter D.M.P. No 188 of 1855 /

Mr W.A. Morehead

The Petitioner complains of the insufficiency of the punishment of one months suspension from office awarded by the Sessions Judge of Tinnevelly to Andeemoolum Pillay the Sailor at that station against whom the Petitioner preferred certain charges, and he prays for the interference of the Court of Foujdaree Adalut to order a more severe punishment to be inflicted upon the Sailor -

The Court of Foujdaree Adalut see no reason to interfere in this case as solicited by the Petitioner, and accordingly resolve to reject this Petition -

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

Read Miscellaneous Petition presented on the 5th Instant by M Poolla Thary of Zillah Salem -

/ Here Enter D.M.P. No 178 of 1855 /

The

28th July 1855.

Mr W.A. Morehead /

The Petitioner prays for the release of his brother Coobroya Anchee the Prisoner in Case No 17 of the Salem Calendar for 1855, who was convicted of Housebreaking and theft and sentenced to 4 years imprisonment with hard labor in irons and to receive 90 Lashes with a Cat O nine tails.

2.

The Court of Foujdaree Adalut see no reason to question the correctness of the sentence appealed against and accordingly resolve to reject this Petition.

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

Read miscellaneous Petition presented on the 16th Instant by Caly Vunneyan and another of Ticcah Tunnivelly.

/ Rec'e Enter'd No 187 of 1855 /

The Petitioners pray for the release of their relations Krishna Vunnayan and Yerooliyan Prisoners in Case No 11 of 1855 on the file of the Sessions Court of

of Tinnivelly, who were convicted of Gang Robbery by open violence and wounding, and sentenced to be imprisoned with hard labor in irons for 7 years and to receive 70 Lashes with a Cat O nine tails.

The Court of Foujdaree Adalut see no reason to question the property of the sentence passed upon the Prisoners and accordingly resolve to reject this Petition.

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

Read again Calendar of Case No 19 of 1855 of the Sessions Court of Salem.

/ Rec'e Enter'd No 1431 of 1855 /

Read again also Return dated the 2d July 1855 from the Acting Sessions Judge of Salem to the Precept of the Foujdaree Adalut under date the 28th June 1855 requiring detailed information as to what led to the apprehension of the Prisoners as well as on certain other points in

in connection with Sessions Case No 19 of 1855

/ Here Enter Ptt No 565 of 1855 /

Read also return dated the 18th July from the Acting Sessions Judge to the precept of the Poinjdaree Adalut under date the 14th July 1855 calling for the Original Record of the above Case for their consideration.

/ Here Enter Ptt No 1676 of 1855 /

The prisoners 5 in number were arraigned on a charge of Highway Robbery. The Law Officer delivered a futwah convicting them of the crime. The Acting Sessions Judge concurred with the Law Officer and sentenced the prisoners to 14 years imprisonment with hard labor in irons with a recommendation that the period of imprisonment should be reduced to 5 years.

The Court of Poinjdaree Adalut not deeming the reasons given by the Acting Sessions Judge for the conviction of the prisoners satisfactory, called for the record of the case.

On

28th July 1855.

On consideration of the circumstances detailed in the Record of this case. The Court of Poinjdaree Adalut observe that the evidence against the prisoners is entirely confined to their recognition at the time of the robbery by the 1st and 2d prosecutors. The prisoners were not before known to the prosecutors and they are stated to have formed part of a Gang of upwards of ten persons.

The Court of Poinjdaree Adalut are of opinion that in such circumstances it is impossible so to credit these statements as to warrant the conviction of the prisoners. They are therefore ordered to be immediately released.

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

/ Sent in No /

Read miscellaneous Petitions received through the Sessions Judge of Rajahmundry on the 18th Instant from Vro. Patruda Comamah Prisoner in case No 8 of 1855 on the file of the Sessions Court

Court at that Station-

/Here Enter S.M. P.No 190 of 1855/

Mr. Morehead 1.

The Petitioner appeals from a sentence of 2 years imprisonment with hard labor in irons passed upon him by the Sessions Judge of Rajahmundry on his conviction of being found in possession of stolen property knowing it to be such-

2.

The Court of Foujdaree Adalut see no reason to call in question the correctness of the sentence appealed from and accordingly resolve to reject this Petition-

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Rajahmundry for communication to Petitioner on his application-

/Sent in No /

Read Miscellaneous Petition presented on the 12th Instant by S. Tirumala charry Vakeel on behalf of Krishna Menon of Zillah Calicut-

Mr. Morehead /Here enter S.M.P. No. 184 of 1855/

The Petitioner, adverting to the proceedings of the Foujdaree Adalut dated

dated 23d June 1855 rejecting his previous Petition No 157 of 1855 in consequence of his not having produced the Magistrates order referred to in the Sessions Courts proceedings under date the 8th March 1855, now produced and prays for the interference of the Court of Foujdaree Adalut in his behalf as solicited in his former Petition-

Before disposing finally of

2.

this Petition, the Court of Foujdaree Adalut resolve to call upon the Sessions Judge with reference to his Proceedings dated the 8th March 1855 to state whether or not Petitioners plea of possible dispossession was deemed by him proved- As Jailing evidence proof the Court of Foujdaree Adalut do not perceive how the Police authorities could in any way interfere in the matter of the alleged title to enjoy the property in dispute-

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Calicut by Precept returnable in VI days from and after its receipt-

/Sent following precept No /

Read

Read again miscellaneous Petition presented on the 12th May 1855 by Sobanadha Deetchatur of Zillah Cuddalore

/Here Enter P/M.P No 136 of 1855/

Read also miscellaneous Petition presented on the 21st Instant by the same party

/Here Enter P/M.P No 193 of 1855/

Mr Morehead

Adverting to the Proceedings of the Tonjadare Adalut under date the 19th May 1855, the Petitioner produces the orders of the Magistracy of South Arcot, who he alleges granted permission to the weavers of Chetumtiaram to perform a certain festival in the Pagoda of Shree Sobanayagar in that village, independently of the Petitioner and his colleagues the stanikers of that Pagoda and prays for the interference of the Court of Tonjadare Adalut in his behalf.

Before disposing of these Petitions, the Court of Tonjadare Adalut resolve to call upon the Session Judge to submit a Statement of the case and to explain the circumstances that he deemed prohibited him from dealing with the orders of the Magistracy when an appeal

in

in respect to them had been preferred to him.

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Cuddalore by precept returnable in VI days from and after its receipt.

/Sent following precept No/

Read letter dated 21st July 1855 from the Sessions Judge of Chittoor transmitting the Death Warrant issued by him in conformity with the finial sentence of the Court of Tonjadare Adalut in Case No 15 of the Calendar of 1855 duly executed and returned by the Subordinate Judge together with a copy of a letter from that Officer.

/Here Enter P.M No 1701 of 1855/

Read Calendar of Case No 12 of 1855 submitted by the Sessions Judge of Guntoor under date the 21st July 1855.

/Here Enter P.M No 1711 of 1855/

Read Report dated 15th July 1855 submitted by the Agent to the Governor of Fort St. George at Vizagapatam of Persons apprehended in the separate Tracts of

Vizagapatam

20th July 1855

20th July 1855.

Pt.

Monday ---
30th July 1855. } At a Court of the Fouzdaree Adalut

Present

G. S. Cooper Esquire
W. A. Morehead Esquire } Puisne Judges
T. L. Strange Esquire

Read Calendars of Cases Nos. 34, 35 and 36 of 1855 of the Sessions Court of Coimbatore.

/ Here Enter Pt. Nos. 1638, 1639 & 1640 of 1855 /

The Court of Fouzdaree Adalut approve of the mitigated sentence proposed by the Sessions Judge in Case No. 34 Viz the 1st Prisoner to five years, the 2d to four years and the 3d to three years Imprisonment with hard labor in irons, and the Sessions Judge is hereby authorized to issue his warrant accordingly.

The Court of Fouzdaree Adalut observe, that the Sessions Judge should have given the grounds of his conviction in Nos. 35 and 36.

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

2.

Copy of Statement of Expenses incurred in the month of June 1855.

/ Here Enter Pt. No. 1714 of 1855 /

Read Statement dated 1st July 1855 submitted by the Acting Sessions Judge of Combaconum of batta paid to the Prosecutors and witnesses attending before the Sessions Court for the 1st half of the year 1855.

/ Here Enter Pt. No. 1725 of 1855 /

Ent. Kott

Sessions Judge of Coimbatore for his information.

/ Sentence No /

Read Criminal Reports for the months of June, Julah Cuaus

/ Here Enter P.R. No 1895 of 1855 /

Case No 101 by Mootty Thor Ameen

1. The Crime committed by the prisoner in this case, as alleged in the of the charge, was "Housebreaking with Theft." The sentence should have been passed under Clause sixth Section II Regulation VII of 1822.

Sec 103. 104 Cly No 2.

The same remarks apply to the cases noted in the margin. The sentences passed have been inadequate.

Sec 115 Cly Sub. Jour 3.

2. It is not alleged that the prisoner in this case obtained possession of the money under false pretences - the offence, according to the wording of the charge, was Theft.

Sec 1 Cly the Joint Magistrate.

The charge in this case should have been headed wounding.

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

/ Sentence No /

Read Calendars of Petty Cases disposed of by the Magistracy of the Southern Division of Arcot during the 1st Quarter of 1855.

/ Here Enter P.R. No 1543 of 1855 /

The Sessions Judge will be pleased to bring prominently to the notice of the Magistrate the very defective manner in which many of the Indictments, more especially those in cases of Abuse of Authority, are drawn up. The Court of Foujdaree Adalut observe that in the greater number of the cases of this description no mention is made of the Official Designation of the Parties, or of the circumstances under which the acts of oppression are alleged to have taken place.

Calendar No 4

2. The Sessions Judge has not taken the correct view of this case. The accused were not acting in their capacity of Police Officers, the Magistrate was therefore right in trying the case and awarding punishment under the Regulation quoted (IX of 1816), but the charge should have been entered as "Assault".

The

Sessions Judge of Coimbatore for his information.

/ Sentence Rd /

Read Criminal Returns for the month of June, Zillah Courts

/ Here Enter D.R. No 1895 of 1855 /

Case No 101 by Mootty Nuor Ameen

The Crime committed by the prisoner in this case, as alleged in the charge, was "Housebreaking with Theft." The sentence should have been passed under Clause sixth Section II Regulation VII of 1822.

Sec 103. 104 Ly do 2.

The same remarks apply to the cases noted in the margin. The sentences passed have been inadequate.

Sec 115 by Sub. Jour 3.

It is not alleged that the prisoner in this case obtained possession of the money under false pretences - the offence, according to the wording of the charge, was Theft.

Sec 1 by the Joint Magistrate.

The charge in this case should have been headed wounding.

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

/ Sentence Rd /

Read Calendars of Petty Cases disposed of by the Magistracy of the Southern Division of Arcot during the 1st Quarter of 1855.

/ Here Enter D.R. No 1543 of 1855 /

The Sessions Judge will be pleased to bring prominently to the notice of the Magistrate the very defective manner in which many of the Indictments, more especially those in cases of Abuse of Authority, are drawn up. The Court of Sudder would observe that in the greater number of the cases of this description no mention is made of the Official Designation of the Parties, or of the circumstances under which the acts of oppression are alleged to have taken place.

Calendar 1 No 4

The Sessions Judge has not taken the correct view of this case. The accused were not acting in their capacity of police officers, the Magistrate was therefore right in trying the case and awarding punishment under the Regulation quoted (IX of 1816), but the charge should have been entered as "Assault".

The

30th July 1855.

3 The Court of Poyjdaree Udalut concurs with the Sessions Judge (para 3 of Proceedings in Review of Case) in considering the punishment awarded to be very inadequate.

Calc. II No. 3
22.23

4 The Cases noted in the margin not being cognizable under Regulation III of 1819, the enactment provided against abuse of authority, should have been headed "Affaneh," and dealt with under the general Regulations.

Ordered, that Extract from these proceedings be forwarded to the Sessions Judge of Cuddalore for communication to the Magistrate for his information and future guidance.

/ Sent in Pc. /

Read Criminal Report for the month of June 1855, submitted by the Sessions Judge of Madura.

/ Here Enter P.R. No. 1826 of 1855 /

A No. 47.

The Court of Poyjdaree Udalut observe that the charge in the Case noted in the Margin should have been entered as "Theft" and not "Robbery"

Ordered

30th July 1855.

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

/ Sent in Pc. /

Read again Miscellaneous Petition presented on the 5th April 1855 by Sashummah of Zillah Nellore praying for the release of the 1st and 11th prisoners in Case No. 57 of 1854 of the Sessions Court of Nellore.

/ Here Enter P.R. No. 1115 of 1855 /

Read also return dated 18th July 1855 from the Acting Sessions Judge of Nellore to the precept of the Poyjdaree Udalut dated 11th July 1855 calling for the Original Records of Case No. 57 of 1854.

/ Here Enter P.R. No. 1675 of 1855 /

The Court of Poyjdaree Udalut having perused the records of this case see no reason to question the correctness of the sentence appealed from.

Mr. Morehead

2. Petition rejected.

Ordered, that Extract from these

30 July 1855.

these Proceedings be sent to the acting Sessions Judge of Nellore for his information -

/ Sent in No /

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

Read Criminal Report for the month of June 1855, submitted by the Sessions Judge of Rajahmundry

/ Here enter F. H. No. 1640 of 1855 /

Case No. 41

The 1st Prisoner in this Case convicted of Housebreaking and Theft has been sentenced to receive 24 Lashes and to be imprisoned in solitary confinement for one month - The Court of Foujdaree Udalut are of opinion that, considering the nature of the crime, the punishment awarded by the Subordinate Judge is very inadequate -

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Rajahmundry for communication to the Subordinate Judge for his information & future guidance -

/ Sent in No /

Ex. of Ord.

F. H.

Wednesday 1st August 1855

At a Court of the Foujdaree Udalut.

Present.

G. S. Hooper Esqre.
W. A. Morehead Esqre.
T. L. Strange Esqre.
} Puisne Judges

Read Report B. of the Subordinate Court for the Month of June 1855, submitted by the Sessions Judge of Mangalore -

/ Here enter F. H. No. 1647 of 1855 /

The Prisoner has in this Case been convicted of preferring a false accusation before the Police - The Sentence awarded by the Subordinate Judge - Six Months imprisonment with labor appears to the Court of Foujdaree Udalut to be unnecessarily severe.

1.

They accordingly resolve to direct the Sessions Judge, to call up the Case before him with a view to the revision of the Sentence, and to pass thereon such Orders as he may deem fit.

2.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Mangalore by Receipt returnable within X days from and after date of receipt (Sent following Receipt No.)

Read

1st August 1855.

Read Criminal Report By
the Principal Sudder Ameen of Tellicherry for
Month of June 1855.

(Hereunder Y. No. 1628 of 1855)

No 35. 1. The abstract of Charges should
have set forth the circumstances which render
the possession of the Arrack a penal Offence.

No 36. 2. The Prisoner in this case is charged
with having "gone with his father (not apparent
"to the Prosecutor's Shop, which the latter entered
"through the lanes, removed a plank from the
"ceiling & stolen therefrom paddy valued at Rs
"1—4— and further with having aided & abetted
"his Father in committing the theft" The charge
should clearly have been entered as a charge of
house breaking with theft.

Ordered that Extract from the
Proceedings be forwarded to the Sessions Judge of Calicut
for communication to the Principal Sudder Ameen
for his information and future guidance.

(Sent in Ms)

Read Criminal Report By
the Month of June 1855. Zillah Tinnevelly.

(Here enter Y. No. No 1713 of 1855)

The

1st August 1855.

Case No 45. 1. The Court of Foujdaree Udalut
observe that circumstances to show the case to
have been one of Robbery and not simply of Cattle
Stealing are not exhibited in this Charge.

Case No 51. 2. It is not mentioned how the
granary was entered and hence it is not apparent
whether the Case is one of House breaking and
Theft or of simply Theft. The heading of the Charge
is erroneous.

Case No 53. 3. This Case should have been
headed "Gang Robbery".

No 59. 4. The Charge in this Case should
have been designated "uttering a forged Order."

No 61. 5. The wording of the Indictment
in this case is unintelligible. The Prisoner was
accused of having stolen a Cart "from the Street
of the Prosecutor's house".

No 27 by Joint Mag^te 6. The designation of the Crime
in this Case should have been "Trespass"

No 28 by Do 7. The first 16 prisoners in this Case
being the same as in No 27, their names should
have been inserted in red ink.

Ordered that Extract from these

Proceedings

1st August 1855

Proceedings be forwarded to the Sessions Judge
Finally for his information.

Extract

Chamier

Read Calendar of Case
5 of 1855. Submitted by the Sessions Judge of
Cale under date the 19th July 1855.
(Here enter F. No. No 1733 of 1855)

Read Calendar of Case
of 1855. Submitted by the Sessions Judge of
under date the 23d July 1855.
(Here enter F. No. No 1734 of 1855)

Read Calendar of Case
1855 Submitted by the Acting Sessions Judge of
Nellore under date the 26th July 1855.
(Here enter F. No. No 1735 of 1855)

Read Calendar of Case
of 1855. Submitted by the Sessions Judge of
under date the 18th July 1855.
(Here enter F. No. No 1742 of 1855)

Read Calendar of Case
1855 Submitted by the Sessions Judge of Nellore
under date the 24th July 1855.
(Here enter F. No. No 1743 of 1855)

1st August 1855.

Read Calendar of Case No 57
of 1855 Submitted by the Sessions Judge of
Masulipatam under date the 24th July 1855.
(Here enter F. No. No 1744 of 1855)

Read Calendar of Case No 22
of 1855 Submitted by the Acting Sessions Judge
of Nellore under date the 27th July 1855.
(Here enter F. No. No 1745 of 1855)

Read Calendar of Case No
14 of 1855. Submitted by the Sessions Judge of Guntoor
under date the 28th July 1855.
(Here enter F. No. No 1751 of 1855)

Extract

Chamier

F. No.

Thursday.
2d. August 1855.

At a Court of the Foujdaree Udalut.

Present.

G. S. Hooper Esqre.
W. A. Morehead Esqre. } Puisne Judges
J. L. Strange Esqre.

Read Criminal Reports

A and B for the Month of June 1855, submitted
by the acting Sessions Judge of Nellore.

(Here enter F. No. Nº 1649 of 1855)

A
Nº 84 of 1855

1. This Charge should have been headed "Breach of the Salt Laws," and not "Theft"

B
Nº 4 of 1855

2. Regulation IX of 1816 has been quoted through inadvertance, instead of Regulation X.

Ordered that Extracts from these Proceedings be forwarded to the acting Sessions Judge of Nellore for his information

(Sent in Nº)

E. & H. M.

F. Ud.

Friday
3d. August 1855.

At a Court of the Foujdaree Udalut.

Present

G. S. Hooper Esqre.
W. B. Morehead Esqre.
T. L. Strange Esqre.
} Puisne Judges

Read Criminal Report of the Court of the Principal Sudder Ameen for the Month of June 1855. submitted by the Session Judge of Trichinopoly.

(Here enter F. Ud. No. 1693. of 1855)

The Court of Foujdaree Udalut

No. 37 of 1855. 1. resolve to direct the Session Judge to call up this Case before him with a view to the revision of the sentence, which appears to them a severe one.

In this Case also, the sentence

No. 38. 2. seems to be unnecessarily severe, inasmuch as the Charge containing no allegation of entry or attempt at entry, the Case does not appear to be one of House breaking. The Session Judge is directed to review this Case also.

Ordered

3d August 1855

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Trichinopoly by Receipt returnable within days from and after its receipt.

(Sent following Receipt &c)

Read Reports A and B from Subordinate and Principal Sudder Ameens Courts for the Month of June 1855, submitted by the Sessions Judge of Calicut.

(Here enter F. No. No 1664 of 1855)

No 14 of 1855.

1.

The Court of Foujdaree Adawlut observe that the actual value of the objects stolen is all that can be debated.

No 96 of &c

2.

The Sessions Judge will be pleased to instruct the Moosiffy Sudder Ameens not to express his sentence by months and days if sentence on a Prisoner extends to 9 months, the months should be altogether in Months.

Ordered that Extract from these Proceedings be sent the Sessions Judge for communication to the Subordinate Judge and Principal Ameen for their information and future guidance.

(Sent in No)

3d August 1855

Read Calendar of Case No 30 of 1855. submitted by the Sessions Judge of Tanjore pah under date the 28th July 1855.

(Here enter F. No. No 1757 of 1855)

Read Report dated 1st August 1855 submitted by the Sessions Judge of Chingleput of Case pending on the 31st July 1855 and committed for trial during the said Month before Sessions Judge of Chingleput.

(Here enter F. No. No 1760 of 1855.)

Read Calendar of Case No 18 of 1855 submitted by the Sessions Judge of Madura under date the 28th July 1855.

(Here enter F. No. No 1761 of 1855)

Read Calendar of Case No 25 of 1855 submitted by the Acting Sessions Judge of Madura under date the 30th July 1855

(Here enter F. No. No 1763 of 1855)

Craigie

Ent Mott

F. No.

Saturday
4th August 1855

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esquire
W. A. Morehead, Esquire — Puisne Judges
T. L. Strange Esquire

Read letter dated 21st. July from the Session Judge of Chinglepat, submitting a letter from the Joint Magistrate of St. Thomas' Mount together with the correspondence, the Original Record, and a map to which it refers.—

(Here enter F. No. 1706 of 1855)

The Joint Magistrate at St. Thomas' Mount, in the letter transmitted by the Session Judge, forwards a copy of the award in Case No. 4, and Extracts from the proceedings of the Session Court of Chinglepat and the correspondence connected therewith, for the opinion of the Foujdaree Adalut on the following points.

1st. As to the right of the Session Judge

in

in law to reject the map tendered in evidence upon the ground assigned and the circumstances disclosed by his Extract of Proceedings.—

2nd The correctness of his decision as based upon the inferences and arguments by which he has arrived at it.—

3rd The propriety of the Session Judge making his official correspondence in language which is of a personally offensive character, and which the Joint Magistrate respectfully submits nothing before him could justify the use of.—

2

In forwarding the above letter the Session Judge remarks, that as regards the 1st point raised by the Joint Magistrate, he rejected the map tendered by him in consequence of its being pronounced by competent authority incorrect; 2nd the inferences on which he based his decision were drawn from facts furnished by the Joint Magistrate himself: and as regards the 3rd point the Session Judge disclaims

4th August 1855

disclaims any intention of giving personal offence to the Joint Magistrate stating that he was anxious to put a stop to a style of correspondence which did not appear to him to lead to any good result.—

The Court of Foujdaree Adawlut

3

are of opinion that it is clearly not their province to decide upon the correctness or legality of the decision given by Captain Smith, in the case of "Assault," as Superintendent of Military Police in the contonment of St. Thomas' Mount. In the Courts proceedings dated 9th July 1855, the Judges have pointed out the error of the Civil authorities in interfering with the decision of Captain Smith passed in that the above capacity.—

As regards the tone of the

4

Session Judge's proceedings of the 14th June and 5th July, the Court of Foujdaree Adawlut consider that Captain Smith had just ground of complaint. The former proceedings were calculated to lead to the impression entertained by Captain Smith that his integrity

integrity, in sending up an altered document
was called in question. The Sessions Judge
has disclaimed having viewed Captain
Smith's act, as of an intentionally deceptive
nature and it is much to be regretted that
he did not so frame his proceedings as
to avoid the appearance of casting upon
Captain Smith an imputation thus
dishonouring.—

5 The Court of Foujdaree
Adalut object much to the tone of the
Sessions Judge's latter proceedings of the 5th
July, they were far from calculated to
sooth Captain Smith's evidently wounded
feelings. On the contrary they were calculated
to create the fresh irritation that has
ensued, and appear to the Court of Foujdaree
Adalut to evince a want of that courtesy
which one public officer should on all
occasions display towards another.—

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

the Joint Magistrate—
(Sent in No)

Read Miscellaneous Petition
presented on the 23d Ultimo by Meenam-
-mal of Zillah Cuddalore—
(Here enter F. M. P. No 196 of 1855)

Petitioner appeals from
Mr W. A. Morehead 1
an order of the Sessions Judge of Cud-
-dalore, confirming the proceedings of
the Acting Principal Sudder Ameen
of that station, sentencing to 6 months
imprisonment with hard labor in Irons
her son Kristnappa Naik 3d Prisoner
in Criminal case No 28 of 1855, who was
convicted of abuse of authority—

The Court of Foujdaree
2
Adalut, observe that the case has been
apparently properly decided by the lower
Courts, and see nothing in this Petition
to induce them to interfere in Petitioner's
behalf. But as the Petitioner states
that the Witnesses named by the 3d
Prisoner were not examined by the Acting

Principal

Principal Sudder Ameen the Court of Foujdaree
Udalut resolve to forward copy of this
Petition to the Session Judge that he
may ascertain if such assertion is correct
and then pass such orders as the case may
call for.—

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

Ordered also, that Extract
from these Proceedings be given to
Petitioner on her application.

(Sent in No)

Read Miscellaneous Petition
presented on the 21st Ultimo by S. N. Cantia
-va Chetty Vakeel on behalf of Moothia
-padea Panekken and another 2 and 4
Prisoners in Criminal case No 100 of 1855
on the file of the Principal Sudder
Ameen's Court at Tinnevelly.

(Here enter F. M. P. No 192 of 1855)

Petitioners appeal from an
order

Mr V. A. Morehead 1

order of the Sessions Judge of Tinnevelly,
confirming the proceedings of the Principal
Sudder Ameen at that station, directing
them to pay a fine of 30 Rupees each,
and in default to be imprisoned for 3
months with hard labor without Irons,
for distilling and selling arrack with-
-out license.—

The Court of Foujdaree
2
Udalut reject this Petition, as they see
no reason to question the propriety of
the sentence passed upon the Petitioners.—

The Court of Foujdaree
3
Udalut resolve to point out to the
Sessions Judge, that his proceedings dated
31st October 1854, should have been recorded
in English and not in Tamil, and they
desire him for the future strictly to observe
the course now pointed out.—

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

(Sent in No)

Ordered

4th August 1855

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

Read Miscellaneous Petition presented on the 26th July by Cossapa Chetty Zillah Cuddalore.-

(Here enter F. M. P. No. 200 of 1855)

Mr. W. A. Morehead

Petitioner, whose brother, a prisoner in Case No. 17 of 1855, before the Session Judge of Cuddalore, was convicted of perjury and sentenced to 4 years imprisonment, complains of the injustice of the sentence and prays that it may be remitted.-

2

The Court of Foujdaree Adalut remark, that the sentence in this case, has already been reduced to 3 years, and they can see no grounds for any further interference.-

Petition rejected.-

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

Mr. W. A.

4th August 1855

Read Miscellaneous Petition presented on the 28th Ultimo by Narasimha Chary of Zillah Chittoor.-

(Here enter F. M. P. No. 201 of 1855)

Mr. Morehead

Petitioner prays for the release of his elder brother Cadamby Iyaviengar the Prisoner in Case No. 9 of 1855 on the file of the Session Court of Chittoor, who was convicted of wounding and sentenced by the Session Judge at that Station, to one years imprisonment with hard labor in Irons.

The Court of Foujdaree Adalut see no reason to question the propriety of the Prisoner's conviction or the justice of the sentence passed upon him, and accordingly resolve to reject this Petition.-

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

Read Miscellaneous Petition presented on the 10th July by Pelayee (female) Zillah Calicut.-

(Here enter F. M. P. No. 179 of 1855)

Petitioner

4th August 1855

Mr. W. A. Morehead 1 Petitioner prays the Court of Foujdaree Udalut will send for and review the whole record of case No. 20 of 1855 in which he saw prisoner in the said case was tried for and convicted of Perjury and sentenced by the Session Judge to 4 years imprisonment petitioner states that a perusal of the above record will convince the Court of Foujdaree Udalut that the prisoner in Case No. 20 was not guilty of wilful perjury.—

2 The Court of Foujdaree Udalut resolve to call upon Sessions Judge to furnish a translation of the record in this case, in the mean while they desire that the sentence passed on the prisoner be suspended.—

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

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

4th August 1855

returnable within x days from and after its receipt.—

Sent following Precept No. 1

Read Miscellaneous Petition presented on the 30th July 1855 by Coomoor Lingummah Zillah Nellore.—

(Here Enter F. M. P. No. 20 of 1855)

The Petitioner, who is mother

W. A. Morehead 1 of the 3d prisoner, sentenced in Calendar Case No. 57 of 1854 to 10 years imprisonment, prays the Court of Foujdaree Udalut will send for the whole record of the case and release her son.—

The Court of Foujdaree Udalut

2 reject petition, seeing nothing therein that can lead the Court to interfere.—

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

Read Miscellaneous Petition presented on the 23d July by John Isaac Mewan Vakeel on behalf of Yerookala

4th August 1855

Yerookala Reddy and others Zillah Bellary.—

/Here Enter F. M. P. No. 194 of 1855/

Mr. W. A. Morehead 1 The Petitioners, prisoners in Case No. 22 of 1853, on the Calendar of the Sessions Court of Bellary, under sentence of imprisonment for 7 years, pray the Court will reverse the sentence passed against them, in consideration of the defective nature of the evidence upon which they were convicted.—

2 The Court of Foujdaree Udalut observe, that nothing has been shown by petitioners, to induce the Court to interfere with the sentence complained against.—

Petition rejected.

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

Read Miscellaneous Petition presented on the 26th Ultimo, by Govinda-sawmy of Zillah Combaconum.—

/Here Enter F. M. P. No. 198 of 1855/

4th August 1855

Mr. W. A. Morehead Petitioner is again referred to the orders, already passed by the Court of Foujdaree Udalut in the matter of this Petition, and he is informed that no further orders will be passed.—

Petition rejected.—

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

Read Miscellaneous Petition presented on the 30th July, by Pungoolooor Chenchee Zillah Nellore.—

/Here Enter F. M. P. No. 205 of 1855/

Mr. W. A. Morehead 1 Petitioner prays the Court of Foujdaree Udalut, will send for the whole record of Calendar in Case No. 57 of 1854, in which Petitioners son was a prisoner and was sentenced to 10 years imprisonment, and order his release.

2 The Court of Foujdaree Udalut see no reason for interfering with the sentence passed on the Petitioners son.—

Ordered

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

Read letter dated 26th July 1855, from the Acting Sessions Judge of Salem, submitting for the final Judgment of the Foujdaree Adalut, the record of trial in Case No. 24 of 1855, of the Calendar of the Session Court.—

(Mr G. S. Hooper
Mr J. L. Strange

(Vakeels Entered Vide No. 174 of 1855)

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

"Soobroya Chetty"

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 prisoner was charged with the murder of one Ummo, a child of

4th August 1855

of 8 years old, by administering arsenic mixed with sugar. The Acting Sessions Judge concurred with the Law officer in convicting him of the crime, and in referring the case for the final Judgment of the Court of Foujdaree Adalut, recommended that the prisoner should suffer death.—

2 The Court of Foujdaree Adalut concur with the Acting Sessions Judge as to the guilt of the prisoner, it having been fully proved, that he maliciously and deliberately administered the poison to the prosecutors son Ummo, and they therefore sentence him to suffer death by being hanged.—

3 The Court of Foujdaree Adalut desire to point out to the Acting Sessions Judge, that he has omitted to forward with the record of the Case, the report of the Chimical Analysis referred to in his letter accompanying the Record.—

Ordered

4th August 1855

Ordered, that Extract from these Proceedings be forwarded to the Acting Session Judge of Salem for his information.-

(Sent in No)

Monday,
6th August 1855. F. W.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
T. L. Strange Esquire.

Read Calendar of case No 42 of 1855, of the Session Court of Coimbatore

(Here Enter F.R. No 1720 of 1855)

The Court of Foujdaree Adalut approve of the recommendation made by the Session Judge in this case, that the period of imprisonment which the prisoner noted in the margin has been adjudged to suffer on his conviction of Gang Robbery by open violence, be reduced to (8) Eight years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.-

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

(Sent in No)

Read reply dated 21st July 1855 from the Session Judge of Masulipatam to an Extract from the proceedings of the Foujdaree Adalut under date

date 16th July 1855.

(Here Enter F.R No 1723 of 1855)

1. In the Extract above referred to the Session Judge was requested to comply his sentences as much as possible, and it was intimated to him that what was essential to be set forth in this case might have been conveyed in a few words.

2. The Session Judge in reply represents that the Court of Sujawara has so frequently passed remarks totally differing from the above, (the proceedings in which such remarks are contained being referred to by the Session Judge) that he has latterly endeavoured to place at full length in the records of his sentences all matters brought forward for consideration by the witnesses on either side, in order that the higher Court may have the opportunity of reviewing the whole case upon the inspection of the record.

3. The Court of Sujawara consider do not consider that there is any inconsistency in the several orders issued to the Sessions Judge, nor should there be any difficulty on the part of the Sessions Judge in comprehending the aim of these orders, or in understanding of what a criminal sentence

sentence should consist.-

4. The Court of Sujawara consider have merely required the Sessions Judge to set forth in his sentences all particulars essential to the exhibition of the nature of the cases disposed of by him and of the facts proved therein on which the Judgments given by him may be based and to expect these particulars in succinct language.-

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

(Sent in No 11)

Read Calendars of Petty cases disposed of by the Magistracy of Rajahmundry &c during the 2d quarter of 1855.-

(Here Enter F.R No 1740 of 1855)

Calendar No I No 16.

1. In order to constitute this charge one of "abuse of Authority," properly so called, the indictment should have set forth that the Defendant was at the time acting in his capacity of Police officer.-

2. The other calendars do not seem to call for any remark.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge

6th August 1855.

Judge of Rajahmundry for communication to the Magistrate for his information and future guidance.-

Sent in No.

Read Miscellaneous Petition presented on the 25th July by P. Salma Esqre, Vakeel on behalf of T. Ramanoja Pantoloo, late Head Sheristadar of Masulipatam.

Mesrs. S.S. Hospet. F.L. & Strange.

(Here Enter T. Mr. No. 423 A of 1855)

The Petitioner prays the Court to reverse the order of the Session Judge refusing to order his release from restraint, and that the Collector of Masulipatam may be ordered to surrender all property seized by him as belonging to Petitioner under Regulation IX of 1822 with the exception of Rupees 29000, the decree as to which is still pending in appeal.-

2. Before finally disposing of this Petition the Court of Sudder would direct the Civil Judge will obtain from the Collector a statement containing the following particulars to be set forth in a clear tabular form. The dates on which the several items of property belonging to Petitioner were attached.

The

F.L.

6th August 1855.

The description and value of the said items

The names of the parties in whose possession the several items were found when attached.

The dates on which the claims against the said property were put in, with the names of the claimants and nature and value of their claims.

The dates on which any of the said claims may have been disposed of and the nature of the decision passed.

The names of the parties to whom property claimed may have been given up on proof of the said claims, with dates on which the said restorations may have occurred.

The reasons that may have prevented the disposal of such claims as may not yet have been pronounced upon.

3. The Court of Foujdaree Adalut desire the Civil Judge will at the same time state the various steps taken towards the disposal of the suit, with the dates thereof and also that he will afford explanation regarding the causes which impede the decision of the suit.-

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Masulipatam by Precept returnable without

Jail

6th August 1855.

Jail in XIV days from and after this
Kent following Precepts
Read Miscellaneous
presented on the 30th Ultimo, by
-mah of Ellah Nellore
Mr W.A. Swaine. Here Enter T. No 1770
The Court of Foujdaree
Udalut see no reason to question
propriety of the orders passed by
on the 24th February 1855, in the
to which this Petition relates and
resolve to reject this Petition, regu
the Petitioner to those orders.
Ordered that Extract
these Proceedings be given to the
on her application.

Ed Hall.

Tuesday
7th August 1855.

T. No.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esqre ____ Puisne Judge
W. A. Morehead Esqre ____ Puisne Judge
T. L. Strange Esqre ____ Puisne Judge

Read letter under date the 30th July 1855 from the Magistrate of Malabar

(Herewith enters T. No. 1770 of 1855)

1. In the above letter the Magistrate reports that a gang Robbery took place on the 14th May last in the Betutnaad Talook whereby property to the value of Rupees 4725-9-7 was taken away, and he requests sanction for a reward of Rupees 200, which he has offered to any person who would give tangible information on the subject.

2. For the reasons assigned by the Magistrate, the Court of Foujdaree Udalut resolve to sanction the offer of the reward applied for in the letter.

Ordered that Extract from these Proceedings be forwarded to the Magistrate of Malabar for his information.

(Sent in No

Read

7th August 1855

Read letter dated 13th
the Acting Agent to the Governor in
transmit of the Court of Sudder Adalut under
July, calling for explanation of the delay
and of certain cases noted in the Summary
for the month of May

(Here enter F. Vo. No 1737 of 1855)

With reference to the delay
disposal of the Cases Nos 41 of 1854 and 66 and
the Acting Agent states that as regards
it was owing to his having absented
absconded, which he was on Circuit, to
parties trouble, and the enquiry thus rendered
prevented his passing the decision at
the case was closed; and with regard to
No. 67 there was much difficulty in
evidence, as the records had to be searched
the case could be disposed of.

2 The reasons for the delay
disposal of the Cases Nos 9-7-15 and 20 of
already been afforded by the Assistant Agent
of which letter was forwarded to the Court
Foujdaree Adalut on the 21st May last

3. The Court of Foujdaree Adalut
desire to inform the

August 1855.

not consider the reasons given by him an explanation
of the great delay that has occurred in the disposal
of Cases 41 of 1854, 66 and 67 of 1855, and more
particularly of the latter, by any means satisfactory

Ordered that Extract from these
Proceedings be sent to the Acting Agent to the
Governor in Ganjam for his information.

(Sent in No

Read letter dated 7th July 1855
from the Session Judge of Rajahmundry

(Here enter F. Vo. No. 1610 of 1855)

With the above letter the Session
Judge submits communications from the
Subordinate Judge and Zillah Surgeon, re-
commending the release of a prisoner from
Jail, the period of whose imprisonment has
nearly expired on account of incurable disease

2. The Court of Foujdaree Adalut
point out to the Session Judge that he has
committed an error of judgment in referring
this matter for their orders, as the plea urged in
this case for the mitigation of the prisoners sentence
was manifestly one that could not be attended
to by the Court

3 The Session Judge will therefore
communicate

7th August 1855

communicate to the Subordinate Judge
recommendation submitted by him in
the Reserve in Case No 19 of 1849 decided
by the Judges of the Court of Jaffnapatam

Ordered that the Proceedings be forwarded to the Sessions
Registrar only for his information

(Sent on the

Read letter dated 15th July
the Session Judge of Batticaloa

(Returned F Vo No 1674 of 1855

With the above letter the
Judge submits copy of a letter from the
offering observations on the proceedings
Court of 5th July with reference to the
of Case 22 on the Calendar for the present
on which one Tinnathamby was convicted
having forged a bond

2.

It appears that the above
individual was accused before the Court
on the 17th December 1854 of having forged
promissory note which was sought to be
filed in the Batticaloa Maniagam Court
29th of the same month. Two months after
of the complaint to the

F Vo.

August 1855.

committed to the Session Court but was released
by the Session Judge without trial, the case
being still undecided by the Moonsif. The Session
Judge in his proceedings requested the Magistrate
to direct the Police Officers to abstain from
taking up any cases of forgery except in strict
conformity with Circular Order of the Fouzdaree
Udalut No 200 dated 7th December 1853.

3. The Magistrate objected to the
Session Judge's view of the case, remarking
that if it was correct and carried into operation
it might have a very serious tendency to encourage
forgery, and that in this instance he did not
consider that the case came within the scope of
the Circular Order quoted by the Session Judge,
inasmuch as the charge of forgery had been
preferred on the 17th December, and the suit in
support of which the document alleged to have
been forged, would have been tendered, was not
filed until the 29th of the same month.

4 The Magistrate having further
requested that should the Session Judge differ
from him in opinion, he would refer the
case to the Court of Fouzdaree Udalut for their
opinion. The Session Judge has in accordance

with

7th August 1855.

with the Magistrates request that
correspondence and proceedings
vested with the case in order that
decided, or whether the Magistrate
authorized and barred from taking
of a charge of forgery of a bond
a bond deed, such deed being
the date subsequent to the charge
being preferred before the Police

5.

This Court of Enquiry
and of opinion that the proper course
Police Assistant to have followed
to hand information to the Moonsiff
received information of the materiality
nature of the charge pending before
to have awaited the decision of the said
further with his investigation. For
registration of the Moonsiff empowered
transferred to that authority who would
had it failed before him and so have
ground of the document so handed
Police Assistant for him to deal
the party himself declined filing
6.

August 1855.

investigation commenced by the Police Assistant.

Ordered that Extract from these
Proceedings be sent to the Session Judge of Cuddapah
for communication to the Magistrate.

(Sent in No.

Read letter dated 16th July 1855 from
the Acting Session Judge of Madura
Here enter T. Vol. No. 1682 of 1855)

With the above letter the Acting
1.

Session Judge forwards copies of Extract from
Proceedings of the Session Court dated 16th July 1855,
and of a letter addressed to him by the Magistrate
both bearing on the subject of the remarks made
by this Court in para. 6 of their Proceedings of
the 12th June 1855.

In noticing a case of "Adultery"
2.

disposed of by the Joint Magistrate under
his extended powers, the Court remarked that
"the crime could not have been punished by the
"Magistrate under Regulation IX of 1816; and
"is only in reference to such offences that the pow
"of Magistrates were extended by Section LIV,
"Act VII of 1843. The case should have been com
"mitted to the Session Court."

The Magistrate is of opinion th
3.

no

7th August 1855

no such restriction as the above on
the exercises of the extended powers
the Legislature. The Acting Sessions
that in disposing of the cases tried
under those powers, he was guided
enlarged Orders of this Court and by
subordinate Court, which had
any remarks from the Superintendent

4.

Of the Circular Order
by the Acting Sessions Judge, that
Udalut observed that Nos 189 and 190
case. Circular Order No 189 had
necessity for all cases in which
being dealt with under Regulation
Court only that that was no
Magistrate can do either under
Regulation of 1816, by cases of
by servants.

5.

Circular Order
Cattle Stealing
punishable under Regulation

6.

Circular Order
trespass offence thereon described
variations to the general principle
Sent

7th August 1855.

Udalut dated
August 1848, sent
with.

Udalut have always held that the Magistrates
courts only exercised their extended powers in cases
which they courts deal with under Regulation IX
of 1816.

7. The circumstance of this Court
having omitted to notice Criminal Case No 79
of 1848, alluded to by the Acting Session Judge,
was an oversight. Clause first Section VIII Regu-
lation I of 1818 shews that such trials must be
held before the Session Court.

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

(Sent in No

Read Calendar of Case No 41 of 1855
of the Session Court of Coimbatore.

(Herewith T. Ud. No 1697 of 1855)

1. The Prisoners in this case, 9 in
number were tried on a charge of Gang Robbery
by open violence and receiving plundered property.

2. The Session Judge in concurrence
with the fatwah of the Law Officer convicted the
Prisoners from 1 to 4, and acquitted the remainder
on the ground that there was no evidence against
them of a trustworthy character.

The

7th August 1855

no such reduction as the above on the exercises of the extended powers of the Legislature. The Acting Session that in disposing of the cases tried under those powers, he was guided by established Orders of this Court and by subordinate Court, which had not any remarks from the Foujdaree

4.

Of the Circular Order by the Acting Session Judge, the Udalut observe that Sections 189 and 190 of the Criminal Procedure Code, Circular Order No 189 had rendered it necessary for all cases in which persons being dealt with under Regulation Courts to find that that was not imperative on Magistrates or Sessions Judges under Regulation of 1816, by cases of Theft by servants.

5.

Circular Order No 190 Acting Session Judge, petty cases of theft punishable under Regulation of 1816.

6

Circular Order No 191 trespass offence thereon declared to be punishable under Regulation of 1816.

Instructions to the general principles

7th August 1855

Udalut

August 1855.

...E Vo dated ...gust 1848, sent ...th.

Udalut have always held that the Magistrates could only exercise their extended powers in cases which they could deal with under Regulation IX of 1816.

7. The circumstance of this Court having omitted to notice Criminal Case No 79 of 1848, alluded to by the Acting Session Judge, was an oversight. Clause first Section VIII Regulation I of 1818 shews that such trials must be held before the Session Court.

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

(Sent in No

Read Calendar of Case No 41 of 1855 of the Session Court of Coimbatore.

(Herewith F Vo No 1697 of 1855)

1. The Prisoners in this case, 9 in number were tried on a charge of Gang Robbery by open violence and receiving plundered property.

2. The Session Judge in concurrence with the futwah of the Law Officer convicted the Prisoners from 1 to 4, and acquitted the remainder on the ground that there was no evidence against them of a trustworthy character.

The

3

The above convicted pris
sentenced to 14 years imprisonment with
in irons which the Session Judge may
may be mitigated to 8 years

4

The Court of Enquiry
considers the mitigation above proposed
cases of the 1st and 2d Prisoners.

5.

As regard to the 3rd and 4th
the Court observes that there is nothing
except their Police confessions, and the
of the 1st 2d and 3d Witnesses, upon which
hesitate to place reliance. They would
the Session Judge to submit for their
such portions of the Record of the case as
these 2 Prisoners.

Ordered that Extract from these
Proceedings be forwarded to the Session
Coimbatore by Peon & returned the next
from and after its receipt.

Sent following Receipt No

Read Calendar of trial
1855 of the Session Court of Salem

(Here enter F. Vo. No 1859 of 1855)

The Court of Enquiry

are of opinion

will not be sufficiently met by the mitigated
punishment proposed by the Acting Session Judge
they therefore direct that the Prisoners be sentenced
to 8 years Imprisonment with hard labor in irons.

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

Read Calendar in case No 13 of
1855 on the file of the Session Court of Madura

(Here enter F. Vo. No 1722 of 1855.)

The Court of Enquiry at Udalur
observe that this case has been erroneously
headed "Embezzlement and Fraud." It was
a case of Theft. The 1st prisoner was entrusted
with the property for delivery to a certain
party, and instead of doing so, stole it.

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

(Sent in No

Read letter dated 2nd August 1855
from the Session Judge of Chittoor, submitting
for the final judgment of the Enquiry at Udalur, the
Record of Trial in Case No 12 of 1855 of the Calendar of
the Session Court.

(Here enter F. Vo. No 1769 of 1855)

The

7th August 1855.

Mr. Hooper
Mr. Morehead

The Court of [illegible]
and deliberate consideration of all
of this case and condemns before them
that the prisoner [illegible] the prisoner

Regulation alone
is sufficient to warrant him of the
to convict him thereof and under
Section X Regulation XIII of 1817
suffer death by being hanged at
and [illegible] of execution.

The prisoner was
the Murder of the prosecutor's
to by [illegible] his head against
Judge in connivance with the Law
the prisoner of the crime

Record of this case for the final judgment
Foujdaree Udalut, observed that the
unanimously adhered to by the Zillah Court
not by any evidence on by the [illegible]
during the trial, but because of [illegible]
committed the murder and [illegible]
ground of his having [illegible]
of the proceedings, he [illegible]

with hard labor in irons in some other Zillah.

3. The Court of Foujdaree Udalut concur with the Session Judge in the conviction of the prisoner, and in the opinion formed by him as to the non existence of insanity in the Prisoner at the time of the commission of the crime.

4. They however do not agree with the Session Judge in the mitigated sentence of imprisonment for life which he proposes. The Court of Foujdaree Udalut consider that by the crime he has committed, the prisoner has incurred the penalty of death which they sentence him to suffer by being hanged.

5. The Court of Foujdaree Udalut desire the Session Judge will explain the causes of the delay of two months in making this reference, and they are of opinion that in cases of this description, no longer delay than 10 days, between the close of the trial and the transmission of the record, should be allowed.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Chittoor by Receipt returnable in 7 days from and after its receipt.

(Sent following precept. No

7th August 1855

Read Calendar of the
1855 of the Session Court of Chittoo
(Here enter F. No. 1669 of 1855)
Mr. Morehead.
With reference to the
remarks and para 4 of the Session Judge
in this case, the Court of Foujdaree Adalut
that there was no proof nor was any of the Prisoner
upon the property he has stolen being
2
sentence proposed by the Session Judge
for the Prisoner is confirmed the Court would
the Prisoner to 3 years imprisonment
labor in irons.

Ordered that Extract from
Proceedings be forwarded to the Session
Chittoor for his information
(Sealed &c.

Wednesday 8th August, 1855.

F. de.

At a Court of the Foujdaree Adalut

Present.

G. S. Hooper, Esqre,
W. A. Morehead, Esqre,
T. L. Strange, Esqre,
} Puisne Judges.

Read again Miscellaneous
Petition presented on the 19th June 1855
by T. Duchterlony Esqre Vakeel on behalf
of Coodally Theyath vittle Coonhy Kellapen,
and another of Zillah Tellicherry.

(Here enter F. M. P. No. 162 of 1855.

Read also return dated
12th July 1855 from the Session Judge of
Tellicherry to the Precept of the Foujdaree
Adalut under date the 23d June 1855 calling
for the record in Case of Petitioner Coodally
Theyath vittle coonhy Kellapen and
another —

(Here enter F. de. No. 1669 of 1855)

Mr. W. A. Morehead. With the above Return the
Session Judge transmits the Record of
the Proceedings held in petitioners'

Case,

8th August 1855

Case and adds that the Defendant has preferred an application for the issue in his favour under Act XX of 1841 to evict the possessors of the entire estate of Tamatha Vellen Vellanpooty land respecting which the present dispute has arisen, former

2. As a considerable record the Law Court of Tongadoo is of opinion that the facts of the case have not been found so as to justify interposition of a peaceable Sentence accused. The investigation appears to have been most incomplete and the Court should have been informed and the Circumstances of the Case should have been drawn out by witnesses thereto on more fully before the Court can the Case therefore interfere with the decision Magistrate remitting the former

3. As regards the ownership of the premises in dispute it is not clear to the Court that it has

August 1855.

therefore resolve to direct that they be put in possession. The accused's production of a will in his favor, on which the Magistrate seems to have depended, as indicating that he has had the possession he affords, the Court observe, no evidence in the matter; the proof of possession depending on acts of control exercised over the land, evidence to which has not been adduced by the accused.-

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

(Sent following precept No)

Read letter under date the 3d August 1855 from the Magistrate of Masulipatam.-

(Here enter F. No. No 1788 of 1855.)

1. In the above letter the Magistrate reports that on the night of the 13th Ultimo a band of Robbers attacked the frontier town of Juggiahpettah in the Masulipatam District and carried off booty to the amount of nearly 6000 Rupees and he requests the sanction of the Sessions Judge

Madras

Wadalut for the offer of a reward
500 for the Principal, 250 Rupees
second leader, and 100 Rupees
subordinate Members of the gang

2.

Under the foregoing
XXI Regulation IX of 1816 the Court
Foujdaree Wadalut resolve to forward
offer of the reward proposed for the
of the Principal and of Rupees
of each of the other Members of the

Ordered that Cop
these Proceedings be sent to the
of Mazulipatam for his information

(Sent in No)

Circular Order No 207

1.

The Court of Foujdaree
having had under their consideration
rules laid down for the guidance
Magistrates by the Circular Order
Court dated the 8th of April 1831, and
modify the same and to direct that
appeals from the decisions of Sessions
Assistant Magistrates
having separate charges should for
future be preferred by the prosecutor to
Sessions Court and not to the Magistrate
as heretofore

2. Nothing in the above order
is however to be viewed as in any way
interfering with the right of the Magistrate
in all other respects to exercise over the
general proceedings of their Subordinates
a complete control.-

(Sent in No)

Read Calendar in Case No
28 of 1855 Submitted by the Sessions Judge
of Cuddapah.-

(Here enter F. Mo. No 1756 of 1855)

The prisoners in this Case
two in number were charged with Fraud.
The Sessions Judge concurring with the
assessors convicted the 1st Prisoner of the
crime charged and Sentenced him to
imprisonment with hard labor for 3 years
considering the 2nd Prisoner to be liable
to great suspicion the Sessions Judge required
him to find 2 Securities each in 100 Rupees
for his good behaviour and appearance when
required during one year.-

2. The Court of Foujdaree -
Wadalut are of opinion that the 2 Prisoners
should have been charged with forgery and

that

8th August 1855

that the Lower Courts were
charging them with fraud.
3.
The Cotton was for
forged bills, and this clearly brings
within an indictment for forg
they were liable to a limb after
receiving of their value of the co
had them found guilty
4
The Court of Sessions
consider that the Prisoners ha
have been convicted as it is clear
in league with the Pltf.

Ordered that Both
these Proceedings be sent to the
Judge of Bandelapatam for his information

(Sent in Ps.)

Read letter dated 30th
from the Sessions Judge of Bellary
Copy of Extract from the Proceedings
Court of Sessions Bellary dated 30th
January 1855.

(Here enter Fl. No. 1767 of 1855)

Read Calendar of Cases
of 1855, Submitted by the Acting Sessions
of Combaconum, under date the 31st

(Here

August 1855.

Read Calendar of Case No.
XXIV. of 1855; Submitted by the Acting Sessions
Judge of Madura under date the 1st August
1855.-

(Here enter Fl. No. 1781 of 1855)

Read letter dated 28th July 1855.
from the Sessions Judge of Honore, forwarding
a Statement called for in the Registers letter
of the 21st Instant.-

(Here enter Fl. No. 1784 of 1855.)

Read Statement dated 28th
July 1855. Submitted by the Sessions Judge
of Honore, of Batta paid to Prosecutors and
witnesses before him for the 1st half year
ending the 30th June 1855.-

(Here enter Fl. No. 1785 of 1855)

Read Report dated 1st August
1855. Submitted by the Sessions Judge of —
Mangalore, of Cases pending for more
than 25 days for the Months of July 1855.-

(Here enter Fl. No. 1790 of 1855)

Read Calendars of Cases No. 3
of 1855. Submitted by the Sessions Judge of
Cuddapah, under date the 4th August
1855.-

(Here enter Fl. No. 1795 of 1855.)

Rea

8th August 1855

Read Report dated
1855 Submitted by the Sessions Judge
of Cases proceeding on the 30th June
committed for trial during the
July 1855 which remained on the
Sessions Court for more than 25 d

(Here enter F. No. 1796 of 1855.)

Case Cur

4th Thursday 9th August 1855.

F. No.

At a Court of the Fouzdaree Udalut

Present

G. L. Cooper Esqre. _____ Prisnl. Judge

W. A. Morehead Esqre. _____ Prisnl. Judge

T. L. Strange Esqre. _____ Prisnl. Judge

Read letter dated 19th July 1855 from the Acting Agent to the Governor in Ganjam, submitting an application from the Assistant Agent for permission to admit 9 men as approvers against certain of the Bungee dacoits from the Boad and Goomsoor districts, and enclosing abstracts of the statements.

(Here enter F. No. 1729 of 1855)

The Court of Fouzdaree Udalut desire to point out to the Acting Agent that the present application is irregularly made, and that he should have submitted the statements in full as well as a brief sketch of the cases with the nature of the evidence available, and he should also have specified what further evidence was to be elicited likely to lead to the conviction of the parties against whom the approvers are to be allowed to appear.

The

9th August 1858

2

The Court of Tinjore
resolve however, to admit the Proceedings
of persons as solicited by the Acting
Ordered that Extract of
Proceedings be forwarded to the Acting
to the Collector and Magistrate for his
(Sentence &c
Returned of trial under
No. 19 of 1858, on the Calendar of the Court
of Mangalore not having been
Ordered that the Court
Mangalore be required to submit their
without delay
Sent on &c
Read return Calendar
on the file of the Sessions Court of Mangalore
(Warrant dated 7th August 1858
Read also Return
from the Sessions Judge of Bellary to the
that they have Abdul Rahim
upon him to forward the original proceedings
on the Sessions Calendar for 1858
(Warrant dated 7th September 1858
In this case the Prisoner

9th August 1858.

forming part of the property entrusted to his care
by his master the Prosecutor, with having insti-
gated certain persons to waylay and rob him
of the remaining part of the property valued at
Rupees 177-3. and of having accordingly been an
accessory before the fact to such robbery.

The Session Judge in concurrence

2.

with the Assessors convicted the Prisoner of the
crimes charged and sentenced him to 14 years'
imprisonment, but recommended that the period
be reduced to 7 years.

The Court of Tinjore Udalut

3.

seeing reason to doubt the correctness of the above
sentence, called for the original record of the case,
and having perused the same, are of opinion
that the prisoner is convicted of Theft.

They observe the prisoner's confession

4.

which was borne out by his production of some
of the property stolen, alleges the robbery pleaded by
him to have been a pretence made to screen his
act of theft.

The Court resolve therefore to

5.

direct that the prisoner be sentenced to 7 years'
imprisonment with hard labor in irons under
Section ~~XXI~~, Regulation ~~VII~~, of 1802, and the Session
Judge

9th August 1855.

Judge will be pleased to amend his

Ordered that the Sessions
Proceedings be sent to the Sessions Judge
by Precept returnable on the third day
after the receipt of the Precept.

(Sent following Precept to

Read letter dated
the Sessions Judge of Cuddapah, submitting
finding and judgment of the Foujdaree Adalut
of treasonable case No 24 of 1855 of the
Sessions Court.

Mr Morehead and
Mr Strange

(Hon'ble J. H. No 178 of 1855

The Court of Foujdaree
deliberate consideration of all the
of the case as recorded before them, is of
that the proof against the Prisoner

C. Hearnewah

is sufficient to warrant him of the
to convict him thereof and sentence him
transportation to such place
this Government in Council shall appoint
imprisoned and kept to hard labour
or other public works, for and during
his natural life.

F. H.

9th August 1855.

for the wilful murder of two men named Nagalin-
gum and Goorroovappah, in having at Munnoor,
in the Chittoor Talook Zillah Cuddapah,
feloniously and maliciously stabbed them with a
dagger, the former on the head and breast, and the
latter on the neck; from the effects of which wounds
the said Nagalingum and Goorroovappah did then
and there die.

2. The Mahomedan Law Officer
finds the Prisoner guilty and the Session Judge,
concurring with him, refers the case for the disposal
of the Foujdaree Adalut.

3 The Court of Foujdaree Adalut have
perused the proceedings held in this case, and are of
opinion that the prisoner's guilt, as to the act
charged, is clearly established. It appears to
the Court, however, that the murder was committed
in heat of blood and under strong provocation
The prisoner, there is every reason to presume,
had an intrigue with the 3rd witness. He was
found in her company by the deceased persons, and
the 1st and 2d witness, in all four persons, and was
taken to task by them. The earliest evidence is
that the deceased abused the prisoner much, and that
violent quarrelling ensued, on which the 1st and

2d

9th August 1855

2nd instance

This prisoner [illegible]
and has been from the beginning [illegible]
that the sentence [illegible]
this is to have been the case, and that [illegible]
self evident to this by time man, and [illegible]
by the inter[illegible] and abuse he has [illegible]
to the prisoner should have been dropped [illegible]
was thereof

4.

The Provincial [illegible]
the above circumstances the Court of
Udalut are not disposed to pass [illegible]
upon the prisoner, but resolve to [illegible]
to transportation beyond the seas for
of his natural life

Ordered that the proceedings be remitted to the Session Judge for his information

(Sent in No.

Friday 10th August 1855 } At a Court of the Foujdaree Udalut

Present.

G. S. Cooper Esquire
W. A. Morehead Esquire } Puisne Judges
T. L. Strange Esquire

The record of trial in referred Case No. 31 of 1855 on the Calendar of the Sessions Court of Coimbatore not having been yet received;

Ordered that the Session Judge of Coimbatore be required to submit the record aforesaid without delay-

(Sent in No. /

Read Calendar of Case No. 47 of 1855 of the Session Court of Calicut.

(Here enter F.C. No. 1754 of 1855)

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this Case that the period of imprisonment which the Prisoners noted in the Margin have been adjudged to suffer on their conviction of House breaking and Theft 18mo. be reduced to four years with hard labor

in

No. 1 Maideen son of Koddarachy Pathuma
No. 2 Payatapara no. bil. Amod.

in irons and they do authorize the Sessions Judge to issue his warrant accordingly.

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

Sent in No /

Read Calendar of Case No 15 of 1855 of the Sessions Court of Chittoor (Here enter F.R.C. No 1753 of 1855)

The Court of Foujdaree Adalut observe that there is no discrepancy between the Sessions Judge's sentence in respect of the Prisoner convicted on the 2nd of the indictment, caused apparently by a clerical error in the latter Calendar is herewith returned for correction.

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

Sent in No /

Read Calendar of Case No 23 of 1855 of the Sessions Court of Bellary (Here enter F.R.C. No 1770 of 1855)

1 With regard to the Prisoner in this case charged with Highway Robbery, the Sessions Judge merely remarks that he has been sentenced to the full penalty for a similar offence in Calendar No 24 of 1855.

2 The Court of Foujdaree Adalut observe that the Sessions Judge should have entered in Calendar 23 whether the Prisoner was convicted or acquitted.

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

Sent in No /

Read Calendar of Case No 58 of 1855 of the Sessions Court of Bellary (Here enter F.R.C. No 1762 of 1855)

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case that the periods of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their conviction of Highway Robbery, be reduced to (7) Seven years with hard labor in irons and they do authorize the Sessions Judge to

No Fakira
B. Nagu
Hanooma

10th August 1855.

to issue his warrant according
Ordered that Cod
these Proceedings be forwarde
Session Judge of Bellary for
mation.
Sent in the
Read letter under
2d Instant from the Session
Coimbatore, forwarding Engl
of the records of Cr. Trl. No 32 of 1855
Calendar of the Session Court for
Judgement of the Court of Foujdar

(Here enter F.C. No 179 of

The Court of Foujdaree

on a deliberate consideration of
Circumstances of the case in
before them, being of opinion
Prisoners,

1st Sawnboo
2d Veerasamy
3d Coopsen
4th Chinny
5th Bommon
6th Palaniandy
7th Conthan
8th Valy
9th Cuttany and
10th Comaren

are not convicted on presumptive

on the evidence

9th August 1855.

their own confession of the crime charged,
do acquit them thereof and direct that
they be set at liberty.

1 The Prisoners are indicted
on a charge of "Gang Robbery by open violence",
in having at Saravingapooram in the
Chuckragherry Talook of the Coimbatore
Zillah, feloniously broken into the
Prosecutor's house and robbed therefrom
property to the value of Rupees 95 - 9 -

2 The Mahomedan Law officer
has delivered a verdict of "not guilty". The
Session Judge concurs in the acquittal
of the 11th Prisoner and has ordered her
release, but being of opinion that there
is evidence to convict the rest recommends
that a mitigated sentence of seven years'
imprisonment be passed upon them -

3 The Court of Foujdaree Adawlut
concur in the view of the Case taken by
the Mahomedan Law Officer, and are of
opinion that the reasons he assigns at
the close of his Fetwah for acquitting
the Prisoners are of material weight. The
Court are unable to place confidence
in the evidence for the prosecution, for
the

10th August 1855.

the same reasons which have influ
the Mahomedan Law officer in regard
the Prisoners of the crime charged. T
Court observe that the Gajaidah from
by the Brahmyar of the prosecutor's ho
a few hours after the robbery, is silen
to the robbers having been, from their
language, recognized as inhabitants
the Province of Malabar, and that the
does not show that this post was sta
until after the Prisoners were appre
Being of opinion that the Prisoners
not been proved guilty of the crime
which they stand indicted, the Cou
Fouzdaree Adalut resolve to direct
they be immediately released

Ordered that Extract
these Proceedings be forwarded to the
Session Judge of Coimbatore by Book
returnable within III days from
after its receipt.

Ordered that following precept be

Read return dated 23d July
from the Session Judge of Tanjore, in
Proceedings of the Court of Fouzdaree
under date the 19th Ultimo, held on

10th August 1855.

of the Petty Calendars of the Magistracy
of Guntoor, for the 1st Quarter of 1855.
(Here enter F&C No. 1736 of 1855)

Read Criminal Report
Submitted by the Session Judge of Bangalore
for the Months of June 1855.
(Here enter F&C No. 1741 of 1855)

Read return dated 28th July
1855, from the Session Judge of Cuddalore,
to the Precept of the Fouzdaree Adalut
under date the 23rd Idem reviewing
the Calendar in Case No. 17 of 1855.
(Here enter F&C No. 1750 of 1855)

E & C.

Saturday
11th August 1855

At a Court of the Foujdaree Adalut

Present

G. S. Cooper Esquire
W. A. Morehead Esquire — Puisne Judges
T. L. Strange Esquire

Read Miscellaneous Petition presented on the 30th Ultimo by Calappa Gounden of Zillah Chittoor.-

(Here enter F. M. P. No. 203 of 1855)

Petitioner prays the Court
Mr W. A. Morehead 1 of Foujdaree Adalut to order the three documents, enclosed in his former Petition to this Court dated 3d April 1854 to be returned to him in order that he may file them in a suit now pending before the Moofty Sudr Ameen at Chittoor.-

2 The Court of Foujdaree Adalut direct that the Documents referred to in this Petition be returned to the Petitioner.—

Ordered, that Extract from these

11th August 1855

these Proceedings be given to Petitioner on his application.—

Read Miscellaneous Petition presented on the 30th Ultimo by Lokiah Naidoo of Zillah Chingleput.—

(Here enter F. M. D. No 204 of 1855)

Mr W.A. Morehead 1 Petitioner prays the Court of Foujdaree Adalut to issue orders to the authorities in the Zillah of Chingleput to try and punish his opponent Rungam for having presented a false complaint charging him with having stolen certain bonds from her, which complaint the Petitioner asserts, the Police officer and Sessions Judge found to be false and unfounded.

2 The Court of Foujdaree Adalut resolve to reject this Petition as they have no power to interfere in behalf of the Petitioner as requested by him.

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

Read Miscellaneous Petition

11th August 1855

presented on the 1st Instant by Gunga Boyee of Zillah Trichinopoly.—

(Here enter F. M. D. No 207 of 1855)

Mr W.A. Morehead 1 Petitioner complains that the Sessions Judge of Cuddalore returned to her without passing any orders, a petition presented by her to that officer, appealing against the Proceedings of the Magistracy of South Arcot, instructing her to bring a Civil action against certain individuals, whom she charged with having attacked her and her children and servant in a Choultry and robbed them of property valued at Rupees 108, and she prays the Court of Foujdaree Adalut to direct the Sessions Judge to have an enquiry instituted in the case to punish the offenders, and to recover the property for her.—

2 Before finally disposing of this Petition, the Court of Foujdaree Adalut resolve to forward copy of it to the Sessions Judge and to direct that officer to

11th August 1855

to submit a report regarding the state-
ments therein contained.-

Ordered, that the Station for
these Proceedings be sent to the Sessions
Judge of Cuddalore by precept returnable
in III days from and after its receipt.-

Sent following Precept No. /

4 Wells

Monday.
13th August 1855.

F. C.

At a Court of the Foujdaree Adalut.

Present.

G. L. Cooper, Esqre.,
W. A. Morehead, Esqre.,
T. L. Strange, Esqre.,
} Puisne Judges.

Read letter dated 31st July 1855, from the Sessions Judge of Tinnevelly, submitting for the final judgment of the Foujdaree Adalut the record in Case No. 22 of 1855, on the Calendar of the Sessions Court.

(Here enter No. 1798 of 1855.)

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,

Mssrs. W. A. Morehead, and T. L. Strange.

1st, Vengutta Raja,
2nd, Soola Raja,
3rd, Alaga Raja,
and
4th, Pitha Raja,

is

13th August, 1855.

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

1.

The prisoner charged with wilful Murder were convicted by the Sessions Judge in concurrence with the Mahommedan Law Officer, but the Sessions Judge though he was of opinion that all had incurred the penalty of death in preferring the trial for the final judgment of the Court of Foujdaree Udalut, recommended that they should be sentenced to Imprisonment in transportation for life.

2.

The Court of Foujdaree Udalut concur with the Sessions Judge in the sentence of the four prisoners, but as they can find no mitigating circumstances in the case the Murder having been a deliberate, and premeditated one, they resolve to sentence the prisoners to suffer death by being hanged.

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

13th August, 1855.

Judge & Finnerally for his information.

(Sent in No) 15

Rd 18/9.

F.N.

Tuesday
14th August 1855 At a Court of the Foujdaree Adalut.
Present

G. S. Hooper Esquire
W. N. Morshead Esquire } Puisne Judges
T. L. Strange Esquire

Read Calendar of Case No 29 of
1855 of the Sessions Court of Cuddapah.
/Were enter F.N. No 1764 of 1833/

Before disposing of this case
the Court of Foujdaree Adalut possbe to
call upon the Sessions Judge to forward
the Original Record for their consideration

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

/And following precept No /

Entd Mott

F. Ud.

Wednesday 15th August 1855

At a Court of the Foujdaree Udalut

Present

G. L. Hooper Esqre ——— Puisne Judge

W. A. Morehead Esqre ——— Puisne Judge

J. L. Strange Esqre ——— Puisne Judge

Read Extract from the Proceedings of the Session Court of Bellary reviewing the Calendars of Petty cases disposed of by the Magistracy during the 1st quarter of 1855.

(Hereunto F. Ud. No 1700 of 1855)

The revision of the Calendars which has been executed by the Session Judge with much care exposes many and serious errors in their preparation.

1.

The Court of Foujdaree Udalut enjoin it on the Magistrate to guard against the recurrence of such irregularity and inattention in the drawing up of his Calendars, for the accuracy of which he must be himself held responsible.

2.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Bellary for communication to the Magistrate for his information

15th August 1855.

the prisoners holding them however blameable for having endeavoured to induce the prisoners to confess but observing the endeavour on the part of the Police "to entrap the prisoners into a confession not only venial offence if indeed it can in them be called an offence at all".

5. The Court of Enquiry Vidalut consider the explanation offered by the Joint Magistrate of an unsatisfactory nature the facts of the case remain the prisoners namely that the prisoners were apprehended without information laid against them and detained under custody of the Duffadar for several days without warrant or sanction, after which property was produced which the prisoners are said to have pointed out and confessions attributed to them, all of which are repudiated when before the Court.

6 These facts are so calculated to excite much suspicion upon the integrity of the Police and accompanied with other circumstances which are pointed out in the Court's proceedings as throwing the falsity of the prosecution laid against the prisoners are sufficient grounds to hand the Magistrate of the

F. 26.
15th August 1855.

desire the Session Judge will call upon the Joint Magistrate with reference to para 4 of this officer's letter dated 18th June 1855 to inform the Court whether he has taken any and what steps to instruct the Police immediately under his control in regard to their duties with respect to obtaining confessions from prisoners - The Court of Enquiry Vidalut further desire it to be intimated to the Joint Magistrate that from the manner in which he vindicates the acts of the Duffadar in this present instance they cannot but feel seriously apprehensive as to his fitness to discharge efficiently the duties with which as Joint Magistrate he is entrusted.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Masulipatam for communication to the Magistrate by Precept returnable in xx days from and after its receipt

(Sent following Precept No

Read return made by the Session Judge of Guddapah to the Precept of the Enquiry Vidalut under date the 24th July, calling for the translated record of Case No 24 of 1855, and requesting explanation regarding the delay which has occurred in its transmission

(Vide F. No. No 1772 of 1855)

F. Pc

At a Court of the Fouydaree Udalut

Present

G. S. Cooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges

Read Calendar of Case No 12 of 1855 of the Session Court of Honore.

(Here enter F. Pc. No 1777 of 1855)

The Court of Fouydaree Udalut approve of the recommendation made by the Session Judge in this case that the periods of Imprisonment which the Prisoners Nos 11 have been adjudged to suffer in their conviction of the crime laid to their charge be reduced in the case of the 1st to Prisoner to ten years and that of the Prisoners 2 to 11 to 8 years with hard labor in irons and the Session Judge is hereby authorized to issue his warrants accordingly

Ordered that Extracts from these Proceedings be sent to the Session Judge of Honore for his information.

Sentence No 1

Read letter dated 2nd August 1855 from the Inspector of Prisons.

(Here enter F. Pc. No 1771 of 1855)

1 Pc.

16th August 1854

1

Per the above letter the Suspected Persons belongs to the notice of the Judge that a Tanjore prisoner sentenced by the Magistrate whose attended powers or held to security are not committed to the cognizance of the Criminal Judge.

2

The Courts of Foujdaree Adawlut observe that the practice above alluded to is quite irregular, and to that they have frequently had occasion to direct the observance. All prisoners sentenced by the Magistrate or held to security on account of their attended powers are to be sent to the Gaol.

Ordered that a Copy of the Proceedings be sent to the Inspector of Prisons Cuddalore for his information

Fort St. G.

Read a letter from the Sessions Judge of Tanjore forwarding an English Translation of the record of Case No 1 of 1854 in the Calendar of the Session held for the final Judgment of the Courts of Foujdaree Adawlut

Per contra No 1 to 3 of 1854

The Courts of Foujdaree Adawlut

Present

Hon'ble J. Colvin
" J. L. Strange

16th August 1854

The case was produced before them being of opinion that the Prisoners

1st Khaja Sibanan

and

2nd Cheriya

are not to be convicted on presumptive proof or on the evidence of credible witnesses or on their own confession of the crime charged to acquit them thereof and direct that they be set at liberty.

The prisoners, four in number, are

1

indicted for Culpable Homicide, in having on the 6th May 1854 feloniously and wilfully assaulted the presumed nephew, Domingo Souza, by striking him and by kicking him in the abdomen, from the effects of which violence the said Domingo Souza died on the same day.

The Mahomedan Law Officer has

2

given a verdict of acquittal in the case of all the prisoners.

The Session Judge concurs in the

3

acquittal of the 3rd and 4th prisoners but finding the 1st & 2nd prisoners guilty refers the case for the disposal of the Foujdaree Adawlut.

The Courts of Foujdaree Adawlut

4

observe

1865 from the Sessions Judge of Chicacole forwarding the reports B of the Acting Magistrate of Ganjam of cases disposed of in January last—

[Here enter F. W. No. 563 of 1865]

Read Report—

dated 1st March 1865 submitted by the Session Judge of Coimbatore of cases pending on the 31st January & committed for trial during the month of February 1865 before the Session Judge of the zillah of Coimbatore—

[Here enter F. W. No. 564 of 1865]

Read letter dated 14th March 1865 from the Acting Session Judge of Cuddalore forwarding Copy of a letter from the Magistrate of south Arcot with reference to the Proceedings of the Fouzdaree Wdalut dated 6th March 1865 reviewing the criminal Reports for the month of January 1865—

[Here enter F. W. No. 419 of 1865]

Read Return dated 20th June 1865 from the Session Judge of Cuddapah to the Precept of the Fouzdaree Wdalut under date the 4th June 1866 desiring that the Magistrate be called on to depute who the

Pattadar

observe that to the Mahomedan Law Officer has distrusted the evidence entirely The Session has distrusted to so as regards the 3rd and prisoners but has considered it sufficient for conviction of the 1st and 2nd prisoners—The Court of Sudder Dewanny Adawlut are of opinion that the is very discordant & incongruous but nothing current depositions among the many given— dead body was examined by the Zillah Surgeon and he was found to present no external mark of violence but to have died of suffocation by a fall— The membrane was in a lacerated state that Zillah Surgeon was of opinion that the injury might have been caused in that manner The Court therefore feel unable to pronounce 1st and 2nd prisoners guilty of the charge and accordingly direct that they be released

Ordered that Extracts from the Proceedings be sent to the Session Judge of Chingleput for his information

[Entered]

Read letter dated 20th May

F.M.C.

Saturday
August 4, 1855.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper, Esquire
W. A. Morehead, Esquire
T. L. Strange, Esquire
} Puisne Judges.

Read a Miscellaneous Petition presented on the 2nd Instant by Cha=
=dayan and others of Zillah Chinglaput
(Here Enter F.M.P. No. 210 of 1855)

The object of this Petition
Mr. W. A. Morehead.
is to induce the Court of Foujdaree
Adalut to reconsider their Proceedings
of the 19th July 1855 declining to disturb
the mitigated sentence of 3 years' im=
=prisonment with hard labor in irons
passed by the Sessions Judge of Ching=
=leput upon the Petitioners Relations
the Prisoners in Case No. 33 of 1854
on the Chingleput Calendar, who were
convicted of Highway robbery.—

In

t 18th August, 1855

2.

August, 1855.

from these Proceedings be sent to the Magistrate of Chingleput for his information and guidance.—

/Sent in No 1/—

Ordered also, that Extract from these Proceedings be given to the Petitioners on their application.—

Read Miscellaneous Petition presented on the 23d July 1855 by Moottummia Zillah Chingleput.—

/Here Enter F. M. P. No 212 of 1855/—

W. A. Morehead J.

The Petitioner is referred to the orders already passed by the Court of Foujdaree Udalut in the matter of his Petition and is informed that no further orders will be passed.—

2.

Petition is rejected.—

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

Read Miscellaneous Petition presented on the 9th Instant by Rajah Ally Khan of Zillah Chittoor.—

/Here Enter F. M. P. No 213 of 1855/—

Petitioner

2.

In support of their
tion, the Petitioners allege that
Vengadapaty Moodely and Sing
Moodely, the villagers of Cand
bore enmity against the Prison
consequence of their refusal to
up to the former certain lands
and cultivated by themselves,
20 Rupees to the Peons of the Pa
Mootha to lay this false charge
them and that they also forbi
a Mahzunnamah and subscri
Witnesses to support the charge
laid against the Prisoners.—

3.

The Court of Fou
Udalut resolve to direct that
Petitioners be referred to the Ma
trate of Chingleput who is req
to take the Petitioners allegation
consideration and after investiga
such enquiry as may appear to
requisite pass such orders as
merits of the case call for.—

Ordered, that Extra

from these Proceedings be sent to the
Magistrate of Chingleput for his in-
formation and guidance.—

Sent in No. /—

Ordered also, that Extract
from these Proceedings be given to the
Petitioners on their application.—

Read Miscellaneous Petition
presented on the 23d July 1855 by Moot-
tumma Zillah Chingleput.—

/Here enter F. M. P. No. 212 of 1855/—

The Petitioner is referred

Mr W. A. Morehead 1.

to the orders already passed by the Court
of Foujdaree Udalut in the matter of
his Petition and is informed that no
further orders will be passed.—

2.

Petition is rejected.—

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

Read Miscellaneous Petition
presented on the 9th Instant by Rajah
Ally Khan of Zillah Chittoor.—

/Here Enter F. M. P. No. 213 of 1855/—

Petitioner

18th August, 1855.

Mr. W. A. Morehead.

Petitioner prays for the release of his brother Mahommed Khan Prisoner in Case No. 24 of 1855 on the file of the Sessions Court of Chittoor, who was convicted of Gang Robbery and sentenced by the Sessions Judge to 14 years' imprisonment with hard labor in Irons.—

2. The Court of Foujdaree Udalut observe that the Petitioner's brother was seized in the act charged against him, and that there can be therefore, no doubt of his guilt.—

3. The Court of Foujdaree Udalut accordingly resolve to reject the Petition.—

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

Read letter from the Sessions Judge of Calicut under date the 25th July 1855, requesting information regarding the manner in which, in cases of 'Gang Robbery', the abetted of charge should be worded in Reports

F. 116.

18th August, 1855.

Reports A and B and in the Calendars.—

/Here Enter F. 116. No. 1739 of 1855/—

1. The insertion or omission of the word "feloniously" in the abstract of charge is a matter of no moment.—

2. The Court of Foujdaree Udalut observe that, had the matter seemed to them to call for any remark, they would not have failed to notice it in their review of the Calendars referred to.—

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

/Sent in No. /—

Read Miscellaneous Petition presented on the 2d July by J. B. Norton Esquire Vakeel on behalf of Veny Zillah Trichinopoly.—

/Here Enter F. Mc. P. No. 177 of 1855/—

Mr. W. A. Morehead 1.

The petitioner 1st prisoner in Calendar Case No. 8 of 1855. before the

18th August, 1855.

the Sessions Court of Trichy
been convicted of Gang robb
tenced to 14 years' imprisonment
hard labor in irons.

2.

Against this de
appeals on being contrary to ev
borne out by the evidence, he
prays the Court of Foujdaree
will permit him to be heard
Counsel.

3.

The Court of F
Udalut resolve to call for the
Record of the trial in this ca

Ordered, that E
from these Proceedings be forw
the Sessions Judge of Trichy
precept returnable within
and after its receipt.

/Sent following Precept/

Read letter dated
1855 from the Magistrate of
/Here enter F.C. No. 1787 of
1

The Magistrate
above letter requests that they

August, 1855.

a conditional pardon to the 4th prisoner
in a case of fraud and forgery.—

2. The Court of Foujdaree
Udalut observe that the offence charged
is not of that heinous nature for which
the admission of approvers was in-
tended by Section XX Regulation VIII
of 1802, and they therefore decline
to comply with the request contained
in the letter under notice.—

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

/Sent in No. /-

Read letter under date
the 31st July 1855 from the Acting Agent
to the Governor of Fort St. George in
Ganjam.—

/Here enter F.C. No. 1792 of 1855/-

Under the circumstances
stated in the foregoing letter the Court
of Foujdaree Udalut resolve to re-
duce the period of Imprisonment
to

18, 18th August, 1855.

to which the Prisoner in the
No. 32 of 1855 has been senten
6 months.—

Ordered, that W. A. Morehead 1.
from these Proceedings be for
the Acting Agent to the Go
Fort St. George at Guntoo
information.—

/Sent in a No.

Read Report of
ing before the Sessions Judge
Simmonally up to 31st July 185
the trial has been delayed
25 days.

/Here Enter F.66. No. 179

If witnesses
cumable, the Sessions Judge
to close the case without

Ordered, that
from these Proceedings be for
the Sessions Judge of Tri
his information.—

/Sent in No.

Read Miscellaneous

F.66.

August, 1855.

presented on the 4th August by Mr. J. H. D.
Wilson Vakeel on behalf of Mootachee,
Zillah Trichinopoly.—

/Here Enter F. M. P. No. 211 of 1855/—

The Petitioner prays the
Court of Fouzdaree Udalut will send
for the Record of Case No. XVI of 1855
on the file of the Sessions Court, in
which her son, a prisoner therein, has
been improperly convicted of Gang rob-
bery, and sentenced to 14 years' impri-
sonment and on review thereof —
direct his release.—

2. The Court of Fouzdaree
Udalut resolve to call for the original
record in this case.—

Ordered, that Extract
from these Proceedings be forwarded
to the Sessions Judge of Trichinopoly
by Precept returnable in 111 days from
and after its receipt.—

/Sent following Precept No. /—

Read Extracts from the
Proceedings of the Sessions Court of
Masulipatam

18th August, 1855.

Moulipatam under dates the 7th July and 4th August 1855 reviewing the Criminal Report B for the month of June 1855.

/Here enter F.No. № 1805 of 1855/-

Read return dated the 2d August 1855 from the Session Judge of Kenore to the precept of the Foujdaree Udalut under date the 21st July 1855, which was accompanied by an Extract from their Proceedings directing the restoration of a fine imposed on a Prisoner in a Petty case disposed of by the Magistracy for the 1st Quarter of 1855.

/Here enter F.No. № 1809 of 1855/-

Read letter dated the 2d August 1855 from the Session Judge of Kenore, reporting the execution of the sentence of death passed on Linga a Prisoner in Case № XI on the Calendar for 1855.

/Here enter F.No. № 1812 of 1855/-

Entered the W

F.No.

Monday, 20th August, 1855.

At a Court of the Foujdaree Udalut.

Present.

G. S. Cooper, Esquire
W. A. Morehead, Esquire } Puisne Judges.
J. L. Strange, Esquire

Read Calendar in Case № 60 on the Sessions Court's file for 1855.

/Here enter F.No. № 1778 of 1855/-

1. This Case appears to the Court of Foujdaree Udalut to have been gone into in a very unsatisfactory manner. They therefore direct the Session Judge to call for and submit for their consideration, the Report of the case made by the Village Officers to the Head of Police.

2. They observe that, as the woman was declared to have been

been insensible for several days, the Village Authorities should have b examined.-

Ordered, that Extra from these Proceedings be forwarde to the Sessions Judge of Bellary precept returnable within V days and after its receipt.

Sent following Precept No. /

Read Miscellaneous Petit presented on the 18th August 1855 by Shunmak, wife of the 1st and 2nd of the 11th Prisoner in Criminal Ca No. 57 of 1854 on the file of the Sessions Court of Nellore.

/Vide entries F. M. P. No 221 of 1855/

Mr W. A. Morehead 1.

Petitioner sets forth certa circumstances in reference to the inv investigation in the above case, alle that the Tahsildar, who held the pr many inquiry, acquitted the 1st Pet (her husband), of the charge, but the certain persons through motives of gain induced the said Tahsildar to

him as a Prisoner and to commit him to take his trial before the Criminal Court.-

2. Petitioner further represents that her husband was by the Sessions Judge sentenced to 10 years' imprisonment, and prays that this Court will call for and peruse the Record of the Case and direct the cancelment of the said sentence.-

3. The Court of Foujdaree Adalut resolve to refer the foregoing Petition to the Sessions Judge, who after instituting an inquiry regarding the allegations contained in paras: 1 and 2, will be pleased to submit a Report thereupon for their consideration.-

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

Sent following Precept No. /

Read Criminal Report

No.

been insensible for several days
Village authorities should be
examined.—

Ordered, that Extract
from these Proceedings be forwarded
to the Sessions Judge of Bellary
precept returnable within XX days
and after its receipt.—

Sent following Precept No.

Read Miscellaneous Petition
presented on the 18th August 1855 by
Shunmak, wife of the 1st and
of the 11th Prisoner in Criminal
No. 57 of 1854 on the file of the Sessions
Court of Nellore.—

(Received F. M. P. No 221 of 1855)

Mr W. A. Morehead 1.

Petitioner sets forth
circumstances in reference to the
investigation in the above Case, and
that the Jahildar, who held the
enquiry, acquitted the 1st Pet
(her husband), of the charge, but
certain persons through motives of
induced the said Jahildar to

him as a Prisoner and to commit him
to take his trial before the Criminal
Court.—

2. Petitioner further represents
that her husband was by the Sessions
Judge sentenced to 10 years' imprisonment, and prays that this Court
will call for and peruse the Record
of the Case and direct the cancelment
of the said sentence.—

3. The Court of Foujdaree
Adalut resolve to refer the foregoing
Petition to the Sessions Judge, who after
instituting an enquiry regarding the
allegations contained in paras: 1 and 2,
will be pleased to submit a Report
thereupon for their consideration.—

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

Sent following Precept No 1.—

Read Criminal Report

No.

F.16.

20th August, 1855.

No. 1 of the Agents Court for Jan
with copies of Reports A & B from the
Assistants.

Mine Suits F.16. No. 1748 of 1855.

Report A. Case No. 9. 1. The Court of Enq
Udalut observe that the alleged
tion took place in March 1853.
resolves to call for explanation
complaint was preferred until
1855. Dealing with such cases
so much time has been allowed by
Parties to elapse is in the opinion
the Court of Enquiry Udalut
objectionable.

Ordered, that the Co
from these Proceedings be forwar
the Acting Agent to the Gover
Fort St. George at Guzerat by Sa
returnable within V days from
after its receipt.

Sent following Precept No.

Read letter dated 20th
1855 from the Sessions Judge of Ca

Mine Suits F.16. No. 1752 of 1855

F.16.

20th August, 1855.

1. With the above letter the
Sessions Judge submits copies of the
Calendar in No. 48 of 1855 on the file
of the Sessions Court and of the cor-
respondence which took place between
himself and the Acting Subordinate
Judge and requests the opinion of
the Judges on the subject therein re-
ferred to.—

2. From the correspondence
forwarded by the Sessions Judge, it
would appear that in a Case of
Forgery then pending before the Acting
Subordinate Judge that officer con-
sidered the attendance of a member
of the Zamorin family for the purpose
of giving evidence in the case necessary,
and he accordingly brought the matter
to the notice of the Sessions Judge and
requested his opinion thereon.—

3. The Sessions Judge in re-
ply to the communication of the Acting
Subordinate Judge, as to "whether the
attendance of the relatives of the
Zamorin

Zamorin ought not to be pronounced that the preferable course Acting Subordinate Judge to proceed to direct the attendance of the dual in question at the neighbouring and there to receive his testimony according to the practice with respect to other parties exempted from attendance in Courts of Justice in Malabar.—

4.

The Acting Subordinate Judge respectfully declined acting in accordance with the suggestion of the Sessions Judge, being of opinion that he was prohibited by the Regulation from holding his Court in place other than those publicly appointed and publicly known, and that the requirement that any deposition in a Criminal Case should be taken to in open Court rendered obedience to the provisions of the Regulation compulsory.—

5.

The Sessions Judge

referring the matter for the consideration of the Judges of the Court of Foujdaree Adalut was of opinion that the proceedings of the Acting Subordinate Judge were objectionable, and that he should after submitting the point for the opinion of his Official superior have acted in accordance therewith instead of endeavouring to put his official superior in the wrong.—

6.

The Court of Foujdaree Adalut do not on review of these proceedings consider that the Sessions Judge had any grounds for making this reference in the form of a complaint against the Acting Subordinate Judge. The Examination of the relative of the Zamorin was optional with the Acting Subordinate Judge who exercised his discretion in submitting the case for the opinion of the Sessions Judge, and the Court of Foujdaree Adalut fail to discover any thing objectionable in the remarks of the

Acting

Acting Subordinate Judge, the
perfect and do not Appeal
from the Court of Toyda
7.
The Court of
Udalut observe that Circul
of the Toydaree Udalut
October 1835 requires Judge
to express Discretion in g
rants for the attendance of
rank and consideration
Courts but no mention is
of holding the examination
parties when required
in the public Courts.
8.
If a practice
Malabar of exempting the
of the Zamorin from attendan
Courts the Court of Toyda
presume that it is founded
cular Order of the Toyda
dated 12th July 1830. This Co
however refer to former
Court of Toydaree Udalut
to Lessen any just grounds

exemption claimed on behalf of the family
of the Zamorin.-
9.
Before therefore passing
any final orders on this point the Court
of Toydaree Udalut resolve to call
upon the Sessions Judge to show when
the privilege contended for first received
sanction.-
Ordered, that Extract
from these Proceedings be forwarded to
the Sessions Judge of Calicut by precept
returnable within X days from and
after its receipt. and for communica-
tion to the Acting Subordinate Judge.-
(Sent following Precept No.)-
Read Calendar of Case
No. 36 of 1855 committed for trial before
the Agents Court of Ganjam.-
(Here enter Fllo. No. 1817 of 1855)-
The Court of Toydaree
Udalut desire the Acting Agent will
prepare his sentences more concisely.
All that the Court require is that
the Acting Agent should set forth
in

20th August, 1855.

Acting Subordinate Judge
perfect and do not call
from the Court of Tanjo
7.
The Court of
Udalut observe that the
of the Tanjore Udalut
October 1835 requires Judge
to transmit Duplicate Ac
counts for the attendance of
rank and consideration by
Courts but no mention is
of holding the examination
parties when required
in the public Courts.
8.
If a practice
Malabar of remitting the
of the Zamorin from Moul
Courts to the Court of Tanjo
presume that it is founded
an Order of the Tanjo
dated 12th July 1830. This
however, refers to female
Courts of Tanjore Udalut
to transmit any appeal

exemption claimed on behalf of the family
of the Zamorin.-

9.

Before therefore passing
any final orders on this point the Court
of Tanjore Udalut resolve to call
upon the Sessions Judge to show when
the privilege contended for first received
sanction.-

Ordered, that Extract
from these Proceedings be forwarded to
the Sessions Judge of Calicut by precept
returnable within X days from and
after its receipt and for communica-
tion to the Acting Subordinate Judge.-

(Sent following Precept No.)-

Read Calendar of Case
No. 36 of 1855 committed for trial before
the Agent's Court of Ganjam.-

(Here enter F116. No. 1817 of 1855)-

The Court of Tanjore
Udalut desire the Acting Agent will
prepare his sentences more concisely.
All that the Court require is that
the Acting Agent should set forth

in

in his sentence all pertinent p
to the exhibition of the natur
case disposed of by him and
facts proved thereon on which
judgment may be based.

Ordered, that E
from these Proceedings be forw
Acting Agent to the Governm
St George at Ganjam for his
rmation.—

Sent in No 1—

Read letter dated
from the Sessions Judge of Cal
Here enter F.Dc. No. 1822 of

1.

In the above letter
Sessions Judge requests the instruc
of the Court of Foujdaree Adawlut
the course to be pursued in carrying
the provisions of Act XVI of 1850 a
regard to the realization of the fi
that may be adjudged in any c

2.

The Court of Fou
Adawlut are of opinion that the
Judge is at liberty to remit the

he may pass through the means of the
Agency he may consider best adapted
to effect their execution.—

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

Sent in No 1—

E. T. Thomas

F. No.

Tuesday. 1st August, 1855. At a Court of the Foujdaree Udalut

Present.

G. T. Cooper, Esquire —
W. A. Morehead, Esquire — } Puisne Judges
T. L. Strange, Esquire —

Read letter dated the 14th Instant from the Sessions Judge of Coimbatore submitting for the final judgment of the Foujdaree Udalut the Record of Case No. 31 of 1855 of the Calendar of the Session Court.—

(Here Enter F. No. No. 1861 of 1855.)—

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.

Soobbon.

is sufficient to convict him of the crime

Wm W. A. Morehead.

crime charged, he convicted him there
considering that the imprisonment
already undergone is sufficient pun
he accordingly directed that he be
liberty.—

1.

The prisoner made
with Culpable homicide the Lo
discredited the evidence for the pro
tion and acquitted the prisone
Sessions Judge deputed from that
quittal and referred the case
final judgment of the Tuyjdaree
Adalut, recommending that the
malicious intent had been proved
prisoner should be sentenced to
months' imprisonment with lab
without irons.—

2.

The Court of Tuy
Adalut cannot with the Sessions
in convicting the prisoner of the
caused the death of deceased by
him with a stand or club of
the lower part of the stomach.
Sessions Judge considered that

sentence of imprisonment for 6 months
with labor but without irons would
suffice.—

3.

The prisoner was appre
hended on the 9th. May and has been
subjected to all the anxiety of having
been put upon his trial for a serious
offence, the Court of Tuyjdaree Adalut
therefore under all the circumstances
of the case which in no way indicate
cruelty or harshness on the part of the
prisoner towards the deceased, declare
the imprisonment he has already un
dergone sufficient punishment for
the offence of which he has been con
victed and accordingly order his
immediate release.—

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

Sent in No. 1—

E. Thorn

F. 116.

Wednesday 22d August, 1855. At a Court of the Foujdaree Adalut

Present

G. S. Cooper, Esquire
W. A. Morehead, Esquire
T. L. Strange, Esquire
} Puisne Justice

The Magistrates Petty Calendars for the 2d Quarter of 1855 not having been yet received, the Court of Foujdaree Adalut resolve to call upon the Sessions Judge of Bellary to forward the same without delay.—

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

Sent following Precept No 1—

Read Petty Calendars of Cases disposed of by the Magistracy of Madura during

The same to the Sessions Judge of Calicut—
Chicacole.
Chittoor.
Coimbatore.
Cuddalore.
Cuddapah.
Guntoor.
Honore.
Mangalore.
Masulipatam.
Salem.
Tellicherry and Agent at Wynaad.

22nd August, 1855.

during the 2d Quarter of 1855 together
copy of Extract from the Proceedings
the Sessions Court of Madura und
date 26th July 1855.

/Here Enter F.C. No. 1765 of 1855/-

The Court of Foujdar
Udalut desires the Magistrate of Mad
will inform the Acting Joint Magi
trate with reference to the above Ex
from the proceedings of the Sessions Co
that they observe with regret the co
ments recorded by the Acting Sessions
Judge in respect to the cases dispos
of by him and that they trust that
the Acting Joint Magistrate will in
the future ensure greater care and
attention in the discharge of his
Magisterial duties.-

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

/Sent in No. /-

Read Calendar of Case

22nd August, 1855.

No. 16 of 1855 of the Sessions Court of
Chingleput.

/Here Enter F.C. No. 1782 of 1855/-

The Court of Foujdaree
Udalut approve of the recommendation
made by the Sessions Judge in this case
that the period of imprisonment which
Armooga Naik. the Prisoner noted in the margin has
been adjudged to suffer on his conviction
of the Crime of Perjury, be reduced to (6)
six months with hard labor in irons,
and they do authorize the Sessions Judge
to issue his warrant accordingly.-

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

/Sent in No. /-

Read Calendar of Case
No. 13 of 1855 of the Sessions Court of
Guntoor.-

/Here Enter F.C. No. 1804 of 1855/-

In the above Case three
1.
Prisoners were arraigned on a charge

of

of Highway Robbery with the jury. The Sessions Judge in accordance with the finding of the Jury convicted the 1st and 3d Prisoners sentenced them the 1st to 5 years imprisonment with hard labor and the 3d to Imprisonment for with labor suited to her age Prisoner a girl of about 10 years was acquitted and released on ground that she had earned property from the 1st to the 3d without any guilty knowledge that it had been obtained.

2. The Court of Adalut observe that the facts the Prosecutor's statements and confessions of the convicted should have been set forth. In this information the grounds are not apparent.

3. It does not appear what evidence the 3d Prisoner to have received the property

that it had been obtained by robbery. The Court of Foujdaree Adalut require an explanation on this head.

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

/Sent following Precept No. /

Read again Criminal Report B and other Statements submitted by the Sessions Judge of Rajahmundry for the month of June 1855.

/Here Enter F. No. No. 1648 of 1855/

Read also letter dated 6th August 1855 from the Sessions Judge, forwarding copy of Report A, and stating that he has postponed sending to the Subordinate Court copy of the Foujdaree Adalut's Proceedings in Case No. 41 of 1855.

/Here Enter F. No. No. 1824 of 1855/

1. From the Report A which accompanied the above letter, it appears that

22d August, 1855.

that the 1st prisoner in Case
sentenced to receive 24 lashes
imprisoned & set to labour
for 1 month on a charge of
ing & that the same
forth, and to present this
with, and being contained
remarks on the said

2. Under these
the Court of Foujdaree Adalut
of the above sentence, be
same that a note to the
should have been recorded
Report B.

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

/Sent in a No.

Read letter
Instant from the Sessions
transmitting the Decree
by him in conformity with
sentence of the Court of

August, 1855.

in Case No. 12 of the Calendar of 1855 duly executed and returned by the Subordinate Judge, together with copy of a letter dated 13th Instant from that Officer.—

/Here Enter F.M.C. No. 1837 of 1855/—

Read return dated the 13th Instant from the Sessions Judge of Bellary to the precept of the Foujdaree Adalut under date the 9th idem, sentencing the prisoner in Case No. 42 on the Sessions file for 1855 to seven years' imprisonment and directing the Sessions Judge to amend his Warrant accordingly.

/Here Enter F.M.C. No. 1843 of 1855/.

Read return dated the 14th Instant from the Sessions Judge of Trichinopoly to the precept of the Foujdaree Adalut under date the 3d idem, directing him to review the Proceedings in Criminal Cases Nos. 37 and 38 of 1855.—

/Here enter F.M.C. No. 1844 of 1855/—

Read letter dated the 18th Instant

22nd August 1855

Extract from the Proceedings of the Sessions Court of Madura, forwarding Statement of delay in Sessions case of 1854.

Thursday 2nd August 1855

F. W.

At a Court of the Fouj daree Udalut

— Present —

G. S. Hooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges

Read Calendar of case No. 14 of 1855 of the Sessions Court of Honore.

(Here enter F. W. No. 1841 of 1855)

The Court of Fouj daree Udalut consider the mitigated punishment proposed by the Sessions Judge inadequate for the offence of which the Prisoner in this case has been convicted. They direct that the Prisoner be sentenced to imprisonment for one year with hard labor in irons.

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

(Sent in No.)

Read Calendar of case No. 9 of 1855 of the Sessions Court of Tellicherry.

Here enter F. W. No. 1829 of 1855

The

23rd August 1855

The Court of Foujdaree

affirms of the recommendation made by the

Judge in this case, that the sentence of the

1 Canara Valley — which the Prisoner stands convicted, on the margin

2 Ditto Nayam — adjudged to suffer on their conviction of the

-ing, and, that the said (1) three prisoners

labor in irons and, they do authorize the

Judge to issue, this warrant accordingly

Ordered, that a Extract from the proceed-

-ings be forwarded to the Sessions Judge

for his information

(Sentence No)

Read, Calendars of cases

of the Sessions Court of Nellore

Here enter F. W. No 1799 of 1855

The Court of Foujdaree

affirms of the recommendation made by the

in this case, that the sentence of Imprisonment

1 Jahagir Pardon — the Prisoner stands convicted, on the margin of

2 Returned Bagidar

3 Infirm and Old Ryotwar — to suffer on their conviction of Robbery

4 Sahukars Subsidiary — be reduced to 3 years simple imprisonment

5 Infirm and Sick — (1) with hard labor in irons and

(4) with, hard labor in irons and

Prisoners with, labor suitable, to their

Sessions Judge, is hereby authorized

23rd August 1855

warrant accordingly

Ordered, that a Extract from these

Proceedings be sent to the Sessions Judge of

Nellore, for his information

(Sentence No)

Read, Calendars of petty cases

disposed of by the Magistracy of Tinnevelly

during the 2nd Quarter of 1855 Submitted, in a

letter from the Sessions Judge, under date the 2nd

Instant.

Here enter F. W. No 1799 of 1855

Calendar I No 6

The Court of Foujdaree, Wdalut

observe, that if as remarked, by the Sessions Judge,

in his review of the Calendar, this is a case of more

trespass, the abstract of charge, sets forth, more, than

appears in the heading;

Calendar II No 21. 41

3 The circumstances or pretence under

which, the alleged, Acts of Abuse, of authority

took place, should, have, been detailed, in the

charges.

No 33

3 The, Court of Foujdaree, Wdalut

observe, that this charge, should, have, been headed

'Forgery', and, that this crime, does not come

under

93d August 1855

No 37

Calendar IV
No 4

under the head of "Misdemeanours"

4 That charge, should be entered, as one of "Assault and Affray" under false pretences"

6 The Court of Foujdaree are unable to understand the Principle, have been held in this case, That on the 26th June, been committed for default of sumishing security after 8th Column to have been reheard on date. They therefore resolve to order on docket and to direct the Sessions Judge upon the Magistrate for explanation

Ordered that the Proceedings be sent to the Sessions Judge Immediately for communication to the by Express returnable in three days after its receipt.

Sent following Proceedings

Rec'd 18th

F. D.

Friday 4th August 1855

At a Court of the Foujdaree Udalut

—Present—

G. T. Hooper Esqr.
W. R. Morehead Esqr.
T. L. Strange Esqr. } Puisne Judges

Read Calendar of Case No. 23 of 1855 of the Sessions Court of Madura

Herewith F. D. No. 1825 of 1855

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case that the period of imprisonment which the Prisoner noted in the margin has been adjudged to suffer on his conviction of Attempt to commit Robbery by open violence be reduced to (10) Ten years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

Dorothy Moonyum

2 The Court of Foujdaree Udalut sanction the proposal of the Acting Session Judge for the disbursement of 30 Rupees to the 4th Witness the Peon Palanyandy as a reward for the bravery zeal and good conduct shewn by him in apprehending the Prisoner in this case.

Ordered that a Extract from these Proceedings

9 24th August 1855

Proceedings be sent to the Acting Sessions Judge of Madura for his information

Sent in No

Read return dated the 24th August 1855 from the Sessions Judge of Chittoor submitting the records of the Foujdaree Udalut under date the 23rd instant conveying the remarks required by the Sessions Judge of Madura in his letter No 1855 under date the 15th instant calling upon the Sessions Judge for explanation of the delay of two months in the said case.

Here enter Extract No 1855

In the above return the Sessions Judge states that the delay in the submission of the records arose chiefly from the unwillingness of the Acting Foujdaree Translator to translate the records of another Case No 75 of which the proceedings were completed, as required to be done at the same time.

The Court of Foujdaree Udalut desire that as a general rule the Sessions Judges have the Records of all referred Cases sent up dated at once without regard to the Date of reference.

Ordered that Extract from

7th August 1855

Proceedings be sent to the Session Judge of Chittoor for his information

Sent in No

Read letter dated the 16th August 1855 from the Session Judge of Chittoor submitting for the final Judgment of the Court of Foujdaree Udalut the records of Case No 17 of 1855 on the file of the Session Court

Here enter F. U. No 1855 of 1855

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

"Soonoola Ramasamy"

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

Rec 18th

Mr G. S. Hooper

Mr T. L. Strange

Case Elliott

Saturday
25th August 1855.

F. G.

At a Court of the Foujdaree Adalut

Present.

G. A. Hooper Esqre
W. A. Morehead Esqre
} Puisne Judges.
J. L. Strange Esquire

Read letter under date the 16th August 1855, from the Agent to the Governor of Fort St. George in Council submitting for the final Judgment of the Foujdaree Adalut, a report of the trial of Criminal cases Nos 29 and 30 of 1855 on his file.

(Here Enter F.G. No 1882 of 1855)

No. J. L. Strange. 1. The Court of Foujdaree Adalut hold the Prisoners,

1st Lumbanah Rannoo
2d Ditto Ramjee
3d Ditto Foolsynaik

Guilty in both cases of cattle stealing, and as the thefts were considerable ones and the prisoners appear to be habitual thieves, the Court sentence them each to three years' imprisonment with hard labor in irons, as recommended by the Agent.

2. The Court of Foujdaree Adalut observe that they do not consider a case

25th August 1855

Case No 29 to have been ordered
upon violence. The cattle were
Contumacy, not by force or
and violence was not proved
the 1st witness must be mentioned
Ordered that Petitioners
these Proceedings be kept
to the Governor at Kumool
information.-

(Sent in No

Read Miscellaneous
presented on the 13th Instant by
and another of Zillah Tinnevelly

Mr. N. A. Morehead.

(Here Entered I No

The petitioners pray
release of their relative the
in case No 11 of 1855 on the
who were committed of Robbery
violence and rioting and
the Sessions Judge of Tinnevelly
Imprisonment with hard
and to receive 70 Rattles with
nine tails with the sanction
of Tanjore Adalut
2.

In support of
the Petitioners state that
got up the charge against
through enmity existing
consequence of the former

5th August 1855.

to obtain the office of Carilgar or Village
Watcher held by the latter.

3. The Court of Tanjore would not
resolve to reject this Petition, as they see
no reason to question the propriety of
the sentence appealed from.-

4. The Petitioners can however
address the Magistrate, if they consider that
they can establish, to his satisfaction,
that the sentence complained against has
been unjustly obtained and on their
doing so, the Magistrate will doubtless
take steps to have their relatives
the Prisoners released.-

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

Read Miscellaneous Petition
presented on the 9th Instant by Cana=
=Rummal and Mooneyen of Zillah Chittoor

(Here Entered I No 210 of 1855)

N. Morehead. 1. Petitioners pray for the release
of their relative the Prisoner in case
210 of 1855 on the Chittoor Calendar, who
was convicted of theft and sentenced
by the Sessions Judge to three years
Imprisonment with hard labor in
irons with the sanction of the Court
of Tanjore Adalut.-

2. The Court of Tanjore Adalut

See

Sessions Judge, with reference to his proceedings dated 8th March 1855, to state whether or not Petitioner's plea of forcible dispossession was deemed by him proved.-

(Here Enter F.R. No 1823 of 1855)

Read again Miscellaneous Petition presented on the 12th July 1855 by S. Veroomalachary Vakeel on behalf of Krishna Menon, Zillah Caticut.-

(Here Enter F.R. No 1840 of 1855)

Read also Miscellaneous Petition presented on the 9th June 1855 by S. Veroomalachary Vakeel on behalf of Krishna Menon, Zillah Caticut.-

(Here Enter F.M.O. No 157 of 1855)

1. The Petitioner in Misc Petition No 157 appealed from the Proceedings of the Sessions Court of Caticut under date 8th March 1855, modifying a decision of the Magistrate which declared Petitioner to have a joint right to certain lands.-

2. The Petition was rejected by the Court of Foujdaree Adawlut, Petitioner not having filed the Magistrate's order referred to.-

3. Petitioner then presented the order

saw no reason to question the [illegible] of the prisoner's conviction, or [illegible] of the sentence passed upon him accordingly resolved to reject the

Ordered that Petitioner these Proceedings be granted to tioners on their application.

Read Miscellaneous presented on the 23d July 1855 [illegible] mulroo Vakeel on behalf of [illegible] brother of Loodden, Prisoner in of case No 31 of 1855 on the file of Courts of Coimbatore.-

Mr. H.A. Morehead. (Here Enter F.M.O. No 158 of 1855)

The Court of Foujdaree Adawlut consider it unnecessary to call on this Petition, the prisoner referred to having been directed to be set at liberty in their Proceedings of the 21st Instant.-

Ordered that Petitioner these Proceedings be granted to Petitioner's Vakeel on his application.

Read return dated 25th July 1855, from the Sessions Judge of [illegible] to the Precept of this Court of Foujdaree Adawlut under date 23d July 1855 [illegible] laneous Petition presented to the Court by Krishna Menon, calling upon

25th August 1855.

W. W. Hollorshead.

Petitioner appeals against the decision of the Session Judge of Rajahmundry sentencing him to 4 years' imprisonment with hard labor in irons, which was subsequently reduced to 2 years by the Court of Tanjaore Sudder, upon his conviction of culpable Homicide.

2. The Court of Tanjaore Sudder see no reason to question the propriety of the prisoner's conviction, or justice of the sentence passed upon him. They therefore resolve to reject this Petition.

Ordered that Extract from these Proceedings be sent to the Session Judge of Rajahmundry, for communication to the Petitioner.

(Sent in No.

Read Miscellaneous Petition forwarded by the Session Judge of Rajahmundry from Akulla Ramasomayazoolo, 1st Prisoner in case No 119 1855 on the file of the Sessions Court at that station.

(Here Enter F. No 217 of 1855)

W. A. Hosshead.

Petitioner appeals from the Proceedings of the Session Judge of Rajahmundry sentencing him to 4 years imprisonment

25th August 1855.

No 184 of 55.

order of the Magistrate reporting the Sessions Court proceedings in the Court of Tanjaore Sudder in his behalf as detailed in Petition.

4. From the return made by the Sessions Judge to the Rule of [illegible] dated 28th July 1855 with reference his proceedings of the 8th Instant appears to the Court of Tanjaore that the order passed by the Judge was based on good and sufficient grounds, they accordingly reject

Ordered that the Court these Proceedings be sent to the Judge of Halicut, for his information

(Sent in No

Ordered also, that the from these Proceedings be given to the Petitioner's Pleader on

Read Miscellaneous Petition forwarded by the Sessions Judge of Rajahmundry from Gooda Prisoner in Case No 50 of 1855 of the Sessions Court at that

(Here Enter F. No 216 of 1855

imprisonment with labor with
upon his conviction of culpable
2. The Court of Sujdaree
have considered the prayer of
but can discover from it no
to call in question the proc
the sentence appealed from. The
therefore to reject the Petition

Ordered that Extract
these Proceedings be sent to the
Judge of Rajahmundry, for com
tion to the Petitioner.-

/Sent in &c.

Read Miscellaneous
presented on the 16th August 185
Rungunnaul of the Zillah of

W. W. A. Grieshead Esq. (Here Enter S & F No 946 of 1855)

The Petitioner appeals a
the orders of the Sessions Judge
Chingleput dated the 28th June, a
July last, declining to detain
documents filed during the
=gation of a charge preferred a
one, Lakanda Lokiah Naik, a
prays that the said documen
be ordered to be delivered to

2. Before disposing of the above
Petition, the Court of Sujdaree Adawlut
resolved to call upon the Sessions Judge
to submit the record of the case
referred to, together with copies of
the 2 orders alleged to have been passed
by the Magistrate.-

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

/Sent following Precept &c

Read again Miscellaneous
Petition presented on the 23d June 1855,
by S. Veeroomalachary Vakeel on behalf
of Syed Fattah Meyah, late Police
Ameen of Zillah Cuddapah.-

(Here Enter S & F No 946 of 1855)

Read also return and Sup=
=plemental Return dated 2d and 15th
August 1855, to the Precept of the
Sujdaree Adawlut under date the
7th July requiring to call upon the
Magistrate to submit a report &
Respective of his opinion as to the
Petitioner

25th August 1855.

Petitioner Syed Fattah Meyah, having been guilty of the neglect of duty imputed to the Session Judge.

(Here Enter F & Pro 1179 of 1855)

1. In the above Petition, the Petitioner states & states that from a perusal he has no doubt that the Petitioner is guilty of great neglect of duty, if not a crime, connivance with the robbery, that in the dissatisfaction expressed by the Session Judge, and that it would be most injudicious to replace the Petitioner again in his former situation.

2. With reference to the opinion of the Magistrate, the Court of Foujdaree Adawlut see no reason to differ on behalf of the Petitioner and agree.

3. They observe that the reports of local officers are full and decisive admit of no interference on the part of this Court.

Ordered that Petitioner's Petition & all the proceedings be sent to the Session Judge of Cuddapah for his information.

(Sent in a Pro)

Ordered, that Petitioner's Petition & all the proceedings be granted to the Petitioner's Pleader, on his application.

Ed Sth Cal.

Monday.
27th August 1855.

F. R.

At a Court of the Foujdaree Adawlut

Present.

G. S. Hooper Esquire
W. A. Morehead Esquire
T. L. Strange Esquire.
} Puisne Judges.

Read calendars of petty cases disposed of by the Magistracy of Chingleput during the 2d Quarter of 1855.

(Here Enter F R No 1803 of 1855)

Calendar I No 21.
Calendar II No 18.

1. The abstract of the charges in the cases noted in the margin should have set forth that the alleged acts of "abuse of authority" had reference to Police matters, and that the charges were preferred against the Defendants in their capacity of Police officers.

Calendar I No 22.

2. The malicious intention required to constitute this a penal offence should have appeared in the charge.

Calendar II No 13.

3. The Court of Foujdaree Adawlut observe that, in cases of House breaking, the Indictment should invariably specify the mode of entry.

4. Calendars III and IV do not call for any remarks.

Ordered that Extract from

27th August 1855.

from these proceedings & the Sessions Judge of Chingleput communication to the Magistrate information and future guidance

(Sent in No

Read letter from the of Madura dated the 15th Inst ing copy of a letter from the Joint Magistrate, requesting to offer a conditional pardon Kadaiyerum concerned in affray

(Here Enter F.R. No 1855

1. The Court of Foujdaree resolve under the authority vested by Section XII Regulation XVII Sanction the offer of a pardon Cadaiyerum on the terms and conditions Specified in Section XX Regulation of 1802.—

2. They also resolve to forward to the Magistrate that a Reward of the description given by the Act named individual should be sent in with the application

Ordered that Sudder these Proceedings be forwarded to

th August 1855.

Magistrate of Madura for his information

(Sent in No

Read letter dated 8th August from the Sessions Judge of Cuddapah.

(Here Enter F.R. No 1830 of 1855)

1. With the above letter the Sessions Judge submits a copy of the report received from the Magistrate on the subject of the ill treatment which the prisoner in case No 26 on the Calendar of the Sessions Court for the present year had received after apprehension.—

2. The Sessions Judge in his letter under notice takes occasion to remark that in his opinion the Magistrate had mistaken his authority, power and privilege in commenting in his report upon the judgment passed by the Sessions Judge in the above case.—

3. The Court of Foujdaree would consider the Magistrate should have abstained from commenting on the Sessions Judge's sentence; Reference was not made to him for this purpose. neither was he authorized to set his judgment in opposition to that of the Sessions Judge. The Magistrate had merely to enquire into

27th August 1855.

into the truth of the prisoners
that he had been mal-treated
Police, and to notice their mode
the condition in which the pris
outs of their hands. The Court re
that on this latter subject no
has been afforded.-

Ordered that Extra
these Proceedings be sent to the
Judge of Cuddapah for his infor
and for communication to the

2nd Instt

Sent in No "

Wednesday
27th August 1855.-

F. W.

At a Court of the Fougdaree Udalut.-

Present.-

G. S. Hooper Esquire. }
W. A. Morshead Esquire. } Puisne Judges.
J. L. Strange Esquire. }

Read letter dated 7th August 1855

from the Sessions Judge of Chittoor.-

/Here enter F. W. No 1810 of 1855/

1. In the above letter the Sessions Judge reports for the orders of the Judges of the Court of Fougdaree Udalut, the case of a lunatic who has been confined in the Hospital of the Gillahs Jail since the 15th April 1854, recommending that as the brother of the lunatic who resides in South Arcot declines to take charge of him, he may be detained in the Jail Hospital of the Gillahs or sent to that of Cuddalore.-

2. The Court of Fougdaree Udalut resolve to forward for the information and guidance of the Sessions Judge, a copy of an Extract of Minutes of Consultation under date 15th March 1851, passed by the Government in a case similar to

29th August 1855.

August 1855

to the one in question.

Ordered that Petitioners proceedings be forwarded to the Judge of Tuticorin, for his information

Sent on 30

Read Miscellaneous Petition dated on the 30th July 1855, by J. A. and S. Tornmalai Chetty Vathiar of Rama Pandithar Village Madura

Hereunder F. dt. M.O. No 199 of 1855

1.

Petitioners prays the Court grant him 3 Months time to file suit in the Civil Court of Madura until its disposal suspend the operation of their order on Foujdaree Miscellaneous Petition 162 of 1854, dated 21st August 1854.

2.

The Court of Foujdaree below to grant the prayer of the petition and accordingly issue their injunction to the Sessions Judge of Madura and stay the proceedings of their order on Foujdaree Miscellaneous Petition 162 of 1854 until the disposal of the suit to be brought by the petitioner provided it be instituted within the

August 1855

specified in his above Petition.—

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

Sent following precept No

E. D. Latch

C. Lewis

Thursday /

9th August 1855.

F. R.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire. }
W. A. Morehead Esquire } Puisne Judges.
F. L. Strange Esquire. }

Read Calendar of case No 45 of 1855 of the Sessions Court of Coimbatore.

(Here Enter F R No 1839 of 1855.)

1. The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case that the period of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their conviction of Gang Robbery by open violence, be reduced to (6) six years. with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.-

2. The Court of Foujdaree Adalut are of opinion that no sufficient ground exists for the requisition of security from the 4th to the 7th Prisoners as their crimination by the other Prisoners is no evidence against them, and the Sessions Judge has not been

1st Mootavun
2d Madon
3d Munjon

been satisfied that the pro
with them belongs to the Pet

3. The Court accord
that the 2d to the 7th prisoners
=conditionally released.-

Ordered that Certi
these Proceedings be sent to the
Judge of Coimbatore for his inf

/Sent in &c.

Read Calendar of ca
of 1855 of the Sessions Court of C

1. /Here Enter F.H. No 1831

The Court of Sessi
approve of the recommendation
by the Sessions Judge in this ca
the period of imprisonment und
7th Prisoner Amarakaty has be
to suffer on his conviction of
by open violence, he remand to
years with hard labor in com
do authorize the Sessions Judge
his warrant accordingly.

2. The Court of Sessions
are of opinion that no sufficie
exist for the requisition of
from the 2d and 5th prisoners

property found with them is not proved
to be the prosecutors, and their crimina=
=tion by other prisoners is no evidence
against them.-

3. The Court accordingly direct
that the 2d and 5th prisoners be uncon=
=ditionally released.-

4. The Court desire to be
informed how the fugitive Manjon Escaped,
as he appears to have been appre=
=hended and to have delivered up some
of the stolen property.-

Ordered that Extract from
these Proceedings be sent to the Sessions
Judge of Coimbatore by Precept returna=
=ble within V days from and after
its receipt.-

/Sent following Precept No/

Read return dated 18th August
1855 from the Sessions Judge of
Coimbatore, to the Precept of the
Sowcarer Moolut under date the 10th
August 1855, directing him to release
the prisoners in case No 32 of 1855.-

/Here Enter F.H. No 1900 of 1855/.

Ex 18.

been satisfied that the pro
with them belongs to the
3. The Court accord
that the 2d to the 7th prisone
=conditionally released.-
Ordered that the
these Proceedings be sent to t
Judge of Coimbatore for his
/Sent in &c
Read Calendar of ca
of 1855 of the Sessions Court of C
1. /Here Enter F.H No 1850
The Court of Sessi
approves of the recommenda
by the Sessions Judge in this ca
the period of imprisonment to
1st Prisoner Amarakaty has
to suffer on his conviction of
by open violence, he render
years with hard labor in irons
do authorize the Sessions Judge
his warrant accordingly.
2. The Court of Sessi
are of opinion that no sufficie
exist for the requisition of
from the 2d and 5th prisoners,

property found with them is not proved
to be the prosecutors, and their crimina=
=tion by other prisoners is no evidence
against them.-
3. The Court accordingly direct
that the 2d and 5th prisoners be uncon=
=ditionally released.-
4. The Court desire to be
informed how the fugitive Manjon Escaped,
as he appears to have been appre=
=hended and to have delivered up some
of the stolen property.-
Ordered that Extract from
these Proceedings be sent to the Sessions
Judge of Coimbatore by Precept returna=
=ble within V days from and after
its receipt.-
/Sent following Precept &c/
Read return dated 18th August
1855 from the Sessions Judge of
Coimbatore, to the Precept of the
Sessions Court under date the 10th
August 1855, directing him to release
the prisoners in case No 32 of 1855.-
/Here Enter F.H No 1900 of 1855/.

Ent 18.D.

F. No.

Friday -
4th August, 1855 -

At a Court of the Fouzdaree Udalut -

Present -

G. S. Hooper, Esquire —
W. A. Morehead, Esquire — } Puisne Judges -
J. L. Strange, Esquire —

Read Calendar of Case
No. 52 of 1855 of the Session Court of
Calicut. -

(Here Enter F. No. No. 1851 of 1855) -

The Court of Fouzdaree
Udalut approve of the recommendation
made by the Session Judge in this
case that the period of imprisonment
which the Prisoner noted in the margin
has been adjudged to suffer on his
conviction of Housebreaking and Theft,
be reduced to (4) four years with hard
labor in irons, and they do authorize
the Session Judge to issue his warrant
accordingly. -

Ordered

Pottakari Agapen.

31st August, 1855.

Ordered, that the Co
from these Proceedings be forwa
the Sessions Judge of Calicut f
information.—

/Sent in No. /—

Read Commitment
submitted by the Sessions Judge
Manalpatam for the month of
1855.

/Here enter F.C. No. 1876 of 18

Case No. 58.

The Court of Ses
Udalut consider the punishment
ed to the prisoner in this ca
inadequate to the offence proved
them.—

Ordered, that Extr
from these Proceedings be forwa
to the Sessions Judge of Manalp
for his information.—

/Sent in No. /—

Read Extract from the
ceedings of the Sessions Court of
Chittoor under date the 25th Augu
1855, submitting the Petty Calend

31st August, 1855.

for the 2d Quarter of 1855.—

/Here enter F.C. No. 1923 of 1855/—

Read return dated the 25th
Instant from the Sessions Judge of
Chittoor to the precept of the Fouzdaree
Udalut under date the 22d Idem calling
upon him to submit the Petty Calen-
dars disposed of by the Magistracy
during the 2d Quarter of 1855.—

/Here enter F.C. No. 1928 of 1855/—

Read Calendar of Case
No. 53 of 1855 submitted by the Sessions
Judge of Coimbatore under date the
22d Instant.—

/Here enter F.C. No. 1934 of 1855/—

Read Calendar of Case
No. 16 of 1855 submitted by the Sessions
Judge of Guntoor under date the 24th
Instant.—

/Here enter F.C. No. 1937 of 1855/—

Read Calendar of Case
No. 54 of 1855 submitted by the Sessions
Judge of Calicut under date the 22d
Instant.—

/Here enter F.C. No. 1938 of 1855/—

Read

31st August, 1855.

Read Calendar of
No. 35 of 1855 submitted by the
Session Judge of Combaconum
dated the 25th Instant.

Ent'd W

Mem Entered W.C. No. 1947 of 185

Compleat

F. M.

Saturday
1st September
1855

At a Court of the Fouzdaree Udalut.

Present.

G. I. Hooper Esqre.
W. A. Morehead Esqre. } Puisne Judges
I. L. Strange Esqre.

Read Miscellaneous Petition presented on the 9th August 1855 by Pullecoodathu Raiken of Zillah Chingleput.

(Here enter F. M. Mo. P. No. 214-1855)

W. A. Morehead J

The Petitioner prays for the release of his brother Auroomooga Raiken the Prisoner in Case No. 16 of 1855 on the Chingleput Calendar, who was convicted of Perjury and sentenced to 4 Years imprisonment with hard labor in irons by the Sessions Judge of which sentence was subsequently mitigated to 6 Months by the Court of Fouzdaree Udalut on the recommendation of that Officer.

The Court of Fouzdaree Udalut

2

see no reason to disturb the sentence passed upon the Prisoner and accordingly resolve

to

31st August, 1855.

Read Calendar of
No. 35 of 1856 submitted by the
Sessions Judge of Combatoor
dated the 25th Instant.

Hon'ble Entered No. 947 of

Saturday
1st September
1855

F. C.

At a Court of the Foujdaree Udalut.

Present.

G. S. Hooper Esqre.
W. A. Morehead Esqre. } Puisne Judges
I. L. Strange Esqre.

Read Miscellaneous Petition
presented on the 9th August 1855 by Pullecoodatha
Naiken of Zillah Chingleput.

(Here enter F. C. Mc. P. No. 214-1855)

The Petitioner prays for the
release of his brother Suroonorga Naiken the
Prisoner in Case No. 16 of 1855 on the Chingleput
Calendar, who was convicted of Perjury and
sentenced to 4 Years imprisonment with
hard labor in irons by the Sessions Judge
which sentence was subsequently mitiga-
ted to 6 Months by the Court of Foujdaree
Udalut on the recommendation of that Officer.

The Court of Foujdaree Udalut

2

See no reason to disturb the sentence passed
upon the Prisoner and accordingly resolve
to

Mr W. A. Morehead

1st September 1855.

to reject this Petition.

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

Read Miscellaneous Petition presented on the 23rd Ultimo by Vidialingam Nadarayen Chetty of Pillah Cumbaconum

/Here enter F. No. & No. 1222 & 1223 of 1855/

Petitioners pray for the release of their relations the 1st and 2nd Petitioners in Nos 5 of 1855. on the Cumbaconum Calendar who were convicted of Robbery by open violence and sentenced by the Sessions Judge to 14 Years each with hard labor in irons, which sentence was subsequently mitigated to two Years by Sanjidare Adalut on the recommendation of the Officer.

2.

Resolved to reject this Petitions as they do not wish to disturb the sentence passed upon the Petitioners in the case.

Ordered that Extract from Proceedings be given to Petitioners on their application.

Mr W. A. Morehead

Read

1st September 1855.

Read the Magistrates Tally Calendar submitted by the Sessions Judge of Trichinopoly for the 2nd Quarter of 1855.

/Here enter F. No. & No. 1891 of 1855.

Calendar No 1 Case No 3.

The 1st prisoner in this Case is Charged with having been found in possession of 2 Stolen Bullocks, but the guilty knowledge which alone can render him liable to a Criminal prosecution has not been Charged.

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of Trichinopoly for his information and guidance.

/Sentence/

Read Miscellaneous Petition presented on the 27th Ultimo by Sashammah of Pillah Nellore.

/Here enter F. No. P. No 226 of 1855/

Mr W. A. Morehead

The Court of Sanjidare Adalut resolve to forward Copy of this Petition to the Acting Session Judge of Nellore in order that he may make such enquiry into its allegations as it may seem to him to call for.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge

1st September 1855. to reject this Petition.

Ordered that Extract Proceedings be given to Petitioners for Information.

Read Miscellaneous Petition presented on the 23rd Ultimo by Vidialay Nadaryan Chetty of Gillah Cumbacum

/Herewith I. No. No. 222 of 22/

Petitioners pray for the Release of their relations the 1st and 2nd Prisoners in Case No 3 of 1855. on the Cumbacum Calendar who were convicted of Robbery by open violence and sentenced by the Sessions Judge to 14 Years Imprisonment with hard labor in irons, which sentence was subsequently mitigated to two Years by Fouzdaree Adalut on the recommendation of the Officer.

2.

The Court of Fouzdaree Adalut resolve to reject these Petitions as they do not wish to disturb the sentence passed upon the Petitioners in the Case.

Ordered that Extract from these Proceedings be given to Petitioners on their Application.

Mr W. A. Morehead

Read

4th September 1855.

Calendar No 1

Case No 3.

Read the Magistrates Tally Calendar submitted by the Sessions Judge of Trichinopoly for the 2nd Quarter of 1855.

/Herewith I. No. No. 189 of 1855./

The 1st prisoner in this Case is Charged with having been found in possession of 2 Stolen Bullocks, but the guilty Knowledge which alone can render him liable to a Criminal prosecution has not been Charged.

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of Trichinopoly for his information and guidance.

/Sentence/

Read Miscellaneous Petition presented on the 27th Ultimo by Sashammah of Gillah Nellore.

/Herewith I. No. No. 226 of 1855/

Mr W. A. Morehead.

The Court of Fouzdaree Adalut resolve to forward Copy of this Petition to the Acting Sessions Judge of Nellore, in order that he may make such enquiry into its allegations as it may seem to him to call for.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge

Judge

12th September
1855

of Kellore for his information and
/Sentence &c/

Read Calendar of
of 1855 submitted by the Sessions judge

/Here enter F. Mo. No 1904 of 1855/

1.

The Sessions Judge
with the Law Officer in deeming the
insufficient for the conviction of the
and released the 2d prisoner uncondi
but adjudging to the principal but Charg
1st prisoner and to the testimony of the
witnesses in this Case sentenced him to fine
security for the term of 1 Year under Clause
II Regulation XV of 1803.

2.

The Court of Foujdaree Udalut
of opinion that no sufficient grounds exi
requisition of security from the 1st prisoner
the evidence of the 1st and 2d witnesses regar
by the Sessions Judge had not been credited
that Officer.

3.

The Court accordingly direct
that the 1st Prisoner be released unconditio

Ordered that Extract from the
Proceedings be forwarded to the Sessions Judge
Vellichery by Dawk to return them X days from

1st September 1855

and after its receipt.

/Sent following Receipt No/

Read Miscellaneous Petition

forwarded by the Sessions Judge of Rajamundry
from Rachapully Venkadoo Prisoner in Case No.
7 of 1835 on the Calendar of the Sessions Court at that
Station.

/Here enter F. Mo. P. No 324 of 1855/

Petitioner appeals against the
Mr W. A. Morehead

Proceedings of the Sessions Judge of Rajamundry
sentencing him to be imprisoned with hard labour
in irons for 8 years and to receive 150 lashes with
a Cat o. nine tails upon his conviction of being
found in possession of property knowing it to have
been stolen.

2.

The Court of Foujdaree Udalut
See no reason to question the propriety of the Prisoners
conviction or the justice of the sentence passed
upon him. They accordingly resolve to reject this
Petition.

Ordered that Extract from these
Proceedings be forwarded to the Sessions Judge of Raja-
mundry for communication to the Petitioner.

/Sentence No/

Read

1st September 1855.

Read a certain Miscellaneous
forwarded by the Sessions Judge of Calicut
Valayee (female) Thottan of the Prisoner in the
26 of 1855 and the Sentence and Calendar.

/Here enter F. No. No. 1790 of 1855/

Read also Return made
the 18th August 1855 from the Sessions Judge
Calicut to the Precept of the Tongdaree Udalut
the 4th of the same Month Calling upon him
to forward a Confirmation of the Proceedings in the
said Case.

/Here enter F. No. No. 1910 of 1855/

The Court of Tongdaree Ud
having perused the Record of trial, do not
to disturb the Sentence Recorded by the Sessions
against the Prisoner, and accordingly Order
Reject the Petition, and to confirm the Sessions
carry on the Sentence.

Ordered that Copy of the
Proceedings be forwarded to the Sessions Judge of
and for his information.

/Sentence No. /

Read Criminal Report Ba
18th July 1855 submitted by the Sessions Judge of Malabar
for June 1855.

/Here enter F. No. No. 1704 of 1855/

Mr W. R. Morehead

1st September 1855

Read letter dated 15th August 1855
from the Acting Session Judge of Salem returning
the death warrant in Calendar No. 24 of 1855.

/Here enter F. No. No. 1855 of 1855./

Read Calendars dated 28th July
1855 submitted by the Acting Session Judge of Malabar
for the 2d Quarter of 1855.

/Here enter F. No. No. 1847 of 1855/

Read Return dated 17th August
1855 from the Session Judge of Mangalore to the
Precept of the Tongdaree Udalut under date the 1st
August 1855 directing the Session Judge to call up the
Case disposed of by the Moofties Sudder Ameen
and to pass such Orders as he may think fit after
the revision of the Sentence passed on the Prisoner
in that Case.

/Here enter F. No. No. 1893 of 1855/

Read Miscellaneous Petition
Presented on the 20th Ultimo by Majed Khan late Deputy
Jailor of Tellicherry Cheitoor.

/Here enter S. J. F. M. P. No. 53 of 1855./

Petitioner

F. 84

1st September 1855

Mr. W. A. Morehead

Petitioner appeals against order of the Sessions Judge of Chittoor declining to deal with the proceedings of the Subordinate Magistrate of Station, directing his distinguished from the list of Deputy Jailors in consequence of his removal from General Duties of Jailor.

Before finally disposing of this case the Court of Sudder and Foujdaree Adalut direct a copy of it to the Sessions Judge and the Officer to call upon the Subordinate Magistrate to explain in what respect the Petitioner has failed in the discharge of his duties and to state the reasons which induced him within the last six months to have recommended the appointment of Petitioner as Deputy Jailor, which appointment has been prevented by Petitioner's having been removed from the list of Jailors.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chittoor by Dawk return mail in V days from the date after its receipt.

(Seal of the Sudder Foujdaree Adalut)

(Signed) W. Casamajor

F. U.

At a Court of the Foujdaree Adalut

Present.

Monday
3 September 1855

J. S. Hooper Esquire
W. A. Morehead Esquire
J. L. Strange Esquire
} Puisne Judges

Read Criminal Reports of the Magistracy for the Month of July 1855, submitted by the Acting Sessions Judge of Cuddapah.

(Here enter F. U. No 1875/1855)

The Court of Foujdaree Adalut direct, that the Acting Special Assistant Magistrate be informed, that the original requisition of Security from the prisoners in Case No 7, was opposed to their Circular order No 204.

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Cuddapah for Communication to the Special Assistant Magistrate.

(Sent in No)

Read A Criminal Report of the Subordinate Criminal Court of Cuddapah for

3rd September, 1855.

for the Month of July

/Hereunder F.U. No 1898 of 1855/

No 137 of 1855.

This charge should have been as "House breaking" and not under the head of "Theft" as remarked by the Sessions Judge

2.

The Court of Foujdaree Adalut also observe that the Regulations by the Magistrate was correct, and the term of Imprisonment awarded by Mouthe with hard labor in irons as appropriate and by no means too severe.

Ordered that the Proceedings be forwarded to the Sessions Judge of Cuddapah for his information and guidance.

Ordered also that the Proceedings be sent to the Magistrate of Anantapur for his information.

/Sent in No /

E. T. Holt

Tuesday September 1855

F. U.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire
W. A. Morrhead Esquire } Puisne Judges
J. L. Strange Esquire

Read Criminal Report B for the Month of July 1856 Zillah Honore.

/Hereunder F.U. No 1898. of 1855./

The Court of Foujdaree Adalut observe that the crime committed by the prisoner in this case was Theft and should have been so designated.

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

/Sent in No /

Dated 18th.

See No 32 by the Magistrate of Anantapur.

F. Co.

Wednesday 5th. September 1855.

At a Court of the Fouzdaree Adalut

Present

G. S. Hooper Esqre. — Puisne Judges
W. A. Morehead Esqre. —
T. L. Strange Esqre. —

Read Calendar of Petty Cases disposed of by the Magistracy of Tanjore during the 2d. Quarter of 1855.—

(Here enter F. Co. No. 1856 of 1855.)

Calendar No. 1 Case No. 21.— 1. The Court of Fouzdaree Adalut observe that in this Case, although the circumstances attending the removal of the grain are not set forth, a more severe sentence was called for than that awarded by the Joint Magistrate. They are also of opinion that offences of the Nature of that in the Case under Review would be more properly punished by a sentence of Imprisonment than by fine.—

Nos. 22 & 23. 2. The attention of the Magistrate is drawn to the remarks of the Sessions Judge

5th September 1855.

Judge in his review of the two Ca
in the Margin. In the former Ca
Official designation of the Def
should have appeared in the ch
The offence charged in No 23 was
cognizable under Regulation X
should have been tried as afores
the general Regulations.

Cab. No II Cases Nos 15, 16, 17, & 19.

3. The foregoing remar
equally in these Cases. The various
Acts of abuse of Authority had ref
merely to Revenue Matters, and co
not be tried under the enactment
provides against abuse of Author

No 19.

4. This charge should
been entered under the head of
and not of "Fraud".

Cab. No II Case No 24.

5. The Court of Foujda
Khalut observe that the charge, as
in the Calendar, is not a fair
all that can be gathered from the
is, that the 2d Defendant misled
the Prosecutor, and did not pay it
appears nothing that can be held
in the light of fraud.

5th September 1855.

Calendar No III Case No 14.

6. The guilty knowledge required
to constitute this an indictable offence
should have appeared in the abstract of
charge.

Ordered that Extract from
these Proceedings be sent to the Acting Sessions Judge
of Combaconum for Communication to
the Magistrate for his information and
guidance.

(Sent in No)

Read Report B of persons
apprehended in the Zillah of Vizagapatam
and delivered to the Assistant to the Magistrate
in the Month of July 1855.

(Here enter F. Co. No 1942 of 1855.)

1. The Court of Foujdaree Khalut
observe that the prisoner has been charged
on three counts in the indictment, but
that it does not appear by the second and
third counts what constituted the fraud
charged.

The prisoner's name is D. Hewitt
2. and he is charged with obtaining and attempting
to obtain money under his own name.

The Court of Foujdaree Khalut
3 request

5th September 1855.

Judge in his review of the last
in the Margin. In the forms
Official designation of the Ju
Should have appeared in the
The offence charged in No 23 was
cognizable under Regulation
Should have been tried as pro
the general Regulations.

Cab. No II Cases Nos 15, 16, 17, & 29. 3. The foregoing
equally in these Cases. The
Acts of abuse of Authority had
merely to Revenue Matters,
not be tried under the procedure
provided against abuse of Auth

No 19. 4. This charge should
been entered under the head
and not of Fraud.

Cab. No II Case No 24. 5. The Court of Foy
Thalut observe that the charge
in the Calendar, is not a fair
all that can be gathered from
is, that the 2d Defendant was
the Prosecutor, and did not pay
appears nothing that can be
in the light of fraud.

Calendar No III
Case No 114.

6. The guilty knowledge required
to constitute this an indictable offence
should have appeared in the abstract of
charge.

Ordered that Extract from
these Proceedings be sent to the Acting Sessions Judge
of Combaconum for Communication to
the Magistrate for his information and
guidance.

(Sent in No)

Read Report B of persons
apprehended in the zillah of Vizagapatam
and delivered to the Assistant to the Magistrate
in the Month of July 1855.

(Here enter F. Co. No 1942 of 1855.)

1. The Court of Foujdaree Thalut
observe that the prisoner has been charged
on three counts in the indictment, but
that it does not appear by the second and
third counts what constituted the fraud
charged.

2. The prisoners name is D. Hewitt
and he is charged with obtaining and attempting
to obtain money under his own name.

3 The Court of Foujdaree Thalut

requi

6th September 1855.

request the Sessions Judge will c
and transmit to this Court the
this Case.

Ordered that Extract
these proceedings be sent to the Sess
of Chicacole by Precept returnable
XV days from and after the receipt
Sent following Sunday

Ev
18.

Fr. No.

Thursday. At a Court of the Foujdaree Adalut
6th September 1855.

Present

G. S. Hooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges

Read letter dated 22nd August
1855 from the Sessions Judge of Calicut
(Here enter Fr. No. 1950 of 1855.)
With the above the Sessions
1. Judge forwards Copy of a letter from the
Magistrate and its enclosure, and requests
the opinion of the Court on the question
raised therein.

The Court of Foujdaree Adalut
2. decline to give any opinion on the question
propounded, Viz: whether a person in the
Capacity of sole surviving executor duly
appointed under a will is liable to a
Criminal prosecution under Section VIII. Act
XIII of 1850 for with-holding and as far as can
be known appropriating the interest
which

which has from time to time been
upon a Promissory note, this Case
it comes before the Joint Magistrate
should be dealt with by him on the
right and the party dissatisfied with
his decision can appeal therefrom

Ordered that Extract of
these Proceedings be sent to the Sessions
Judge of Calicut for his information

(Sent in No.)

Read Calendar of Cases
disposed of by the Magistracy of Honore
the 2nd Quarter of 1855.

(Here enter F. Dc. No. 1908 of 1855.)

No. 49 of 1855. 1. The Court of Judicature
observe that when as in this Case, a
considerable time has elapsed between
the date of the alleged commission of
Offence and the preferring of the charge
the reception and trial of such charge
is in their opinion, as a general rule
objectionable. A Magistrate should
invariably satisfy himself of the existence
of good and sufficient reason for the delay
and should enter the same in the Case

in a Note to that effect.

Case No. 64 of 1855. 2. The Defendant being in
this Case charged with having fraudulently
abstracted and appropriated certain
property which had been entrusted to
their care the heading should have been
"embezzlement" and not "fraud".

Cal. No. II Case No. 6. 3. The charge in the Case Noted
in the Margin should have been headed
"obtaining Money under false pretences"
and not "fraud".

Case No. 7 4 This Case is one, not of "abuse
of Authority" which has no reference to
Revenue Matters, but of extortion.-

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

(Sent in No.)

Read Calendar of Case No. 52
of 1855 Submitted by the Sessions Judge of
Coimbatore.-

(Here enter F. Dc. No. 1912 of 1855.)

The

Friday
7th September 1855

F. C.

At a Court of the Foujdaree Adalut.

Present

G. S. Hooper Esquire
W. A. Morrhead Esquire
T. L. Strange Esquire
} Puisne Judges

Read Calendar in case No 44 of 1855, Submitted by the Acting Sessions Judge of Nellore.

/Heretofore F. C. No 1931 of 1855/

In the above case the prisoners 10 in number were tried on a charge of robbery with open violence with personal injury and were, with the exception of the 1st and 8th, acquitted.

2. The Acting Sessions Judge sentenced the 1st and 8th prisoners to 14 years imprisonment with hard labor in irons with a recommendation that the punishment should be mitigated to 6 Months' imprisonment.

3. The Court of Foujdaree Adalut see no reason to doubt the veracity of the confessions made by these two prisoners, merely

6th September 1855

1. The Prisoners 9 in number were charged with having Robbery and certain stolen property and acquitted by the Sessions Judge.

2. The Court of Foujdaree Adalut point out to the Sessions Judge that he should have transmitted a Statement of Case stating at the same time why he discredited the Jurors witnesses.

3. The Court remark that from the Sentences before them, no opinion can be formed as to the merits of the Case.

Orders that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore for his information.

(Sent in No)

Regr 18

Capt Exter

merely because they protracted the hours of the Court, nor is it apparent to the Court Fougdarie Abdallah why the Prosecutor should have made a complaint that his horse had been pelted, had no doubt been taken by

They cannot, therefore, award the mitigation of punishment as proposed by the Acting Sessions Judge, and pronounce sentence the prisoners to be imprisoned at hard labor in irons for 4 years.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of N. Allore.

/Sent in N° /

Read in Criminal Record for the Month of July 1835 Gillabdalem /Hegira Jr. H. N° 1899 of 1835/

Case N° 108, by Mostly Under Arrest.-

1.

The Court of Fougdarie Abdallah observe that the crime charged against the prisoner in the case noted in the margin is of a petty nature, such as fall within the jurisdiction of the Head of Police. The case should not therefore have been committed to the Criminal Court for trial. Office

Sessions Judge will draw the attention of the Magistrate to the matter.

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

/Sent in N° /

Ed Elliot

F. C.

Saturday
8th September 1855.

At a Court of the Fouzdaree Adalut

Present.

G. S. Hooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges

Read Calendar of Case
No. 24 of 1855 Submitted by the Sessions Judge
of Trichinopoly.-
(Here enter F. C. No. 1724 of 1855.)

Read also Miscellaneous
Petition presented on the 27th August 1855.
by Rengen Curputty of Zillah Trichinopoly
(Here enter F. M. P. No. 228 of 1855.)

Before finally disposing
of this Petition the Court of Fouzdaree
Adalut resolve to call upon the Sessions
Judge to forward the Original record in
the above case for their consideration.-

Mr W. A. Morehead

Ordered that Extract from
these Proceedings be sent to the Sessions
Judge of Trichinopoly for his information

by

8th September 1855.

by Precept returnable within 30 days
and after its receipt.

(Sent following Precept &c.)

Read Petty Calendar of the
Magistracy of Gauntoor for the Fasli
1865.

(Here enter F. Co. No. 1967 of 1855.)

Cab. No. I and County

His Case should have
heard & disposed with according to the
corresponding a much more serious
than a Petty Assault.

Ordered that Extract of
these Proceedings be sent to the Sessions
of Gauntoor for his information.

(Sent in No.)

Read Calendar of Cases
1855 of the Sessions Court of Cumbum

(Here enter F. Co. No. 1909 of 1855.)

The Court of Foujdaree
consider this investigated Sentence passed
by the Acting Sessions Judge inadequate
for the Prisoners' offence. They direct
the Prisoner be sentenced to 7 years
Imprisonment with hard labor in irons

8th September 1855.

Ordered that Extract from
these Proceedings be sent to the Acting Sessions
Judge of Cumbacanum for his information.

(Sent in No.)

Read Return dated the 17th
August from the Sessions Judge of Cuddapah
to the Precept of the Foujdaree Adalut
under date the 14th August 1855 calling upon
the Sessions Judge to forward the Original
record in Case No. 29 of the Calendar for 1855.

(Here enter F. Co. No. 1894 of 1855.)

Read again Calendar in
Case No. 29 of 1855 Submitted by the Sessions Judge
of Cuddapah.

(Here enter F. Co. No. 1764 of 1855.)

The Prisoner who was brought
1
to trial for highway robbery was acquitted by
the Sessions Judge who disbelieved any such
robbery to have taken place.

The Court of Foujdaree Adalut
2.
after a consideration of the record of this
Case, are of opinion that the Sessions Judge
was in error in acquitting the prisoner,
the evidence for whose conviction, was ample,
and they observe that the Prosecution on the

night

8. 8th September 1855.

night of the robbery informed the
that he has been robbed and in the
Morning he preferred his comp
the Police.

3.

The witnesses, in the
of the Court, fully and satisfac
the delivery of the stolen prope
prisoner.

4.

The Court of Foujd
remark that the grievous of
by the Law Officer were chiefly
and had a second question been
him, he would most probably
acted the prisoner.

Ordered that Extract
these Proceedings be sent to the
Judge of Cuddapah for his inform

(Sent in Ms.)

Read letter under date
27th August 1855 from the Agent to the
of Fort St. George at Vizagapatam
for the final Judgment of the Fouj
Walaut a report of the trial of a
Case No. on his file.

(Here enter F. G. No. 1025 of 1855.)

5th September 1855.

1 The Court of Foujdaree
Adalut concur in the conviction of the
Prisoner.-

2. Aukoola Ramanah of theft,
and sentence him as proposed by the Agent
to One years Imprisonment with hard
labor in irons.-

Ordered that Extract from
these Proceedings be sent to the Agent at
Vizagapatam, for his information.-

(Sent in Ms.)

Read Miscellaneous Petition
forwarded by the Acting Session Judge of
Madura from Sevarama Pillay Prisoner
in Case No. 39 of 1855 on the file of the Joint
Magistrate of that zillah.-

(Here enter F. M. P. No. 230 of 1855.-

Petitioner Appeals against

Mr. F. A. Morehead 1.

an order of the Acting Session Judge of Mad
confirming the proceedings of the Joint
Magistrate of that zillah sentenced him to
two months imprisonment on conviction
of having forcibly taken away three sheep
from the house of the Prosecutor Sadayatavan

The Court of Foujdaree Adalut

2

observe

observe that the Joint Magistrates
of trial has been fully gone into by
Acting Sessions Judge, and they see
to interfere in behalf of the Petitioner
resolve therefore to reject this Petition

Ordered that Extract from
these Proceedings be sent to the Sessions
of Madura for communication to the

(Sent in No.)

Read Letter dated 15th Aug
1855 from the Sessions Judge of Mangal

(Here enter T. C. No. 1866 of 1855)

1. With the above Letter the
Judge forwards Copy of a Letter from
Acting Magistrate of Canara, having
reference to the Proceedings of the
of Fouzdaree Adalut of the 26th July
calling the attention of the Judge
some measures being adopted for
protection of travellers

2. The Court of Fouzdaree
Adalut inform the Sessions Judge that
a legislative enactment has been
for to meet cases of the description
adverted to by the Joint Magistrates

well as other breaches of contract by
servants.-

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

(Sent in No.)

Read Miscellaneous Petition
presented on the 30th Ultimo by Lohn Sachoo
menon Vakeel on behalf of Veerappen
Poosharee of Zillah Trichinopoly.-

(Here enter F. M. P. No. 282 of 1855.)

Petitioner prays for the release
Mr. H. A. Morehead / of his son Viapoory the 1st Prisoner in Case
No. 11 of 1855 on the Trichinopoly Calendar
who was convicted of Robbery by open
violence and sentenced by the Sessions Judge
to 14 years imprisonment with hard labor
in irons, which Sentence was subsequently
reduced by the Fouzdaree Adalut to 7 years
on the recommendation of that Officer.-

Before finally disposing
2. of this Petition the Court of Fouzdaree
Adalut resolve to call upon the Sessions
Judge to submit for their consideration
a translation of that portion of the Record

which

which relates to the 1st Prisoner in the above adverted to.

Ordered that Extract of these Proceedings be sent to the Sessions of Tellicherry by Precept returnable X days from and after its receipt.

(Sent following Precept No)

Read Criminal Report from the Principal Sudder Ameen of Tellicherry for the Months of July 1855.

(Here enter F. Co. No 1873 of 1855.)

No 47.

1.

The Court of Foujdaree Adalut observe that the heading of this Case is wrong, and that it should have been entered as "housebreaking".

2.

The demand of security in Sudder Ameen in this Case ought to have been further evidence was wrong. The Sessions Judge will be pleased to draw the attention of that Officer to this Court's Circular Order 20th July 1854 which bears upon that subject.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Tellicherry for communication to the Principal

* Report No 145 reviewed in the Proceedings of the Sessions Court August

Principal Sudder Ameen for his information and future guidance.

(Sent in No)

Read Calendar of Case No 27 of 1855 of the Sessions Court of Salem.

(Here enter F. Co. No 1925 of 1855.)

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case that the period of imprisonment which the Prisoner noted in the margin has been adjudged to Moothan suffer on his conviction of House breaking with Theft be reduced to (3) Three years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly

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

(Sent in No)

Read Calendar of Case No 54 of 1855 of the Sessions Court of Coimbatore.

(Here enter F. Co. No 1952 of 1855.)

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this Case that the period

of

of imprisonment which the Prisoners in
1st Parricaulon in the margin have been adjudged to suf
2nd Cottien
on their conviction of Highway Robbery
reduced to 7 / seven years with hard labo
in irons, and they do authorize the Sess
Judge to issue his warrant according

Ordered that Extract fro
these Proceedings be forwarded to the Ses
Judge of Coimbatore for his information

(Sent his Rt)

Read Calendar of Prison
committed for trial before Sessions Cou
of Mangalore for 1855.

(Here enter F. Rc. Nos 1855, 1856, 1857).

Case Nº 23 of 1855. 1. 1855 of 1855.

The Sessions Judge has held
that it is proved that the Prisoner ad
ministered poison to the Prosecutor and
then stole the property mentioned in
the charge. The Sessions Judge has not
however stated what the particulars of
in evidence are which have led him
this conclusion.

Case Nos 24 to 26. 2.

For these Cases the Sessions
Judges sentences are in like manner
defective.

3. The Court of Foujdaree Adalut
resolve therefore to call upon the Sessions
Judge to furnish the requisite particulars
to show on what facts or circumstances
his judgments in the above Cases are
founded.

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

(Sent following Precept Nº)

Read Return from the Sessions
Sessions Judge of Trichinopoly submitting
the Record of Calendar of Case Nº VIII of 1855
on the file of the Sessions Court of Trichinopoly

(Here enter F. Rc. Nº 1946 of 1855.)

Read again Miscellaneous
Petition presented on the 2nd July 1855 by
J. B. Norton Esqr Vakeel on behalf of
Veeny Zillah Trichinopoly.

(Here enter F. Rc. Nº 177 of 1855.)

The Court of Foujdaree
Mr W. A. Manches 1. Adalut having perused the record of
the above case are of opinion that the
Sentence passed by the Sessions Judge against
the

the prisoners should be released.

2.

The Court of Foujdaree observe that the evidence as to the guilt of the prisoners is not such as to enable them to act thereupon. Had the parties been identified, or before the robbery they were known personally to the prosecutor he would beyond all question have made their names to the Village authorities, but failed to do this the Credence can be given to his subsequent assertions.

3.

The Court agree that the property found could not be identified.

4.

Under these circumstances the Court of Foujdaree think it best to direct the immediate and unconditional release of the prisoners.

Ordered that Extract from these proceedings be sent to the Sessions Judge of Salem for his information.

(Sent in Pro.)

Ordered also that Extract from these Proceedings be furnished to the petitioner on his application.

Read Calendar of Cases for the Month of 1855 of the Sessions Court of Bellary.

(Here enter F.M.P. Nos. 1933 of 1855.)

The Court of Foujdaree observe in approval of the recommendation made by the Session Judge in this Case that the period of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their conviction of Highway Robbery be reduced to (7) Seven years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

1st Pro. Luchega
2d Pro. Funkundeen

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

(Sent in Pro.)

Read Miscellaneous Petition presented on the 27th Ultimo by B. Veroomakee Vakeel on behalf of Kittoo Iyen alias Krishnen of Zillah Tinnevelly.

(Here enter F.M.P. No. 225 of 1855.)

Petitioner appeals against

Mr. W. A. Morehead.

the Decision of the Session Judge of Tinnevelly acquitting and releasing Venkatasivaramien, Prisoner in Case No. 21 of 1855 on the file of the Session Court at that station, who was tried for Perjury at the instance of the Petitioner.

The Court of Foujdaree think it see no reason to interfere with the decision of

8th September 1855.

of the Sessions Judge appeared ag
accordingly resolve to reject the
Ordered that Extract
these Proceedings be furnished to the
Vakeel on his application.-

Read Miscellaneous
presented on the 27th Ultimo by
Ravacharry Vakeel on behalf of
Panatalasem late Acting Head of
Ganjam.-

Mr. W. A. Morehead

(Here enter F. M. P. No 229 of 1855)

Petitioner appeals ag
the Proceedings of the Magistrate
fining him in the sum of 25 Rupees
directing him in default of payme
to be confined for 15 days and dism
from his situation upon his con
of abuse of authority.-

2.

The Court of Sudder
Adalut see no reason to interfere in
matter of this Petition The Petitioner
has considered himself unjustly fined
the Magistrate, should have appealed
to the Sessions Judge.-

Petition rejected

8th September 1855

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

Read Miscellaneous Petition
presented on the 27th Ultimo by Lutchmanmah
of Zillah Nellore.-

(Here enter F. M. P. No 227 of 1855.)

The Court of Sudder Adalut
Mr. W. A. Morehead
resolve to reject this Petition and again
refer the Petitioner to the orders formerly
passed by them in the matter adverted to
therein.-

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

Examined

F. Dc.

Monday. At a Court of the Foujdaree Adalut
0th September 1855.

Present

G. S. Hooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges

Read Criminal Reports
B. from the Subordinate Criminal Court
of Calicut and from the Magistrate of
Malabar.-

(Herewith F. Dc. Nos. 1850 of 1855.)

The Court of Foujdaree Adalut

No. 137 of 1855. 1. resolve to direct the Sessions Judge to instruct the Mooftys Sudder Ameen that when the term of Imprisonment awarded in any Case may extend to Months it is desirable that a Sentence be recorded in Months alone and not in broken periods

The Mode of entry in this Case

No. 151 of 1855. 2. should have been set forth in the abstract of Charge.

The gist of the offence in this

Magte Report No. 23 of 1855.- 3 Case Viz. the knowledge that the Property had

10th September 1855.

had been stolen, should have
in the charge.

Ordered that Extract
these Proceedings be sent to the
Judge of Bellary for communi
the Subordinate Court and to the

(Sent in Sr)

Read Fongdaree Ma
Petition presented on the 18th Sept
by Narainsa Seaw and Ramma
Zillah Bellary.

(Vide enter F. M. P. No. 991 of

Mr. T. L. Strange.

This is a Petition of
praying this Court to reconsider
Order passed under date the 22nd
rejecting their petition of Appeal
of 1855.

2.

How Order in question
been passed on a full consideration
Petitioners Case, and no additional
having been assigned in reference
the Court of Fongdaree Madras would
reject this Petition.

Ordered that Extract fr
these Proceedings be furnished to the

10th September 1855.

on his application.-

Read Calendar of Case No. 63
of 1855 of the Sessions Court of Bellary.
(Vide enter F. M. P. No. 1908 of 1855.)

How Court of Fongdaree Madras
approve of the recommendation made by
the Sessions Judge in this Case that the
period of imprisonment which the Prisoner
P. Nagah alias noted in the margin has been adjudged to
Abdoolrahiem suffer on his conviction of House breaking
with Theft be reduced to (3) Three years
with hard labor in irons, and they do
Authorize the Sessions Judge to issue his
warrant accordingly.-

Ordered that Extract from
these Proceedings be forwarded to the
Sessions Judge of Bellary for his information
(Sent in Sr)

Rec'd 18th.

F. C.

Tuesday
11th September 1855

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esqr.
W. A. Morehead Esqr. } Puisne Judges
T. L. Strange Esqr.

Read Calendar of petty Cases disposed of by the Magistracy of Masulipatam during the 2d Quarter of 1855.-

(Here enter F. C. No. 1966 of 1855.)

The Court of Foujdaree Adalut observe that the offence of which the Defendant is charged in this Case was not cognizable under the enactment quoted (Regulation III of 1819) - The Defendant should have been proceeded against in his private capacity under the general Regulations; and not under this Regulation which has reference only to acts of oppression and extortion charged against a Police Officer while engaged in Police

Calendar No. 1.
Case No. 17.

affairs

and that the Case should have been
headed accordingly.-

The Case noted in the Margin

No. 63. 2.

would appear to have been one of "Robbery"
not of "Snatching".-

Ordered that Extracts
from these Proceedings be sent to the Acting Sessions
Judge of Madura for communication to the
Subordinate Judge for his information and
future guidance.-

(Sent in No.)

Read Criminal Reports
for the Month of July 1855 Submitted by the
Acting Sessions Judge of Nellore.-

(Here enter F. Dc. No. 1854 of 1855.)

The Prisoner in this Case

No. 83. 1

does not appear to have been amenable
to Regulation IX of 1832, and could not
therefore be proceeded against. The Court
of Foujdaree Adalut accordingly resolve
to cancel the Sentence, and direct that
the fine if paid be restored to the Party.

The Prisoners in these Cases,

Nos. 90, 92, & 102. 2.

convicted of housebreaking with theft
or with attempt at theft, have been

adjudged

No. 214-26

affairs

2

In these Cases the
Alleging the alleged act of "tak
authority" should have been sta
the abstract of charge. The former
Moreover should have specified
Official Designation of the Dep

Calendar No. II 3.

Case No. 24.

A definite charge
have been made in this Case a
Prisoner, and the Sessions Judge
further have specified the mode

No. 25. 4

to "Revenue" Realizes, and would
was not cognizable as "abuse of

Ordered that Extract
these Proceedings be sent to the
Judge of Masulipatam for Com
to the Magistrate.

(Sent in No.)

Read Criminal Reports
the Months of July 1855, Submitted by
Sessions Judge of Madura.-

No. 60 1. (Here enter F. Dc. No. 1870 of 1855)

The Court of Foujdaree
observe that the abstract set forth
the Charge rendered the "Theft" com

11th September
1855.

adjudged to undergo imprisonment
with hard labour six months, in the
first Case for four, in the latter Case
Seven Months Three Sentences each
for Crimes of so heinous a descrip-
No 116 3. tion.

The Court of Foujdaree
decree that the removal of any fo-
reigners Slight, with a view to re-
sufference to constitute a "breaking"
that the Case under review should
have headed "housebreaking" and
Ordered, that Extract of
these Proceedings be sent to the Joint
Judges of Salem for communication to
Sudder Ameen for his information and
guidance.

(Sd) [illegible]

(Sd) [illegible]

F 116

Wednesday
12th September 1855

At a Court of the Foujdaree Adalut

Present

G. I. Hooper Esqre ——— Puisne Judge
W. A. Morehead Esqre — Puisne Judge
T. L. Strange Esqre ——— Puisne Judge

Read again Miscellaneous Petition
presented on the 4th August 1855 by Mr J. H. D. Wilson,
Vakeel on behalf of Mootachee, of Zillah Trichinopoly
(Hereunder F 116 M. P. No 211 of 1855)

Read also Return from the Session
Judge of Trichinopoly under date the 23rd August 1855
to the Precept of the Foujdaree Adalut under date the
18th of the same month, calling for the Original Record
in Calendar Case No 16 of 1855 on the file of the Session
Court of Trichinopoly
(Hereunder F 116 No 145 of 1855)

The Court of Foujdaree Adalut

Mr Morehead

annul concur in the convictions of the Prisoner,
the evidence to his identification not being in their
opinion such as to justify his conviction. The
Court, however, are of opinion that his keeping
out of the way after a warrant had been issued
against

against him, large sums of gun to be seized
suspicion that they resolved to hold him
for three years in two sureties of 200 Rupees
failing to give which, he is to be imprisoned
the period

Ordered that Extract from the
Proceedings be sent to the Session Judge
for his information and guidance by the
ing one week from and after its receipt

(Sent following Receipt No
Read letter dated 5th Augt
the Session Judge of Tinnevelly

(Memo dated F No 1924 of 1855)

1

The Session Judge submits
above letter of 7th for correspondence between
trate of Tinnevelly and one of his Assistants
the competency and powers of Native Officers
to dispose of cases without keeping a record
evidence.

2

The Court of Tinjore
of opinion that, as the Law stands, Native Officers
have the power of omitting to record depositions
petty cases, but that they ought to be required
down the material parts of the evidence on which
trates are required to do

Ordered

Ordered that Extract from these
Proceedings be forwarded to the Session Judge
of Tinnevelly for his information and
guidance

(Sent in No

Read Calendar of Case No 34
of 1855 of the Session Court of Combaconum

(Memo enter F No No 1924 of 1855)

The Session Judge recommends
1.
that the punishment prescribed for the offence
of which the Prisoner has been convicted
(Gang Robbery) may be reduced to 7 years.

The Court of Tinjore Adalut
2.
decline acceding to the recommendation of the
Session Judge, as they see no grounds for the
mitigation proposed

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

(Sent in No

The record of trial in referred
case No 47 of 1855 on the Calendar of the Session
Court of Coimbatore not having been yet
received.

Ordered

Ordered that the Session
Constables be required to submit the re
aforesaid without delay

(sent on

Read letter dated 5th Sept
1855 from the Session Judge of Bathurst
omitting for the consideration and fina
ment of the Court of Tanjdaree Udalut
English translation of the Record of the C
of Cause 23 of 1855 on the file of the Sessions

(Here enter F 26 No 2006 of 185

Read again & adjourned
23 of 1855 on the file of the Session Court

(Here enter F 26 No 1811 of 1855)

Mr Morehead

1.

The Court of Tanjdaree Udalut
on a deliberate consideration of all the circum
of the case in evidence before them being of opi
that the Prisoners

Bandagadoo,

and

Venkata Seagadoo,

are not convicted on sufficient proof of
evidence of such the witnesses as are
confession of the crime charged & do acquit

their discharge and direct that they be set at liberty

1.

The Prisoners two in number
were charged with theft, the Law Officer
convicted them of the crime charged: the Session
Judge considering the evidence to the production
of the property by the Prisoners deserving of no
credit, dissented from the finding of the Law
Officer and referred the trial for the final judgment
of the Court of Tanjdaree Udalut.

The Court of Tanjdaree Udalut

2.

concur with the Session Judge in acquitting
the Prisoners. It is manifest that the value
of the property alleged to have been stolen is
greatly exaggerated, and there is reason to doubt
the fact of any theft having been committed.
The Court observe that the property produced
was hardly concealed and would seem to have
been placed there with design not improbably
by the Prosecutor himself.

The Prisoners are to be immedi-

3.

ately released.

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

(Sent on No.

Edwards

F. 116.

Thursday 13th September 1855

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esqr. _____ Puisne Judge.

W. A. Morehead Esqr. _____ Puisne Judge

T. L. Strange Esqr. _____ Puisne Judge

Read Miscellaneous Petitions

received on the 5th September 1855 from Mr. D. W. Ballard

of Tillah Timevelly

(Here enter F. M. P. Nos. 234 and 235 / 1855)

The Petitioners on behalf of certain

Mr. Strange. 1

Prisoners in Cases 27- 28 of 1855 on the file of the Joint Magistrate of Timevelly, appeals from the sentence of fine and imprisonment passed in those cases, and prays the Court of Foujdaree Udalut will be pleased to call for the records in the above cases, and reverse the decision passed therein.

The Court of Foujdaree Udalut

2

resolve to reject this petition as they see no grounds to question the correctness of the sentences appealed from

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Timevelly, for communication to the Petitioner.

Read

Read Calendar of business of the Session Court of Cuddapah.

(Here enter F. C. No. 196 of 1855)

1

In this case of Gunga Reddy Mahomedan Law Officer considered the Prisoner convicted, and the Session Judge concurring with him released them accordingly.

2

The Court of Foujdaree Udalut the Session Judge will forward to them, when the Magistrate's Report relative to the Reddy the Session Judge states that he has no doubt they planned the Robbery &c.

Ordered that Extract from the be forwarded to the Session Judge of Cuddapah his information.

(Sent out No

Read Miscellaneous Petition on the 4th Instant by Lutchmanna and another of Tinnevelly

(Here enter F. C. No. 233 of 1855)

Mr. Morehead.

1

Petitioners pray that the prayer on their former Petition No. 216 of 1855, for the of their relations, the Prisoners in Case No. 11 of 1855 Tinnevelly Calendar

2

The Court of Foujdaree Udalut

no reason to doubt the correctness of their orders dated 25th August 1855, rejecting the prayer of the Petitioners' former Petition. They resolve therefore to refer the Petitioners to those orders and to reject this Petition

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

Read Miscellaneous Petition presented on the 12th September 1855, by Messrs Ritchie, Vakeels on behalf of Iyaranen alias Seneenal Comdey of Zillah Tinnevelly.

(Here enter F. C. No. 238 of 1855)

Mr. Strange.

The Petitioner, who is brother in law

1

of the 2nd and brother of the 4th prisoners in Calendar Case No. 14 of 1855 on the file of the Session Court of Tinnevelly, aggrieved by the sentence passed on the prisoners in the above case, appeals therefrom and prays the Court of Foujdaree Udalut will call for the record and pass fresh orders in the matter.

The Court of Foujdaree Udalut

2

seeing no grounds for interfering with the sentences passed on the prisoners by the Session Judge, resolve to reject this Petition.

Ordered that Extract from these Proceedings be given to the Petitioners' Vakeels on this application.

3

Ed Ellis

F. U.

Friday
4th September 1855. At a Court of the Foujdaree Udalut.

Present

G. L. Hooper Esqr.
W. A. Morehead Esqr. } Puisne Judges
J. L. Strange Esqr.

Read Calendar of Case No 31 of 1855, on the file of the Session Court of Salem.

(Here enter F. U. No 1989/1855)

1 The Court of Foujdaree Udalut observe that this was a Case of 'Theft' not of 'Breach of Trust', and that the Act quoted (Act XIII of 1850) is not applicable.

2 The Court of Foujdaree Udalut desire the Session Judge to record his Sentence in accordance with the Regulations applicable to the offence of which the Prisoner has been convicted.

Ordered that Extract from these Proceedings be forwarded to the Acting

14th September 1855 Acting Sessions Judge of Salem for information and future guidance.

Sent in Do.

Read Calendar of persons tried by the Agent and his Assistants in the Zillah of Ganjam, during the 2d Quarter of 1855.

(Here enter F. R. No 1955/1855)

Cal. I No 4

1 After the very considerable time in the investigation of this case the proceedings regarding which to the Court of Foujdaree Adalut appears most unsatisfactory, no further punishment, viewing the restraint under which the prisoner has been for nearly nine and a half months, was necessary, the theft being of a trifling nature.

Cal: II No 10. 2 This appears to be a case of Extortion, the prisoner being charged with having exacted a bribe.

Ordered that Extract from these Proceedings be forwarded to the Agent to the Governor of Ganjam for his information.

Sent in Do.

Read

14th September 1855.

Read Return dated 15th August 1855, from the Sessions Judge of Coimbatore in obedience to the precept of the Foujdaree Adalut under date the 7th August 1855, sanctioning the mitigated punishment of 8 years' imprisonment on the 1st and 2d prisoners in Case No 41 of 1855, and directing the submission of such portions of the record of the said Case, as pelates to the 3d and 4th prisoners.

(Here enter F. R. No 1892/1855)

Read again Calendar of Case No 41 of 1855, on the file of the Sessions Court of Coimbatore.

(Here enter F. R. No 1697/1855)

1 The Court of Foujdaree Adalut on review of the Record submitted with the above return, do not consider the evidence of the 1st and 3d witnesses to be trustworthy; and finding the confession of the 3d and 4th prisoners before the Police to be uncorroborated, they are of opinion that no sufficient grounds exist for their conviction.

2. They, therefore, direct that these

14. 14th September 1855. these prisoners be immediately rele

Ordered that Extract fr
these Proceedings be forwarded to the
Sessions Judge of Coimbatore, for h
information.

Sent in No

Read Return dated 2
August from the Sessions Judge of
to the precept of the Tondiarpe Hon
under date 22nd August 1855, conv
their remarks on review of the C
in Session Case No 13 of 1855.

(Here enter F.R. No 961/1855)

Read again Calendar
Case No 13 of 1855, on the file of the
Sessions Court of Guntoor.

(Here enter F.R. No 1814/1855)

For the reasons set forth in
the above Return, the Court of Tonjia
Vaalut will not interfere with the
sentence passed upon the 3rd prison
in Case No 13.- The, there is nothing
on the record to show that the
the property had been obtained
by robbery, they consider her
guilty of having received the
property

J. C.

14th September 1855 property under suspicious circumstances
and to be deserving of the sentence
passed upon her.

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

Sent in No

Read Letter dated 30th August
1855, from the Sessions Judge of Calicut.-
(Inwards F.R. No 1992/1855)

In the above letter, the Sessions
1 Judge requests to be informed whether
the Circular Order Tondiarpe Vaalut No 207
under date the 8th August 1855 is intended
to apply to all decisions of the several
subordinate Magisterial Authorities
holding separate charges-

The Court of Tondiarpe Vaalut
2 inform the Sessions Judge, that the Circular
Order quoted by him applies to all
decisions passed by the subordinate
Magisterial authorities holding sepa-
rate charges-

Ordered that Extract from
these Proceedings be forwarded to the
Sessions Judge of Calicut for his informa-
tion.

Sent in No

Read

14th September 1855.

Read return from the Judge of Chingleput dated 3d. After the receipt of the Tondaree Cowl date 25th August, requiring submit the record together with the order Magistrate in connection with a c preferred by Rungummal, against wife Loakia Naik.

(Here enter F.R. No 1485/1855)

Read again Miscellaneous presented on the 6th August by Ching Pillah Chingleput.

(Here enter F.R. No 219/1855)

Mr. Morehead.

The Court of Tondaree Cowl consideration of the Record submitted the Sessions Judge, are of opinion the inquiry held by the Magistrate been defective.

2

It appears from the dep of the individual named Loakiah that the bonds declared by the pe to have been stolen by him from (Petitioner), were actually delive him by a Vakeel named Kistna attached to the Chingleput Court desire of the Petitioner and that it moreover appears from the deposition, that the Petitioner gave a bond to Loakiah Naik, mortg these same bonds or deeds.

14th September 1855.

3.

The Court of Tondaree Cowl consider that the Magistrate, who pro his order appears to have given some credit to the statements made by the Petitioner's witnesses, should, before directing the deeds to be placed in deposit pending a Civil action, have taken the necessary steps to test the truth of Loakiah Naick's statements, and they, therefore, request the Sessions Judge will instruct the Magistrate to examine the abovementioned Vakeel, and to call upon Loakiah Naick to produce before him the mortgage deed executed in his favor by the Petitioner, and pass such orders on the case as its merits may seem to require.

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

Sent in Ps.

Read Calendar in Case No 44 of 1855, from the Sessions Judge of Coimbatore dated 25th July 1855. (Here enter F.R. No 1800/1855)

Read

14th September 1855.

Read Calendar in Case No 46 of 1855, from the Judge of Coimbatore, dated 27 1855.

(Here enter F. H. No 1801/1855

Read Calendar in Case No 26 of 1855, from the Acting Judge of Salem, dated 8th August

(Here enter F.H. No 1813/1855

Read Calendar in Case No 49 of 1855, from the Judge of Calicut, dated 7th Aug 1855.

(Here enter F.H. No 1816/1855

Read Calendar in Case No 48 of 1855, from the Judge of Coimbatore, dated 30th July 1855.

(Here enter F.H. No 1821/1855

Read Calendar in Case No 26 of 1855, from the Acting Judge of Madura, dated 8th Aug

(Here enter F.H. No 1826/1855

Counsellor

F.H.

F. H.

Saturday 15th September 1855. } At a Court of the Foujdaree Adalut.

Present:

G. S. Hooper Esquire
W. A. Morehead Esquire
} Puisne Judges
T. L. Strange Esquire

Read letter under date the 7th September 1855 from the Sessions Judge of Coimbatore forwarding English Translation of the record of Case No 47 of 1855, on the Calendar of the Sessions Court for the final Judgment of the Court of Foujdaree Adalut. / Here enter F.H. No 2035 of 1855 /

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

1 Coolleu
2 Palany

are not Convicted on presumptive proof or on the Evidence of Credible witnesses or on their own confession of the crime charged

Mr. Hooper and Morehead

charged, do acquit them thereof, and direct that they be set at liberty.

1 The Prisoners were tried on a charge of Robbery and wounding, and the Sessions Judge Concurring with the Law Officer convicted them of the crime charged but as the 1st prisoner was convicted of the offence provided for in Clause 2nd Section XV Regulation XV of 1803 he preferred the Case for the final judgment of the Court of Foujdaree Adalut.

2 The Court of Foujdaree Adalut do not concur with the Sessions Judge in his Conviction of the prisoners, as they do not Consider the Evidence as to the identification by the Prosecutor and witnesses of the prisoners worthy of Credit, the Court observe that if this Evidence were true, and the names of the Prisoners known, they would have been denounced to the Village Mooneef but that this was not the Case, as is evident from his report dated the 1st July to the Head of Police

Sir

3 In these Circumstances the Court of Foujdaree Adalut resolve to acquit the prisoners and order their immediate release.

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

(Sent in Sc., 15

Extract

F. U.

Monday
17th September 1855.

At a Court of the Tanjore Adalut

Present

G. T. Hooper Esqr.
W. A Morehead Esqr. } Puisne Judges
T. L. Strange Esqr.

Read Letter dated 13th August 1855 from the Magistrate of Coimbatore, enclosing copy of a letter addressed to him by the Assistant Magistrate.

(Ans entered F. U. No 1881/1855)

The object of the above communication is to obtain information as to the construction to be put upon the Circular Order of the Tanjore Adalut No 206.

2. The Assistant Magistrate states that "it has always been the habit "to take down only the material part "of a deposition", and doubts whether it was intended by the said Circular order that the concise record of the evidence to be kept by the Magistrate should be in English, or in the Vernacular language of the District.

The

17th September 1855. 3

The Court of Foujdaree Adaulut observe that a record such as is described by the Assistant Magistrate of Coimbatore was not strictly speaking a deposition but a brief account of what the deponent stated, and should not have been signed by him as his declaration. The record to be kept in accordance with the Court's Circular order in question is to be in the Vernacular of the district, but it is to consist of a Memorandum or Summary of the evidence given. The sentence passed by the Magisterial Officer sitting on the trial should be recorded in English.

Ordered that Extract from these Proceedings be forwarded to the Magistrate of Coimbatore for his information.

Sent in No

Read Petty Calendars for the 2nd Quarter of 1855 from the Magistrate of Ganjam, forwarded by the Sessions Judge of Chicacole.

(Here enter F. R. No 2017/1855)

Calendar I
No 8.

1 The Court of Foujdaree Adaulut consider this to be a theft of an aggravated nature. The parties concerned were Circar Servants and state part of what it was their duty to guard. The punishment inflicted under

17th September 1855 under the regulation quoted is inadequate.

Calendar II
No 7

2. The reason given by the Acting Magistrate for not inflicting a punishment are not satisfactory, the prisoner committed an unlawful act and that he did so by order of a Government Official is no justification.

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

Sent in No

Read Calendar of petty Cases disposed of by the Magistracy of Salem during the 2nd Quarter of 1855.

(Here enter F. R. No 1970/1855)

Calendar I
No 21

1 The Regulation quoted in support of the sentence in this case (III of 1819) is inapplicable, and the heading 'Abuse of Authority' is wrong.

2 The 1st Count contains a charge of 'Simple Trespass' together with 'Abstraction of property'; but whether this latter was of the nature of 'Theft' or was accompanied by force does not appear from the Abstract of Charge.

3 In the 2nd Count, it is observed, the Prisoner is not charged with the commission of illegal acts in his

Official

17th September 1855.

official capacity as a Police Officer, but appears to have been standing his trial before the Joint Magistrate, and to have attempted to intimidate the witnesses who were to appear against him, with the view of preventing their giving evidence to his prejudice. The case was not cognizable under the enactment providing against abuse of authority, and should have been dealt with under the General Regulations.

No 22

4 The Court of Foujdaree Udalut observe that, in cases of this description a fine is not, in their opinion, a suitable punishment. The wanton cruel injury inflicted in this case on a young girl, called for a more severe punishment than has been awarded, and would have justified the Joint Magistrate in dealing with the case under his ultimate powers. The sentence passed is wholly inadequate to the offence committed.

5 The other Calendars would seem to call for any remarks

Ordered

17th September 1855.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Salem for communication to the Magistrate for his information & future guidance.

Sent in No

Read Miscellaneous Petition presented by C. Salmon Esqr, Vakeel on behalf of Ruyanmah mother of Gopala Naick the Prisoner in Sessions Case No 26 of 1855 on the file of the Sessions Court, Tellicherry Combaconum.

(Annexure F. No 236 of 1855)

Mr G.S. Harper and Mr T.L. Strange

Before finally disposing of this petition, the Court of Foujdaree Udalut desire the Acting Sessions Judge will transmit the record in this case; so much of the proceedings as were carried on before himself to be translated, the remainder to be forwarded in the Original. In the meanwhile the Court of Foujdaree Udalut direct that the Sentence passed in this case be suspended.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Combaconum by

Precpt

17 17. September 1855. Precept returnable within X days from and after its receipt.

Ext. Writ

(Sent following Precept &c)

Tuesday.
18th September, 1855.

F. 86.

At a Court of the Fojidaree Adalut.

Present

G. L. Harper, Esqre,
W. A. Moorhead, Esqre,
T. L. Strange, Esqre,
} Puisne Judges.

Read Calendar of Cases
No. 30 of 1855 of the Sessions Court of
Salem.

(Here enter F. 86. No. 1988 of 1855.)

The Court of Fojidaree
Adalut approve of the recommendation made
by the Sessions Judge in this case that the period
of imprisonment which the Prisoner noted
in the margin has been adjudged to suffer on
his conviction of House-breaking with theft,
be reduced to (3) three years with hard labor
in irons, and they do authorize the Sessions Judge
to issue his warrant accordingly.

3rs, Naradingum.

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

(Sent in No)

Read

18th September, 1855.

Read Calendar of Case No. 60
of 1855 of the Sessions Court of Coimbatore.
(Here enter F.H. No. 1995 of 1855.)

The Court of Sudder Adalut
approves of the recommendation made by the Sessions
Judge in this case that the period of Imprison-
ment to which the Prisoners noted in the margin
have been adjudged to suffer on their conviction
of the crime of Gang Robbery, be reduced to
(6) six years with hard labor in irons, and
they do authorize the Sessions Judge to issue his
warrant accordingly.

1st, Comaran
2nd, Taradan
3rd, Mangaly

Ordered, that Extract from
these proceedings be forwarded to the Sessions
of Coimbatore for his information.

(True Copy)

Read Calendar of Case No. 29
of 1855 of the Sessions Court of Madura.
(Here enter F.H. No. 2002 of 1855.)

The Court of Sudder Adalut
approves of the recommendation made by the
Sessions Judge in this case that the period of
imprisonment to which the Prisoners noted in the
margin

18th September, 1855.

1st, Velothen,
2nd, Kundy,
3rd, Syachamy, alias,
Carthavarayen,
4th, Soorayy, alias,
Sottien.

have been adjudged to suffer on their con-
viction of High-way Robbery, viz., be reduced
to (8) eight years with hard labor in irons, and
50 lashes with a Cat-o-nine tails, and the restitution
of property; and they do authorize the Sessions Judge to issue his
warrant accordingly.

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

(True Copy)

Read letter under date the
7th September 1855. from the Sessions Judge of
Calicut, forwarding English translation of
the record of Case No. 59 of 1855, on the
Calendar of the Sessions Court, for the final
judgment of the Court of Sudder Adalut.

(Here enter F.H. No. 2042 of 1855.)

Mr. G. S. Harper
and Mr. T. L. Strange.

The Court of Sudder Adalut
on a deliberate consideration of all the circumstan-
ces of the case in evidence before them, being of
opinion that the proof against the prisoner,

"Cheeravalatha Amy Cotty"

is sufficient to convict him of the crime of Murder,

do

18th September, 1855.

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.

(Sentence No.)

Dated 1855.

Wednesday
19th September, 1855.

F. C.

At a Court of the Fouzdaree Adalut.

Present.

G. S. Harper, Esqre.
W. A. Morehead, Esqre.
T. L. Strange, Esqre.
} Sessions Judges.

Read Calendar of Cases No. 68 of 1855 of the Sessions Court of Masulipatam

(Here enter F. C. No. 1997 of 1855.)

1. The Prisoner, convicted of Forgery, has been sentenced to Imprisonment for 4 years with hard labor in irons, which the Sessions Judge recommends may be mitigated to 8 months.

2. The Court of Fouzdaree consider the punishment proposed inadequate for the Prisoner's offence. They direct that he be sentenced to Imprisonment for one years with hard labor in irons.

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

(Sentence No.)

Read

Read Calendar of Case No. 28 of 1855 on the file of the Sessions Court of Trichinopoly.

(Here enter F. R. No. 2023 of 1855.)

The Court of Foujdaree Adalut observe that the Indictment should have been laid for "Murder."

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

(Sent in No)

Read letter dated 3d September from the Sessions Judge of Cuddapah.

(Here enter F. R. No. 2020 of 1855.)

1. In the above letter the Sessions Judge requests to be informed whether there is any enactment for punishment in cases of child selling.

2. The Court of Foujdaree Adalut desire to inform the Sessions Judge that his proper course in cases of this nature being brought before him, is to ask the Law Officer for a fiat, and not to (make references on the

the subject to the Court of Foujdaree Adalut.

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

(Sent in No)

No further return having been yet received from the Sessions Judge of Cuddalore to the Precept of the Foujdaree Adalut under date the 28th July last, calling upon him to submit a statement of the case relative to the permission granted by the Magistrate of South Arcot to the weavers of Chedumbaram to pro- -ceed from a festival in the Pagoda of Shree Soba- -nayagen together with certain other information connected with the case in question,

Ordered, that the Sessions Judge of Cuddalore be required to make a final return to the Precept aforesaid with the least practicable delay.

(Sent in No)

Read Calendar in Case No. 49 of 1855 on the file of the Sessions Court of Nellore.

(Here enter F. R. No. 2012 of 1855.)

The

The Court of Fujdaree Adalut resolve to call upon the Sessions Judge to state the grounds on which he has deemed a requisition of security from the Prisoners to be expedient.

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

(Sent following precept. No.)

Read letter under date the 7th September 1855 from the Sessions Judge of Bellary, forwarding English translation of the record of Case No. 61 of 1855, on the Calendar of the Sessions Court, for the final judgment of the Court of Fujdaree Adalut.

(Hereunto F.C. No. 2053 of 1855.)

Shafer G.A. Hosper, and H.A. Moreland.

The Court of Fujdaree 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, Beya Padagandee,
2d, Edagandee,
and
3d, Byagandee,

is sufficient to convict them of the crime charged, do convict them thereof and sentence them 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 for and during the period of their natural lives.

1. The prisoners 4 in number were tried on a charge of High-way robbery attended with Murder. The 4th prisoner a female was acquitted and released, the others having been convicted by the Law Officer of the Sessions charged in which conviction, the Sessions Judge concurred, the case was referred for the final judgment of the Court of Fujdaree Adalut, with a recommendation from the Sessions Judge that the prisoners should be sentenced to 14 years imprisonment with hard labor in irons.

2. The Court of Fujdaree Adalut concur with the Sessions Judge in convicting the prisoners, but they do not consider the amount of punishment proposed by him adequate to the offence.

Thugh

3.

Though the prisoner may not have actually contemplated killing the deceased, it is evident that he met his death at their hands. The result of the inquest shows that the beating must have been most severe.

4.

In these circumstances the Court of Sudder Adalut are of opinion that the crime committed by the prisoners amounted to Murder, and that it merits a sentence of transportation for life, to which, accordingly, they resolve to sentence them.

Ordered, that Extract from these proceedings be sent to the Sessions Judge of Coimbatore for his information.

(Sent in Ms.)

Read Calendar in Case No. 49 of 1855 on the files of the Sessions Court of Coimbatore.

(Fine entered F. No. 2009 of 1855.)

The Court of Sudder Adalut resolve to point out to the Sessions Judge that the Court against the 2nd prisoner should have set forth the circumstances that rendered her liable to the charge laid. The indictment as entered

19th September, 1855.

entered in the Calendar, alleges nothing against her.

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

(Sent in Ms.)

Rec'd 18th.

F. U

Thursday
20th September 1855. At a Court of the Foujdaree Adaulut

Present.

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
J. L. Strange Esquire

Read letter dated 4th September 1855, from the acting Sessions Judge of Madura.
/Hereunto F.U. N° 2010 of 1855/

1. With the above letter the acting Sessions Judge forwards copy of a Communication from the acting Joint Magistrate in which the latter Officer requests that this Court will suspend its judgment on his Conduct in relation to certain Magisterial Cases disposed of by him, and unfavorably reviewed by the acting Sessions Judge in his Proceedings of the 26th July 1855.

2. The Court of Sudr Adaulut do not see that any reply from the acting Joint Magistrate can alter the facts of the case - The errors he committed have been pointed out to him and it is hoped that

that he will hereafter avoid them.

Ordered that Extract from Proceedings be forwarded to the Acting Judge of Madura, for his information and Communication to the Acting Joint Magistrate

/Sent in A°

Read return dated the 28th Augt from the Sessions Judge of Bellary, to the Sessions of the Fouzdaree Udalut under date the 20th August, directing the Sessions Judge to call for and submit the report of the case tried of 1853 on the Sessions file, made by the Officers to the Head of Police.

Hereunder F. U. N° 1964 of 1853.

Read again Calendar in case on the Sessions file for 1853, of the Court of Bellary

/Hereunder F. U. N° 1778/1853

1. A Consideration of the above report has confirmed the opinion expressed by the Court of Fouzdaree Udalut in their proceedings of the 20th August, as to the very unsatisfactory manner in which the inquiry into this case had been conducted. It is stated in the report made notice, that the woman (2d prosecutrix) was at the time

time it was transmitted to the Head of Police lying insensible – into this no inquiry whatever appears to have been made, nor did the Sessions Judge even wait until the report of the Professor of Chemistry on the analysis of the grain &c. but it is now had been received, but seems to have treated the whole as a case of false complaint.

2. The Court of Fouzdaree Udalut desire the Sessions Judge will explain why these important omissions in the investigation occurred, for had the statements above adverted to been found to be true, they would, notwithstanding the contradictions in the evidence of the 1st and 2d Witnesses on which the Sessions Judge has grounded the acquittal, have fixed the guilt on the prisoner.

3. The Court direct that the report of the Professor of Chemistry be forwarded to them.

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

/Sent following precept N° 5

Friday
21st September 1855.

F. U.

At a Court of the Foujdaree Udalut.

Present

G. S. Hooper Esquire.
W. A. Morehead Esquire. } Puisne Judges.
J. L. Strange Esquire.

Read Calendar of case No 58 of 1855 of the Session Court of Coimbatore.-

/Herewith F. U. No 2015 of 1855./

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case, that the period of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their conviction of Gang Robbery, be reduced to 6 years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

1 Saunoo
2 Mooloogoundoo

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

/Sent in No /

No Returns having been received from

20th September 1853

from the Sessions Judge of Madu[illegible]
of the Fouzdaree Udalut dated the
directing him to call upon the
Joint Magistrate for certain inf
regard to the Police under the
to explain why he had not kept
the Court the defalcation stated
Police of the District as now de

Ordered that the Sess
Magistrates be required to
the above Precept without further

Sentence No

Exd

Saturday
September 1853.

F. U.

Nizamut Court of the Fouzdaree Udalut

Present.

G. S. Hooper Esquire
W. B. Morhead Esquire } Puisne Judges.
J. L. Strange Esquire

Read letter under date the 1st Sep:
tember 1853 from the Acting Agent to the Governor
of Fort Saint George in Ganjam submitting
for the final judgment of the Fouzdaree
Udalut a report of the trial of criminal
Case No 40 of 1853 on his file.

/Herewith F. U. No $\frac{2048}{1853}$/

The Court of Fouzdaree Udalut
concurring the Conviction of the Prisoner

Sawara Gumgoy

of Robbery by open Violence, and Sentence her
as proposed by the Acting Agent to Seven
years Imprisonment with labor suitable
to her Sex.

Ordered that Extract from these
Proceedings be forwarded to the Acting
Agent at Ganjam.

/Sentence No/

Read

Read Calendar of Cases
the Sessions Court of Nellore.
/Hereunto F.H. No 2021/1855/

1.

The Prisoner in this case
attempted at Highway Robbery, be
convicted and in consideration of his
character, sentenced to 14 years
with hard labor in irons.

2.

The Court of Foujdaree
direct that the Prisoner be kept
at chain labor in order there to
sentence of Imprisonment.

Ordered that Extract of
ceedings be sent to the Acting Ses
Nellore for his information.

Ordered also that Extract
Proceedings be sent to the Sessions Judge
for his information.

/Sentence No/

Read Calendar of
1855 of the Sessions Court of Nellore
/Hereunto F.H. No 19/1855/

1

The Prisoner charged with
by open violence with personal injury

acquitted and released, the Acting Sessions
Judge being of opinion that the case was
one of Assault.

2. The Court of Foujdaree Adalut
observe that the Acting Session Judge should
have declared the facts in evidence which
led him to the conclusion he has arrived
at in this case

Ordered that Extract from these
Proceedings be sent to the Acting Session Judge
of Nellore for his information.

/Sentence No/

Read letter under date the 12th
September 1855 from the Session Judge of Mangalore
forwarding English Translation of the record of
case No 22 of 1855 on the Calendar of the Session
Court for the final Judgment of the Court of
Foujdaree Adalut.

/Hereunto F.H. No 2077/1855/

The Court of Foujdaree Adalut
W. A. Morehead on a deliberate consideration of all the Circum-
=stances of the case in evidence before them
being of opinion that the Prisoner
2d Annaya
not Convicted on presumptive proof or on the
evidence

the Prosecutrix house hold and had been
turned out of the house three days before the
murder - Suspicion at once fell upon her,
the Deceased's bangles were found upon her
she confessed at the time that she had rob-
-bed the Deceased of them, and when put upon
her trial, she advanced a story of having
found the bangles at the well which the
Court consider it to be untrue -

3. The Court of Foujdaree Udalut
see no ground for abstaining from passing
upon the Prisoner the full sentence for her
crime, and accordingly adjuge her to suffer
death -

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

/Sentence Nº

Read letter dated 11th Instant
from the Sessions Judge of Tinnevelly, Sub-
-mitting for final Judgment of the
Foujdaree Udalut, the record in case Nº
32 on the file of the Sessions Court.

/Reporter F. U. Nº 2063 of 1855/

The

unduce credible witnesses or on his
of the crime charged do acquit him &
direct that he be set at liberty

/Sentence Nº

Read letter dated 5th
from the Sessions Judge of Bellary
the final judgment of the Foujdaree
the record of Case Nº 65 of 1855 on
of the Sessions Court.

/Reporter F. U. Nº 2044 of 1855/

The Court of Foujdaree
a deliberate consideration of all the
of the Case in evidence before them
that the proof against the prisoner

"Motkummah"

is sufficient to convict her of the crime
do convict her thereof and under the
of Section X Regulation VIII of 1802 her
suffer death by being hanged at the
and place of execution.

1

The Court of Foujdaree
the evidence adduced on this Case and
that it suffices for the Prisoner's
2.

The Prisoner was on

Mr G. H. Hosper
Mr J. L. Strange

The Court of Foujdaree
deliberate consideration of all the
of the Case, in evidence before them
opinion, that the proof against the pri
Carr the Harkaru,
is sufficient to convict him of the
Murder, to convict him thereof, and
provisions of Section X, Regulation III
sentence him to suffer death by hang
at the usual time and place of execu
1.

The Prisoner who was
murder, was convicted by the Sessions
in concurrence with the Law Officer
trial was referred to the Court of
Udalut for their final Judgment
recommendation from the Sessions Judge
the prisoner should be sentenced
portation for life.
2.

The Court of Foujdaree Udalut
sider the Prisoners guilt to be fully
The evidence of the Eye witness fully
the deceased, has been amply corrob
by the other circumstances of the ca
3.

The provocation

were severe, and the prisoner no doubt wished to
take her life; and his being invited to the
Commission of the crime by her infidelity, af
=fords no palliation of his act.
In these circumstances the Court
4. of Foujdaree Udalut see no grounds for
the mitigation of a Capital Sentence, and
accordingly adjudge him to suffer death by
being hanged.

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

Read in No 5

4 Oct 1833

F. No.

Monday At a Court of the Fouzdaree Udalut.
5th September 1855.

Present

G. S. Hooper Esqre ——— Prisne Judge
W. A. Morehead Esqre ——— Prisne Judge
T. L. Strange Esqre ——— Prisne Judge

Read letter dated 5th September 1855 from the Session Judge of Cuddalore.

(Here enter F. No. No. 2019 of 1855)

1. With the above letter the Session Judge submits for the consideration of the Judges of the Court of Fouzdaree Udalut, copy of a letter from the Magistrate of South Arcot, assigning reasons for the non committal of cases to the Session Court.

2. The Court of Fouzdaree Udalut resolve to call upon the Magistrate of South Arcot, to submit a list of the Gang robberies that have been reported to him within the last six (6) months, stating the Talooks and giving the names of the Heads of Police. At the same time the Magistrate will furnish any information he may have had in respect to such robberies

and

and the steps taken for their detection

3

With reference to the Magistrate's letter, conveying his opinion of the consequences of so many cases being the year, the people in general have been aiding the Police, apprehending) the prisoners being released soon after the Court of Foujdaree Udalut deems the will point out how cases are which the that prisoners have been released by when good and sufficient evidence existed.

4

The Court of Foujdaree Udalut direct the Session Judge will inform the that they have at various times prohibited the Police from obtaining information of Criminals in whatever manner such be left; but the orders of the Court forbid continuance of a practice that had proved most injurious and improper extent Act, whereby the Police delegates the powers to a class of persons designated and by whom many species of irregularity misconduct was perpetrated with impunity

Ordered that Extract from these

Proceedings be forwarded to the Session Judge of Cuddalore for communication to the Magistrate by Precept returnable in XX days from and after its receipt.

(Sent following Precept No.

Read Calendar of Cases Nos. 18 and 19 of 1855 of the Session Court of Guntoor.

(Here enters F. M. C. No. 2021 of 1855)

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case that the period of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their conviction of Highway Robbery, be reduced to 10 years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

Lumbady Vassaravu.
Do. - Dumala
Do. - Bheema.

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

Sent in No.

Read Miscellaneous Petition forwarded by the Acting Session Judge of Madura from Parea Caroopyer Ammanivottoo of that Zillah.

(Hereafter F. M. C. No. 239 of 1855)

The

24th September 1855.

Mr Hooper

1

The Petitioners pray for the release of their husbands Vullapureonal and Poisoners in Cases Nos 15 and 18 of 1855 of the Calendar, who were convicted of Highway Robbery and sentenced by the Acting Sessions Judge to 7 years imprisonment with hard labour in irons which sentence was subsequently altered to 7 years by the Foujdaree Udalut on the recommendation of that Officer.

2

The Court of Foujdaree Udalut see no reason to question the correctness of the sentence passed against the Prisoners mentioned above and therefore do not see any reason to alter the same.

Petitions.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Madura for communication to the Petitioners.

Do 1 Do.

(Sent in No)

George Hooper

Wednesday
26th September 1855.

F. U.

At a Court of the Foujdaree Udalut

Present.

G. S. Hooper Esqre — Puisne Judge
W. A. Morehead Esqre — Puisne Judge
T. L. Strange Esqre — Puisne Judge.

Read Calendar of Case No 70 of 1855 of the Session Court of Masulipatam.

(Herewith F. U. No 2043 of 1855)

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in this case, that the period of imprisonment to which the Prisoners noted in the margin have been adjudged to suffer on their conviction of Highway Robbery, be reduced to 7 years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

1st Moolagapaty
Chinchegadoo, Chen-
chados alias Chenchogadoo.
3d Bundy Korchegandoo.
4th Sockanlee Rangah
alias Rammjee.

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

Sent in No

Read Calendar in Case No 38 of 1855, submitted by the Session Judge of Cuddapah

(Herewith F. U. No 2057 of 1855)

× Charge Gang robbery attended with murder.

With

26th September 1855.

Petn referred to the
Session Judge regarding the employ
of approvers as informers, a practice
the Court of King's Bench does
of Cuddalore will most strictly
Police, to abstain from resorting
so reprehended and inexpedient as
cases.

Ordered that the
Proceedings be forwarded to the Ses
Cuddalore, for communication to
(Sent in No
The record of trial
No. 41 of 1855 on the Calendar of the
Governor of Fort St George at Ch
has yet received.
Ordered that the
of Fort St George at Chingleput
the record aforesaid with the least
(Sent in No
The record of trial
No. 5 of 1855 on the Calendar of the
Chingleput not having been yet
Ordered that the
Chingleput be required to submit

September 1855.

with the least practicable delay.
(Sent in No.
The record of trial in referred case
No. 49 of 1855, on the Calendar of the Session Court
of Coimbatore not having been yet received.
Ordered that the Session Judge of
Coimbatore be required to submit the record afore-
said with the least practicable delay.
(Sent in No. 50

Ed Ellis

F. C.

Friday 28th September, 1855. At a Court of the Tonjadare Adalut.

Present.

G. S. Cooper, Esqre,
W. A. Morehead, Esqre,
T. L. Strange, Esqre,
} Puisne Judges.

Read Calendar of petty Cases disposed of by the Magistracy of Bellary during the 2nd quarter of 1855.

(Here enter F. C. No. 2052 of 1855.)

The Court of Tonjadare Adalut observe that the offence of which the prisoner in

Calendar No. I. Case No. 20. by Joint Magistrate. this case was guilty was of a very trivial nature and should have been dealt with by the Head of Police himself.

It does not appear in what

Case No. 24. by Head Assistant Magistrate. the Misdemeanor, of which the 1st prisoner is said to have been convicted, consisted. It would also seem from the wording of the first part of the charge that the prisoner possessed police authority in which case his offence would be abuse of authority. The Court request that explana-

tion

Calendar No. II.
Case No. 57, by
Joint Magistrate.

explanation may be afforded as to the [illegible]
3.
The Court under
in which this case was disposed of
factory. The officers and men
of Police were compelled to deal with
conduct in stealing the fowlers, and the
-mal a distance of 40 miles by
-dictate, and that upon Sardinas
for the conviction of the prisoner
of Manaargudy.

Case Nos. 61,
62 and 63.

4.
The Court is of
whether there was any person Magistrate
by whom the prisoners in these cases
had been tried.

Case No. 64, by
Head Assistant
Magistrate.

5.
Much delay and
to the parties appears to have attended
-posal of this case. It was not
the prisoners or witnesses, until the
were able to attend. The order
which the prisoners ought to have been
on bail.

Attend that the Court
proceedings be forwarded to the Asst

for his information, and for communication to the Ma-
-gistrate, by Precept returnable within X days
from and after its receipt.

(Sent following precept No.)

Read Calendar of Petty Cases disposed of by the Magistracy of Cuddapah, during the 2nd Quarter of 1855.

(Here enter J. R. No. 2040 of 1855.)

Calendar No. I.
Case No. 12, by
Joint Magistrate.

1.
The Court of Sudder Adalut observe that the wording of this charge is al-
-most unintelligible. They are of opinion that the punishment awarded is excessive, and direct that Rupees 30 be returned to the 1st defendant.

Case No. 17, by
Head Assistant
Magistrate.

2.
The punishment in this case was altogether inadequate to the prisoner's offence.

Calendar No. II.
Case No. 24.

3.
The prisoner in this case was not accused of any substantive offence, and should not have been brought to trial.

Case No. 33, by
Joint Magistrate.

4.
The charge and sentence in this case are carelessly written. In the former the word "swing" is used for "swim." In the latter it is stated "as grounds are insufficient, viz., from inconsideration they are released."

The

Calendar No. II.
Cases 1834. 36.
& 39.

5.

The prisoner was ordered to be
detained in custody.

Ordered that the proceedings be forwarded to the Sessions
Establishment for his information, and for
them to the Magistrate.

(Sentence No. 5.)

Read Criminal Petition
of prisoner dated 5th of the present
1855— filed in the Establishment.

(Prisoner under 3 Mo. for assault &c.)

Case No. 69
of Calendar.

The Court of Sessions
observe that the proceedings against
the Petitioner, and the charge should
have been handed over by

Ordered that the proceedings
proceedings be forwarded to the Sessions Judge of
Mudnapore for his information.

(Sentence No. 6.)

Read Calendar of Case
disposed of by the Magistrate of
the 29th ultimo of 1855.

Calendar No. I.
Case No. 37

(Prisoner fined Rs. 200 & 1 month)

The Court of Sessions

have been passed under Clause fifth, Section XVIII,
Regulation IX of 1816. It is not clear, however,
that the defendants were amenable to the
authority of the Magistrate for the act they
committed. The water dispute was only organ-
izable by the Head Assistant in his judicial
capacity under Regulation V of 1822, and
his decision therein would partake of the
nature of a civil decree.

Calendar No. I.
Case No. 32.

2.

The Court observe that the
fine imposed in this case is illegal, and
direct that it be returned to the defendants.

The prosecutor's only means of redress would
action for damages for defamation of character.

Their order should have

Calendar No. II.
Case No. 82 of
Head Assistant Magistrate.

3.

been entered in Calendar No. II.

The fraudulent instrument under

Case No. 56 of
Assistant Magistrate.

4.

which the prisoner obtained the property should
have been specified.

According to the terms of the

Cases No. 57 & 58.

5.

indictments in these cases the act of the prisoners
in each, were different.

Ordered, that Extracts from these
proceedings be forwarded to the Sessions Judge of Midnapore

for

the Governor of Fort St. George at Grayjam
under date the 14th August 1855.

(Here enter F.P. No. 1910 of 1855.)

Read Supplement to the Criminal Report B, dated 21st August 1855,
submitted by the Acting Sessions Judge of Salem
for the month of July 1855.

(Here enter F.P. No. 1926 of 1855.)

Read letter under date the
17th August 1855 from the Acting Agent to
the Governor of Fort St. George, at Grayjam, sub-
mitting the Criminal Returns for July 1855.

(Here enter F.P. No. 1927 of 1855.)

Read letter under date the
25th August 1855 from the Sessions Judge of
Tinnevelly, reporting that the Sentences of
Death passed upon the 4 Pidmen in Case
No. 22 of 1855 were carried into execution.

(Here enter F.P. No. 1951 of 1855.)

Read Statement dated 30th
August 1855 submitted by the Sessions Judge
of Cuddalore, of Costs paid to Prosecutors
and Witnesses in the cases pending before
the

28th September 1855

the Sessions Court during the 1st half of
(Here enter F.C. No. 1978 of 1855)

Road Return dated
1855 from the Acting Sessions Judge of
to the precept of the Sessions Court
date the 23rd August 1855 calling
the Magistrates Petty Calendars for
the 2nd Quarter of 1855.

(Here enter F.C. No. 1979 of 1855)

Road Return dated
1855 from the Sessions Judge of Cuddalore
precept of the Sessions Court dated the
20th August 1855, calling upon him
to transmit the Magistrates Petty
Calendars for the 2nd Quarter of 1855
for the Taluks of Chidambaram, Virdachellum
and Tittagoody.

(Here enter F.C. No. 1980 of 1855)

Road Return dated
August 1855 from the Sessions Judge of
to the precept of the Sessions Court
date the 22nd August 1855 calling
Magistrates Petty Calendars
for the 2nd Quarter of 1855.

28th September 1855.

Road Return dated 30th
August 1855, from the Sessions Judge of Ma-
ruthipatam, to the precept of the Sessions Court
dated under date the 22nd August 1855, calling
for the Magistrates Petty Calendars for the
2nd quarter of 1855.

(Here enter F.C. No. 1981 of 1855.)

Road Return dated 30th
August 1855 from the Sessions Judge of Tinnevelly
to the precept of the Sessions Court dated under
date the 23rd August 1855, returning the Calendars
of Petty Cases for amendment.

(Here enter F.C. No. 1983 of 1855.)

Road Return dated 30th
August 1855 from the Sessions Judge of Coimbatore
to the precept of the Sessions Court dated
date the 22nd August 1855, calling upon him
to forward the Magistrates Petty Calendars
for the 2nd Quarter of 1855.

(Here enter F.C. No. 1984 of 1855.)

Road Return dated 29th Au-
gust 1855 from the Sessions Judge of Canara
to the precept of the Sessions Court dated
date

28th September 1855.

Saturday
29th September, 1855.

In the Court of the Vice-Chancellors.

Present

Sir L. Knowles, Knt.,
Sir W. K. Morehead, Knt.,
Sir T. L. Strange, Knt.,
} Vice-Chancellors.

Read Miscellaneous Petition
presented on the 11th September 1855 from Knowles
Wannop, through the Petitioners Solrs of Carlisle.
(Here enter P. Vol. P. No. 237 of 1855.)

The Petitioners pray the Court
of Chancery Ireland to call for the proceedings
in the above cause and to order the Defendants
to this relation, the 2nd Petitioner.

The Court of Chancery Ireland
2. see no grounds to question the correctness of
the Evidence appealed from.

They observe, that it is proved
3. by the Petitioner that the Petitioner and not the
stolen property.

The petition is therefore
4. rejected.

Ordered,

29th September, 1855.

(Illegible) the Cutcherry
proceedings be forwarded to the Collector
Collector for information and for
him to the petitioner

(illegible No.)

Read Letter from C.B.
for the month of August 1855, from the
Collector of Tanjore

(Received 1st Oct. No. 2079 of 1855.)

The Court of Tanjore
observe that the heading Inhabitants
is not suitable to Officers. The charges
have been written for Murder & for
Robbery. If the cases were published
Inhabitants & Murder by the Police
be very wrong. The Tanjore Court are
of such cases

The Court will be glad if
proceedings be forwarded to the Tanjore Court
for their information and for communication
with the Police for their information

(illegible No.)

Read again Letter
No 24 of 1855

29th September, 1855.

Trichinopoly.

(Here enter S.G. No. 1724 of 1855.)

Read also again Miscellaneous
Petition presented on the 27th August 1855, by
Perumal Cursoopathy of the Zillah of Trichinopoly.

(Here enter S.G.P. No. 2285 of 1855.)

Read also Return from the Tahsildar
Judge of Trichinopoly under date the 18th September
1855 to the precept of the Tanjore Adalut dated
8th, of the same month, calling for the Original
Record in the case above adverted to.

(Here enter S.G. No. 2086 of 1855.)

The Court of Tanjore Adalut
having gone into the record of this case, consider that
the Witnesses for the 1st prisoner should be exa-
mined, and this, the Court of Tanjore Adalut
desire to be now done. The Court of Tanjore
Adalut observe that the Return of the Warrant
made by the Tahsildar to the effect that the Prisoners
were not in their village is not signed by any
of the village authorities. The Court are of
opinion that the Village Officers should be examined
as to the fact of the Tahsildar having gone to the
village and searched for the Prisoners.

The

29th September 1858.

2.

The Court of Enquiry having further observed that the 2d prisoner when before the Magistrate, and when the Court of Enquiry was sitting, was under the influence of liquor, and that he was therefore not in a fit state to be allowed to be present at the Court of Enquiry, Ordered that the Court do adjourn from the proceedings of the Court of Enquiry, and that the Acting Agent do not allow the 2d prisoner to be present at the Court of Enquiry when it shall assemble.

Ordered that the Court do adjourn from the proceedings of the Court of Enquiry, and that the Acting Agent do not allow the 2d prisoner to be present at the Court of Enquiry when it shall assemble.

Ordered,

to the Crown of Sub Sessions Court of Jaffna
his information

(Extract in No)

Read (extract dated 21st
from the Acting Sessions Judge of Batti
the proceedings of the Supreme Court dated
dated the 21st September 1855, calling
the Acting Sessions Judge to state the
in which he has returned the Magistrate
remitted from the Calendar
of 1855, to be superseded

(Extract File. No 2108 of 1855)

Read again Calendar
No 149 of 1855 on the file of the Acting
Sessions Judge of Batticaloa

(Extract File. No 2089 of 1855)

1.

The Court of Sessions
Oddatchy remarks that, since
the Acting Sessions Judge in this case
the Statements of the Panchayat, that
prisoners had pleaded the Law
and acquitted for his protection, and
circumstances are in favour

suspicion upon him. In these circumstances the
Court of Sessions Oddatchy direct that he be
released.

2.

The Court of Sessions Oddatchy
further desire to call the attention of the Acting
Sessions Judge to this Court's Circular Order, dated
30 October 1854, No 204, relative to demands
for security.

Ordered, that Extract from these
proceedings be sent to the Acting Sessions Judge
of Batticaloa for his information.

(Extract in No)

Read Calendar of Cases
No 18 of 1855 on the file of the Sessions Court
of Chilaw

(Extract File. No 2087 of 1855.)

1.

The prisoners, four in number,
were charged with Gang robbery attended with
personal injury. The 1st and 4th were acquitted.
The 2nd and 3rd were found guilty on the second
Count of the indictment only and sentenced to
5 years' imprisonment with hard labor in
irons.

2.

The Court of Sessions Oddatchy

etc.

29th September, 1855.

ence of persons that the prisoner would
found Guilt should have declared
of the fact also, which changed them
robbery. The first points back to them
where the stolen property was shewn
they failed to account for having
thereof.

Ordered that Extract
proceedings be forwarded to the Sessions
Judge for his information.

(Sent in No)

Read Criminal Report B for
the Subordinate Court of Mangalore for
(Here enter No. 2065 of 1855.)

If the Snatching
case as the evidence proved could
have been the case, according to the
given in the charge, but the offence
him was of Robbery, for which the
charged, a very much greater pu
apparently should have been
for Robbery by open violence, as
by a single unarmed person as the

(Sent in No)

Read Report B of the
Subordinate Court of Mangalore for
(Here enter No. 2065 of 1855.)

If the Snatching
case as the evidence proved could
have been the case, according to the
given in the charge, but the offence
him was of Robbery, for which the
charged, a very much greater pu
apparently should have been
for Robbery by open violence, as
by a single unarmed person as the

(Sent in No)

Read Criminal Report B for
the month of August 1855 — Zillah of Calicut
(Here enter No. 2051 of 1855.)

The Court charging the pri-
soners with being accessories before and after
the fact to the Robbery, should have described
the circumstances which rendered them so.

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

(Sent in No)

Read again copy of letter from
the Magistrate of Masulipatam to the Sessions
Judge dated 4th April 1855, reporting on the
operations of Police and state of crime — 1854.
(Here enter No. 988 of 1855.)

The Court of Sudder Adalut
resolve to call upon the Magistrate of Masu-
lipatam in reference to paras. 7, 8, 9, and 10 of
the above letter to submit to this Court a
separate

Ex. No. 1149 by
the Subordinate Judge.

29th September, 1855.

separate letter containing such suggestions
the improvement of the Police in his district
as he may think fit to offer, in order that
the Court of Sudder Adalut may submit
the Government on the subject.

2.

The Court of Sudder
Adalut desire to point out to the Magistrate
that their proceedings of the 25th July
directed that extracts of this order and
former matter of doctrinal reference, should be
embodied in the Annual report.

3.

The Court of Sudder Adalut
further direct the Sessions Judge will in
forwarding such Communications as have been
called for, give his opinion on the subject
thereof.

Ordered, that Extract from
proceedings be forwarded to the Sessions Judge
of Nellore for Communication to the
Magistrate, by special returnable in
X days from and after the receipt thereof.

(Sent following special to Nellore

Read Calendar of Cases
Nos. 34, 35, and 36 of 1855, of the Sessions

F. Pb.

29th September, 1855.

Court of Salem.

(Here enter F. Pb. No. 2058 of 1855.)

The Court of Sudder Adalut
approve of the recommendation made by the
Sessions Judge in this case that the period of
imprisonment, which the Prisoner noted in
the margin has been adjudged to suffer on his
conviction of Gang Robbery by open violence, be
reduced to three years with hard labor in irons;
and they do authorize the Sessions Judge to issue
his warrant accordingly.

2, Timman,

Ordered, that Extract from
these proceedings be forwarded to the Acting
Sessions Judge of Salem, for his information.

(Sent in No.)

Read Calendar of Cases
Nos. 27, 28, 29, 30, 31, 32, 33, 34, 35, 36,
37, 38, 39, 40, 41, 46, and 47 of 1855, of the
Sessions Court of Nellore.

(Here enter F. Pb. No. 2047 of 1855.)

The Prisoner has been convicted
in several of the above Cases of Highway
Robbery with wounding, and Robbery by
open

Sessions Circulars and proceedings; and in a third he was further charged with having on a certain occasion been penniless & Assaulted with intent to rob & stripping from custody.

2. The Law Officer in addition of the Prisoner's returns, observed that him liable to Death, a Sessions Court and the Acting Sessions Judge enquiring into Tirhoot has not shown the crime Gilly reference to the Sessions Calendar.

3. The Court of Sessions observe that the 2nd Count of the Indictment not have been added as it does not the punishment of the crime of Highway Robbery.

Ordered that Extract from proceedings be forwarded to the Acting Judge of Tirhoot.

(Entered No)

Read Miscellaneous Petition presented on the 17th September 1855 from Gilly and others of the Gillah of

(Here enter S. M. P. No. 240 of 1855.)

Petitioners appeal against

Mr. W. A. Morehead.

of the Sessions Judge of Tirhoorally, requesting to interfere with the decision of the Collector of that District, who confirmed the proceedings of his Head Assistant fining the Petitioners 5 Rupees each in a Revenue matter.

2. The Court of Sudder Dewanny Adawlut declined to bring this Petition under consideration, the subject matter of it not being of a Criminal nature.

3. Petition rejected.

Ordered, that Extract from these proceedings be given to the Petitioners on their application.

Read Miscellaneous Petition forwarded by the Sessions Judge of Bellary on behalf of Madenany Sunnapapah and others, Prisoners in Case No. 140 of 1855, on the file of the Subordinate Court at that station.

(Here enter S. M. P. No. 240 of 1855.)

Petitioners appeal against the proceedings of the Sessions Judge of Bellary, declining to interfere with the Sentence passed by

by the Subordinate Criminal Justice Authorities, fining the 1st of them 50 Rupees, 2nd, and 3rd, thirty Rupees, and the 4th, or 6th, twenty Rupees each, or in default of paying them to be imprisoned the 1st for 6 months, the 2nd and 3rd for one month, and the 4th and 6th for twenty days, on their conviction of Assault in the case above adverted to.

2. The Court of Sessions declined to grant this Petition on the grounds for interfering with the orders passed by the lower Courts.

Ordered, that the Petition and these Proceedings be sent to the Sessions Judge of Bellary for his information, for communication to the Petitioners.

(Sentence.)

Read the order dated 6th August from the Sessions Judge of Tinnevelly submitting for the final judgment of the Sudder the proceedings in Criminal Trial No. 20, in the Calendar of the Session Court.

(Vide also F.C. No. 2116 of 1855.)

The Court, after

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

Chittrapootheen,

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 prisoner was charged with the murder of his concubine. The Mahommadan Law Officer acquitted the prisoner on the ground that there was no evidence to the actual commission of the crime by the prisoner. The Session Judge dissented from the view of the case and referred the trial for the final sentence of the Court of Foujdaree Adalut, and considering the prisoner not to have been in possession of his senses from having been drunk on the night in question, recommended that he should be transported for life.

F

2. In the examination of the prisoner on the charge of the crime laid to his charge, the Court of Fejdarne Ödalnät came to the conclusion that the prisoner was under the influence of liquor.

3. The evidence of the witnesses proves that after the deceased received the blow that caused her death, the prisoner absconded. He was discovered the following day and when taken before the head of the village confessed his guilt.

4. The Court of Fejdarne in the case, and as he is a mere lad there is no reason for questioning the truth of his statement to the prejudice of the prisoner. They are of opinion of the Court to ascertain the prisoner's said confession, and to show that murder was his act.

5. The Session Judge has decided that the prisoner should be hanged by the neck until he has ceased to live, and he has based this sentence on the assumed fact of the prisoner having committed the deed under the influence of liquor.

6. The Court of Fejdarne Ödalnät observe that the record of the prisoner's confession shows that he was in full possession of his senses when he made the fatal assault on the deceased; but were it otherwise the circumstance of his being under the influence of liquor would not palliate his crime.

7. Such being the case, the Court of Fejdarne Ödalnät see no reason for mitigation of punishment, and resolve to sentence the prisoner to suffer death by being hanged.

8. The Court of Fejdarne Ödalnät desire to point out to the Session Judge that there was nothing to necessitate the appearance of the Sahibdar as a witness in this case.

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

(Sent in No. 1)

Ex'd Ettk.

Monday

1st October 1855

F. M.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper, Esquire
W. A. Morehead, Esquire
J. L. Strange, Esquire
} Puisne Judges

Read Criminal Report B for the month of August 1855. Zillah Rajahmundry.

/ Here enter F. U. No. 2071 of 1855 /

Case No 39 by Sub. Judge /

The 1st Prisoner was charged with having feloniously stolen from his Master jewels, clothes, and cash, to the value of Rupees 23 - 8 - 6, and with having been found in possession of part of the said property valued 8 annas knowing it to have been stolen.

2 The second prisoner was accused of having unlawfully received articles valued at Rupees 19-12-6 forming part of the said property, knowing them to have been stolen.

3 Both prisoners were convicted and the first sentenced to six months imprisonment with 36 lashes, whilst the second was condemned to one years imprisonment.

4 The Court of Foujdaree Udalut require it to be explained why the receiver in this case has been awarded a heavier punishment than the prepetrator.

5

1st October 1855

No 2. by the Acting Assistant Magistrate 5

The Court observe that if the particulars of the charge were proved, the sentence awarded was too light. The name as well as the station of the Officer who disposed of the case should have been given.

6 The report of convict labour should hereafter be furnished to this Court but to the Superintendent of Prisons.

Ordered that Extract from these proceedings be sent to the Session Judge of Negombo by Precept returnable within 7 days from date.

Extd Thos W

Sent following Precept No

Tuesday 2d October 1855.

S. C.

At a Court of the Fuydaree Udalatchy

Present

G. S. Hooper Esqre
W. A. Morehead Esqre
S. Le. Strange Esqre

} Puisne Judges

Read Calendar of Cases Nos

32 submitted by the Acting Session Judge of Combacanum.

Vide enter S. C. No 2088 of 1855.

1. The Court of Fuydaree Udalatchy direct the Acting Session Judge will especially call the attention of the Magistrate to the nature of the evidence given in behalf of the 1st and 3d Prisoners by the Peshcar and which the Acting Session Judge has seen ground to reject as untrue.

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

Sent in No

Read Criminal Reports

B. for the month of August 1855 submitted by the

2d October 1855

The Sessions Judge of Cuddalore

(Here enter G. O. No. 2054 of 1855)

No. 169. Snatching by the Acting Subordinate Judge.

This pending to the charge the Court of Tanjore Udalur observe it means the theft was not from the person but in a dwelling house, and the money is stated to have been kept near the person robbed, and that no entry was entered for the purpose.

No. 179. Murder 2.

This not clear from the statement whether the 4 found 5th Prisoner was present & even constructively during the murder if they were they should have been charged principals in the second degree if not accessories before the fact.

3

The Court of Tanjore Udalur remarks that 22 persons have been held to security they desire the Sessions Judge will kindly state if that Court & Circular Orders as to requisitions for security & bonds are observed.

Ordered that Extracts from the Proceedings be forwarded to the Sessions Judge Cuddalore for his information.

Sentence Rd

2d October 1855

Read Criminal Reports B of the Court of the Principal Sudder Ameen of Nellore for the Month of August 1855.

(Here enter G. O. No. 2059 of 1855)

No. 116

1. The Court of Tanjore Udalur observe that opening the door of a house with a view to entry is of itself sufficient to bring the Case under the head of 'house breaking.' The term of imprisonment awarded in the Case is in their opinion an inadequate one.

No. 137.

2. The Court of Tanjore Udalur observe that the Requisition of Security in such a Case as this escaping from Custody was a very question-able measure the circumstances must they consider have shown whether the Prisoner made his escape or not.

No. 140.

3. The Sentence passed in this Case is inadequate to the Crime house breaking and theft; which is one of a serious nature however small the value of the property stolen.

Ordered that Extract from the Proceedings be forwarded to the Acting Sessions Judge of Nellore for communication to the Principal Sudder

2d October 1855.

Sudder ammen for his information and future guidance.

(Sentence &c)

Read letter dated 25th September 1855 from the Sessions Judge of Canara submitting the Calendar in the final Judgment of the Tanjore Adalut in the case of Cadets Nos 29, 30, 32, 33, 34, 35, 36, 37 & 38 and 47 of 1855 on the Calendar of the Sessions Court

(Here enter T. C. No 2125 of 1855)

The Court of Tanjore Adalut on a deliberate consideration of the Evidence of the Captain in evidence before them and of the proof against the Prisoners.

Cannot Ven Kadagendu alias

Bapalagadu

is sufficient to connect him of the crime of which he stands charged and do convict him thereof and sentence him to be transported to such place or places beyond the Seas as the Governor in Council shall appoint there to be employed and kept to hard labor for and during the term of his natural life.

(Sentence &c)

Ent Thott

T. 76.

Wednesday 3d October 1855 } At a Court of the Tanjore Adalut

Present.

G. S. Hooper Esquire
W. A. Morehead Esquire
T. L. Strange Esquire
} Prisone Judges

Read letter under date the 18th September 1855 from the Sessions Judge of Mangalore, submitting the Calendar in Case No 31 of 1855 and translations of the depositions of the 2nd and 4th Prisoners before the Police and Subordinate Court, and requesting that the said Prisoners may be admitted as approvers.

x herewith returned.

(Here Enter T. C. No 2104 of 1855)

The Court of Tanjore Adalut resolve, under the authority vested in them by Section XII Regulation XIII of 1816, to sanction the admission as approvers of the Prisoners above alluded to on the terms and conditions specified in Section XX Regulation VIII of 1802.

Ordered

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

(Sentence No)

Read Criminal Reports of the Court of the Acting Subordinate Judge of Chittoor for the Months of July and August 1855, viz.

(Here enter Fd. No 2082 of 1855)

Case No 78 by Mooftly Sudr Ameen

No 83 by Do.

No 79-84-86-90 and 91

1 The Court of Foujdaree Adalut observe that it should have been stated whether the prisoner was convicted previous in this Case.

2 Considering the value of the property stolen the punishment passed in this Case is a very inadequate one.

3 In Cases of House breaking it is unnecessary to state in the heading whether the Crime was committed by day or by night, as is done in the Cases now before us, the time being shewn in the body of the charge.

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

(Sentence No)

Read Criminal Reports of the Court of the Acting Subordinate Judge of Salem for the Months of August 1855.

(Here enter Fd. No 2097 of 1855)

No 126.

1 The Court of Foujdaree Adalut are wholly unable to understand the grounds on which the Mooftly Sudr Ameen has awarded punishment so disproportionate to the crime with which the prisoner stands charged; except on the supposition that on the Indictment has been proved against him - In such Case, however, a note to that effect should have stated how much of the charge was made out.

2. Again the Court of Foujdaree Adalut must remark upon the total inadequacy of the punishment adjudged to this prisoner Convicted of House-breaking with theft. The sentence was very properly taken notice of by the Acting Sessions Judge

Ordered

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Salem for communication to the Moosiff Sub-Munsiff for his information and future guidance

(Sent in No.)

Read Calendar of Case No. 28 of 1855 submitted by the Sessions Judge of Chittoor.

Here enter F.R. No. 2091 of 1855

The Court of Inquiry Wanting sufficient Reasons for the Requisition of security from the prisoner in this Case, resolved to direct that the same be cancelled.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chittoor by first opportunity within ten days from and after its receipt.

(Sent following Precept No.)

Read Criminal Proceedings for the Months of July and August 1855 filed by Gunteor

(Here enter F.R. No. 2019 of 1855)

Case No. 36 of 1855
by Moosiff Sub-Munsiff.

The Court of Inquiry Wanting observe that the Prisoner in this Case, does not appear to have broken into any building, but to have removed the thatched Cover over a basket containing Varega grain of the Prosecutor placed in the Compound of his neighbour.—

2. The Prisoner's Crime was, therefore, "Theft" not Housebreaking with Theft."

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

(Sent in No.

Read Extract from the Proceedings of the Sessions Court of Tinnevelly, dated 3rd August 1855. submitting the explanation furnished by the Magistrate regarding the delay in certain Cases disposed of by the Native Officers of Police for the 1st Quarter of 1855.

(Here enter F.R. No. 1816 of 1855)

Read letter dated 18th August 1855. from the Sessions Judge of Calicut, returning duly corrected, the Calendar in Case No. 45 of 1855 on the Sessions Court.

(Here enter F.R. No. 1920 of 1855)

Read

Read return dated 28th August 1855 from the Sessions Judge of Guntoor to the Precept of the Fouzdaree Udalut under date the 22nd August 1855, calling for the Petty Calendars of the Magistracy for the 2nd quarter of 1855.

(Here enter F. Dc. No 2160 of 1855)

Read return dated 29th August 1855 from the Sessions Judge of Cuddalore, to the Precept of the Fouzdaree Udalut under date the 22nd August 1855, calling for the Calendar of Petty Cases disposed of by the Magistracy in the 2nd Quarter of 1855.

(Here enter F. Dc. No 1963 of 1855)

Read return dated 28th August 1855 from the Sessions Judge of Bellary to the Precept of the Fouzdaree Udalut under date 22nd August 1855, calling upon the Sessions Judge to transmit the Magisterial Petty Calendars for the 2nd Quarter of 1855 without delay.

(Here enter F. Dc. No 1965 of 1855)

Read Criminal Report dated 1st Septr submitted by the Sessions Judge of Guntoor, for the Month of September 1855.

(Here enter F. Dc. No 2096 of 1855)

Read Criminal Report dated 15th September 1855 submitted by the Agent to the Governor of Vizagapatam for the Months of August 1855.

(Here enter F. Dc. No 2130 of 1855)

Read return dated 25th September 1855 from the Sessions Judge of Trichinopoly to the Precept of the Fouzdaree Udalut under date the 12th September 1855 requiring him to hold the Prisoner in Calendar Case No 16 of 1855 to security for 3 years in two sureties of 200 Rupees each.

(Here enter F. Dc. No 2129 of 1855)

Read Criminal Reports dated 24th September 1855 submitted by the Sessions Judge of Guntoor for the month of September 1855.

(Here enter F. Dc. No 2126 of 1855)

Ex. Edk.

No 8
By Special Affairs
Magistrate

No 9
By the Joint Magistrate

Nos 11-12
By Do.

No 13.
By Do.

No 9
By the Joint Magistrate.

Nos 11-12
By Do.

No 13.
By Do.

J. U.

At a Court of the Joujdaree U

D

C

of Joujdaree Dakh.

though the official designa

the Defendants are not set forth

charge is laid against them in their

character of Officers of Police, and the

case should therefore have been tried

under Regulation III of 1819. the enactment

which provides against Abuses of Authority

5 The Court observe that the

threats made use of by the 2nd Prisoner in

this case formed matter for a separate

charge.—

6 The Charge in this case is

hardly framed, it cannot be gathered

therefrom in what the alleged fraud

consisted. the case may have been one of

theft.—

7 The Conviction or otherwise

of the Prisoner of the offence charged

should have been entered.—

8 This sentence, supposing the

prisoner

prisoner to have been convicted in the two preceding Cases, appear to the Court of Foujdaree Udalut too light.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Combaconum for communication to the Magistrate's Asst for their information and future guidance.

(Sent in Nº)

Read Criminal Reports for the Month of August 1855 submitted by the Acting Sessions Judge of Madura.

(Here enter F. R. Nº 2113 of 1855.)

Nº 78 By the Sub. Judge. 1 The sentence in this Case appears to the Court of Foujdaree Udalut a severe one, they desire the Sessions Judge will review the same.

Nº 81 By the Sub. Judge. 2 The Court observe that this was a Case of House breaking, and should have been punished accordingly.

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

Sent in Nº

Read again Miscellaneous Petition presented on the 12th May 1855 by Subbapathy Dorekhatur of Zillah Cuddalore.

(Here enter F. M. P. Nº 136 of 1855.)

Read also again Miscellaneous Petition presented on the 21st July by the same party.

(Here enter F. M. P. Nº 193 of 1855.)

Read also Miscellaneous Petition presented on the 20th September, by the same party.

(Here enter F. M. P. Nº 243 of 1855.)

Read also return, made by the Civil Judge, to the Precept of the Foujdaree Udalut, calling upon him for a Statement of the Case relating to the permission granted by the Magistracy to the weavers of Chedumbaram to perform certain Ceremonies in the Shree Subanaiyar Pagoda:

(Here enter F. R. Nº 1878 & 2107 of 1855.)

A. P. Moorhead. 1 Petitioner appeals from the order of the Sessions Judge of Cuddalore under date the 12th March 1855, rejecting his petition Nº 165 of 1854, in which he complained of the permission granted by the Magistrate to the weavers of the village of Chedumbaram to

to

to perform a certain festival in the pagoda of Shri Sabanaigur, independently of the Petitioner and his Colleagues who are the Shan of the said pagoda.

2 From the Sessions Judge's return it appears that the petitioner placed a lock on the door of the pagoda in question, thereby interrupting the performance of the daily Poojahs, and refused to open it unless a certain tax (formerly levied on weavers) looms for the benefit of the pagoda were reimposed.

3 The Head Assistant Magistrate ordered the removal of the lock by the Tahsildar in presence of the Shanbhogue and referred Petitioner to a Civil action to set aside from the order passed by the Sessions Judge rejecting Petitioner's petition of appeal from the foregoing decision, that appeal is now made.

4 The Court of Foujdaree Adawlut, deeming the order of the Head Assistant Magistrate referring Petitioner to a Civil Suit to be correct, resolve to reject the petition.

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

Sentence to be passed.

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

Read Miscellaneous Petition presented on the 28th August 1855 through the Sessions Judge of Mangalore, by Narrainapah.

(Here enter F. M. P. No 231 of 1855.)

Mr W. A. Morehead / Petitioner appeals from an order of the Sessions Judge confirming the sentence awarded against him (Petitioner) in Criminal Report A Case No 3 of 1855 on the file of the Magistrate's Cutcherry.

2 Petitioner has advanced nothing calculated to call in question the judgment formed by the Local authorities on the evidence before them.

3 The Court of Foujdaree Adawlut therefore sees ground for objecting to the said judgment.

Ordered that Extract from these

4th October 1855

these Proceedings be forwarded to the Sessions Judge of Mangalore for communication to the Petitioner

(Sentence &c)

Read Miscellaneous Petition presented on the 21st September 1855 by Upasinal of Zillah Tinnevelly.

(Here enter F. Mo. P. No. 2144 of 1855.)

Mr. J. D. Strange

This is an appeal from the sentence awarded in Case No. 18 of 1854 on the file of the Sessions Court, preferred by the mother of the 3rd and 4th Prisoners in the said Case

2nd The Court of Tinnevelly

seeing no ground to question the correctness of the sentence passed, resolve to reject this petition.

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

Read Miscellaneous Petition presented on the 21st September 1855 by the Upasinal of Zillah Tinnevelly.

(Here enter F. Mo. P. No. 2145 of 1855.)

Mr. J. D. Strange

Petitioner wife of the Prisoner in Case No. 18 of 1854 on the file of the Sessions

4th October 1855.

Court of Tinnevelly, appeals from the sentence awarded in the said case.

2nd The Court of Tinnevelly

seeing no ground to question the correctness of the sentence passed, resolve to reject this petition.

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

Read Calendar of Case No. 19 of 1855 submitted by the Sessions Judge of Cuddalore under date the 29th September 1855.

(Here enter F. Mo. No. 2144 of 1855)

Read Calendar of Case No. 61 of 1855 submitted by the Sessions Judge of Calicut under date the 27th September 1855.

(Here enter F. Mo. No. 2145 of 1855)

Read Calendar of Case No. 32 of 1855 submitted by the Sessions Judge of Trichinopoly, under date the 27th September 1855.

(Here enter F. Mo. No. 2139 of 1855)

Read Calendar of Case No. 68 of 1855 submitted by the Sessions Judge of

4th October 1855.

of Bellary under date the 25th September 1855
(Here enter F.D. No. 2136 of 1855) to
Ld R.D.

J.D.

Friday 5th October 1855 } At a Court of the Foujdaree Adalut.

Present.

G.S. Hooper Esquire
W.A. Morehead Esquire
J.L. Strange Esquire
} Puisne Judges.

Read Calendar of Cases &c.

No. 35 of 1855 of the Sessions Court of &c. Tinnevelly.

(Here enter F.D. No. 2117 of 1855)

1 The Sessions Judge recommends that the periods of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their conviction of Gang Robbery by open violence be &c. mitigated to 3 Years.

2 The Court of Foujdaree Adalut decline to sanction the mitigated punishment above proposed which they consider inadequate to meet the ends of Justice in this case. They direct that the Prisoners be sentenced to imprisonment for 8 Years with hard labor in irons.

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

Sent in No. 1

1 Moothoocurpen
2 Ramaswamy Naick.

5th October 1855.

Read return dated 26th September 1855 from the Sessions Judge of Chicacole to the precept of the Court of Foujdaree Adalut under date the 5th September 1855 directing to forward the record of a case on the B report of the Magistrate of Vizagapatam for July 1855.

~~Here enter~~ Filed No. 2143 of 1855.

The Court of Foujdaree Adalut observe that the acts of the Prisoner in the case on which the two last counts of the charge were laid, do not constitute a crime, nor has evidence been brought forward to shew that the acts charged were fraudulent.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Chicacole for information.

/Sent in Ba

Read Calendar of Cases disposed of by the Magistrate of Tellicherry during the 2nd quarter 1855.

Calendar I. No. 6. — Here enter F. No. 2102 of 1855

The Abstract of Charges in this case contains no information as to whether the Defendants, at the time the alleged acts of oppression were acting in their capacity of "Officers of Police", or otherwise, they were not amenable to the enactment providing against "Abuse of Authority" (Regulation III of 1819)

5th October 1855.

Calendar IV No. 13. 2 No date having been assigned for the release of the Prisoner in column 8, and the term of imprisonment not having yet expired, the Court of Foujdaree Adalut are led to conclude that the Prisoner is still in confinement. Should this be the case, the entry should have been made in the 3d, not in the 4th Calendar.

3 The other Calendars do not seem to call for any remark.

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

/Sent in Ba /

Read Calendar of Case No. 21 of 1855 submitted by the Sessions Judge of Guntoor under date the 1st October 1855.

(Here enter Filed No. 2156 of 1855)

Read Calendar of Case No.

5th October 1855.

No. 42 of 1855 Submitted by the Acting Sessions Judge of Salem under date the 25th ultimo.

(Here enter F.C. No. 2158 of 1855)

Read Calendar of Case No. 43 of 1855 Submitted by the Acting Sessions Judge of Salem under date the 25th ultimo.

(Here enter F.C. No. 2159 of 1855)

Read Calendar of Case No. 45 of 1855 Submitted by the Sessions Judge of Calicut under date the 26th July 1855

(Here enter F.C. No. 1753 of 1855)

Read Criminal Reports Submitted by the Sessions Judge of Tellicherry for the month of August 1855

(Here enter F.C. No. 2095 of 1855)

E. Elliott

Saturday 6th October 1855.

F.C.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire
W. A. Morehead Esquire
T. L. Strange Esquire
} Puisne Judges.

A. A. Doutre.

Read Calendar of Case No. 31 of 1855 of the Sessions Court of Salem

(Here enter F.C. No. 2119 of 1855)

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case that the period of imprisonment which the Prisoner noted in the margin has been adjudged to suffer on his conviction of the crime of Theft be reduced to three years with hard labour in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Salem for his information.

(Sent in Dr)

Read return dated 30th August 1855 from the Acting Agent to the Governor in Ganjam to the precept of the Foujdaree Adalut under date the 22d Instt informing that the Petty Calendars for the 2d Quarter

of

of 1855 were dispatched on the 22d August.
(Here enter F.O. No. 2005 of 1855)

Read return dated 4th Septem-
1855. from the Sessions Judge of Coimbatore
the precept of the Foujdaree Adalut und
date the 30th August 1855, sanctioning the
mitigated punishment of 9 years impri
-ment on the 1st Prisoner directing the
unconditional Release of the 2d and 5th Pris
in Case No. 43 of 1855 and desiring to be
informed how the fugitive Nanjen escap
as he appears to have been apprehended
and to have delivered up some of the stol
property.
(Here enter F.O. No. 2018 of 1855)

Read return dated 6th Sept
-ber 1855 from the Sessions Judge of Trangam
to the precept of the Foujdaree Adalut
under date the 22d August 1855 callin
for Calendars of Petty Cases disposed of
by the Magistracy for the 2d Quarter of 185
(Here enter F.O. No. 2026 of 1855)

Read return dated 6th Sep
-tember 1855 from the Sessions Judge of
Tellicherry to the precept of the Foujdaree
Adalut under date the 1st September
the unconditional release of the 1st Pris
on

in Case No. 10 of 1855 on the file of the Sessions
Court of Tellicherry.
(Here enter F.O. No. 2032 of 1855)

Read Criminal Report dated
5th September 1855 submitted by the Sessions
Judge of Chicacole for the Month of July 1855.
(Here enter F.O. No. 2037 of 1855)

Read Criminal Report dated
5th September 1855 from the Sessions Judge of
Chicacole of Cases pending on the 31st
August and committed for trial during
the Month of July 1855 before the Sessions
Judge of Chicacole.
(Here enter F.O. No. 2036 of 1855)

Read Criminal Report
dated 31st August 1855 submitted by the
Sessions Judge of Chingleput for the Month
of August 1855.
(Here enter F.O. No. 2050 of 1855)

Read letter dated 8th September
1855 from the Acting Agent to the Governor
in Ganjam informing that the precept
alluded to in an Extract Proceedings
dated 31st Ultimo has not been received
in this office.
(Here enter F.O. No. 2061 of 1855)

Read Criminal Report
dated 31st August 1855 submitted by the
Sessions Judge of Chicacole for the
Month

6th October 1855.

Month of August 1855.

(Here enter F.No. 2081 of 1855)

Read Report dated 18th Septr 1855 Submitted by the Sessions Judge of Cuddalore for the Month of August 1855.

(Here enter F.No. 2083 of 1855)

Read Criminal Report 5th September 1855 Submitted by the Judge of Trichinopoly for the Month of August 1855.

(Here enter F.No. 2085 of 1855)

Read return dated 18th Septr 1855 from the Sessions Judge of Trichinopoly the precept of the Foujdaree Adalut under date the 8th Instant calling upon him to furnish the requisite particulars to show what facts or circumstances his Judgments in Cases Nos. 23, 24 and 26 on the Calendar for 1855 are founded.

(Here enter F.No. 2091 of 1855)

Read return dated 15th Septr 1855 from the Sessions Judge of Tellicherry the precept of the Foujdaree Adalut under the 22nd Ultimo calling upon him to show without delay the Magistrate's Petty Calendar for the 2nd Quarter 1855.

(Here enter F.No. 2101 of 1855)

Read Calendar in Case No. of 1855 Submitted by the Sessions Judge of under date the 22nd September 1855.

(Here enter F.No. 2123 of 1855)

Exd [illegible]

F.No.

Monday 8th October 1855

At a Court of the Foujdaree Adalut

Present

G. L. Hooper, Esquire
W. A. Morehead, Esquire
} Puisne Judges
T. L. Strange, Esquire

Read Criminal Report A. for the month of September 1855, Zillah Guntoor.

(Here enter F.No. 2114 of 1855)

Case No. 45 of 1855.—

The Court of Foujdaree Adalut observe that the prisoners in this case, do not appear to have broken into any building, but to have entered into the cattle yard of the Procecutor by climbing over the compound wall of his house, and stolen ¼ candy of Gidda Jonna grain from a large basket. The Prisoners' crime was, therefore, "Theft," not "House breaking with theft."—

Ordered, that Extract from these

8th October 1855

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

(Sent in Ac

Read Report B submitted
by the Acting Agent to the Governor of
Fort St. George in Council and—

(Here enter F. Mo. No. 2125 of 1855)

The Court of Foujdaree
Adawlut desire the Acting Agent will
inform them when the cases that have
been pending since December 1854 are
likely to be disposed of.—

Ordered, that a Certified Copy
these Proceedings be forwarded to the
Acting Agent to the Governor of Fort
St. George at Ganjam for his information

(Sent in Ac

Read Letter dated 27th Sept
ber 1855 from the Sessions Judge of Ca
-tore, submitting for the final Judgment
of the Foujdaree Adawlut the Records of
Case No. 49 of 1855 of the Calendar of
his

8th October 1855

the Sessions Court.—

(Here enter F. Mo. No. 2149 of 1855)

The Court of Foujdaree Adawlut
Mr. G. S. Hooper
and
Mr. W. A. Morehead
but, 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 "Bommon"
is sufficient to convict him of the Crime
of Murder, do convict him thereof; and
under the provisions of Section X Regula-
tion XVIII of 1802, sentence him to suffer a
death by being hanged at the usual
time and place of execution.—

(Sent in Ac

Read Miscellaneous Petition
presented on the 24th September 1855 by a
Mooktar Vakeel on behalf of Attan
Iyengar of Tillak, Tinnevelly.—

(Here enter F. Mo. D. No. 2148 of 1855)

Mr. G. S. Hooper } Petitioner appeals from an
order of the Sessions Court of Tinnevelly,
refusing to direct the Magistrate of
that

that District, to enquire into the matter of a Petition, previously presented by him to the Court and refused for disposal that office.

2 The Court of Tanjore Adalut see no reason to interfere the matter and accordingly reject this Petition.

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

Read Miscellaneous Petition presented on the 24th September 1855 Soodanunum Moonisingum and others of Tillah Tinnevelly.

W. G. S. Hooper 1 (Here Enter T. M. P. No. 250 of 1855)

Petitioners appeal against an order of the Sessions Judge of Tinnevelly, refusing to interfere with the proceedings of the Magistrate of that District, directing them to be removed from the offices of Archakers in

in the Pagoda at Alwartiroonagherry at the suggestion of the Manager of that Pagoda.

2 The Court of Foujdaree Adalut observe that this is a Civil matter. if the Petitioners have been unjustly removed from their offices in the Pagoda, they may seek redress by a Civil Suit.

3. Petition rejected.

Ordered, that Extract of these Proceedings be given to Petitioner on their application.

Read Miscellaneous Petition presented on this day by Moulavee Syed Goolam Hoossain, Vakeel on behalf of Varadappen of Tillah Salem.

(Here Enter T. M. P. No. 255 of 1855)

Mr. T. L. Strange 1 Petitioner prays for the release of his brother Govinden, 3rd Prisoner in Case No. 33 of 1855 on the Salem Calendar, who was convicted of House-breaking and theft and sentenced by the

the Sessions Judge to 7 years imp
with hard labor in irons and to
90 lashes.—

2 The Court of Foujdaree
Adalut see no ground to interfere in the sentence
of the sentence passed on the Cou
reduce thereby to reject this Pe

Ordered that a Copy of these Pro
these Proceedings be given to Petit
Vakeel on his application.—

Read Miscellaneous Pe
presented on the 24th September 185
by Mookta Vakeel on behalf of
Syeedun of Tillah Timmelly.—
(Here Enter F. M. P. No 249 of 1855)

Petitioner appeals again
an order of the Sessions Judge of
melly, confirming the Proceedings
the Magistrate of that District, by
a security to be taken from him in the
of 30 Rupees in the matter of a charge
ed against him and others by the
Constable of the Pargana of Mundwar

J. S. Hooper)

accusing them of having prevented his
man from entering that Pagoda.—

2 The Court of Foujdaree
Adalut see no reason to interfere in this
matter. The order of the Sessions Judge
seems to have been passed on good grounds.

3 This Petition is therefore
rejected.—

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

Read Calendars in Cases
Nos 38-39 and 40 of 1855 on the file of the
Sessions Court of Salem.—
(Here Enter F. M. Nos 2131-2132-2133 of 1855)

The Court of Foujdaree
1 Adalut observe that the evidence against
the prisoners appears to be questionable.
The robbery took place on the 18th August
and the 2d prisoner (Case No 38) was appre-
hended on the 31st when it is said there
was found in his waistband the property
claimed to be the prosecutors. Why he was
apprehended

8th October 1855

apprehended does not appear.

2 Before passing final
in reference to the Acting Sessions
recommendation to remit a portion
of the sentence recorded against
prisoner, the Court of Foujdaree
Adalut resolve to call upon the
Sessions Judge to transmit the
of the trial held in each of the

Ordered, that the Sessions
these Proceedings be forwarded to
Sessions Judge of Salem by pun
Tumbler within X days from
its receipt.

(Sent following Precept No

F. 116.

Wednesday 10th October 1855.

At a Court of the Foujdaree Adalut

Present

G. S. Cooper, Esquire
W. A. Morehead, Esquire — Puisne Judges
T. L. Strange, Esquire

Read again Calendar in
Case No 60 on the file of the Sessions Court
of Bellary.

(Here Enter F. 116. No 1778 of 1855)

Read also return of the
Sessions Judge to the precept of this
Court under date the 20th September 1855,
calling upon him to explain why certain
omissions had occurred in the investi-
gation of the above case.

(Here Enter F. 116. No 2148 of 1855)

The Sessions Judge explains,
that coming to the conclusion, from
the healthful appearance of the Prose-
cutrix, the prevarication of the Prosecutor,

and

10th October 1855

and b the conclusive testimony
witnesses, the b the charge was
acquitted b the prisoner without
for further evidence or waiting
the result of the analysis.

2 The Court of Foujda
the case of opinion, that b the Sepo
should have satisfied himself
by examining the Village authorities
reported b the prosecutor was
as to the truth or otherwise of
statement, and not acted on

Ordered, that b Gabriel
these Proceedings be forwarded b
Session Judge of Bellary for his
cation.

Sent Dist. Sr

Thursday
4th October 1855

F. U.

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esquire
W. A. Morshead Esquire } Puisne Judges
J. L Strange Esquire

Read Miscellaneous Petition presented on the 4th October 1855 by Nulla Chellum Pillay of Gillala Trichinopoly.

(Vide prior F. M. P. Nº 253 of 1855)

Mr. W. A. Morshead. The Petitioner states that he rented a Garden from one Senoo Iyen for 5 years from Pramadeecha to Pungla for an annual rent of Rupees 111 and obtained a written lease from him; that he took posession of the Garden and paid 100 Rupees in part payment of the 1st year's rent 5 days before the date fixed for its payment and the balance on the 12th Avanee following and obtained a Receipt from Senoo Iyen; that one Cauttaperumal pillay having attempted to take forcible posession of the Garden on the ground of its having been rented to him by

by the owner pro ie Vakal Ivatu, [illegible]
to the Head of Police, and the [illegible]
Magistrate, both of whom after [illegible]
the case in Petitioner's favor, and
to him, fined his opponent 50 Rupees
required him to give security for
50 Rupees each for his good con-
duction was then confirmed by
and finally by the Sessions Judge, [illegible]
pronounced the pillow had appealed, and
given by the Sessions Judge on the
Quotation from the adverse Party
the case and proposed an order
the Question to Court therefore
releasing the fine imposed upon
petitioner to 5 Rupees and remit
taken from him contrary to law
dated 21st June and 3rd July 1855
Now therefore, that the said
Sessions Judge may be required

Before finally closing
Petitioner, the Court of Judicature
decided to forward a translation
Sessions Judge would do well upon
to explain what he

4th The

order complained of by the Petitioner, contrary to the orders previously passed by himself in the case. The Court further observe that the order now appealed against bears no date

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

/Sent following precept No /

The record of trial in referred case No 46 of 1855 on the Calendar of the Sessions Court of Cuddalapah, not having been yet received.-

Ordered that the Sessions Judge of Cuddalapah be required to submit the record aforesaid without delay.-

/Sent in No

The record of trial in referred case No 27 of 1855 on the Calendar of the Sessions Court of Chittoor not having been yet received.-

Ordered that the Sessions Judge of Chittoor be required to submit the record aforesaid without delay.-

/Sent in No

Read Miscellaneous Petition pres
on the 1st Instant by Moothiar Vakeel on
of Vempaty Seshannah and another, pleb
of the 1st 2d 3d 4th 5th 6th Prisoners in Case No 37 of
on the Mauslipatam Calendar.

/Hereunder F. M. P. No 232 of 1855/

Mr. W. A. Morehead.

The Court of Fouzdaree Adalut
leave to reject this Petition said has not
presented by a regular Vakeel of the Cou
or sent up through the Sessions Judge.

Ordered that Extract from
these Proceedings be given to Petitioners
their application.

Read Miscellaneous Petition
dated on the 4th October 1855 by Venkata
Gillah Chittoor.

/Hereunder F. M. P. No 233 of 1855/

Mr. W. A. Morehead 1.

Petitioner prays for the release of
brother Dasarigadoo 1st Prisoner in Case No
1854 on the Chittoor Calendar, who was convi
of Gang Robbery by open violence and sentenced by
the Sessions Judge to 14 years' imprisonment with
hard labor in irons, and to receive 150 lashes.
2.

Before finally disposing of this
Petition the Court of Fouzdaree Adalut deems

to direct the Sessions Judge to submit for their
consideration a translation of that portion of
the record, which relates to the 1st Prisoner
in the case above adverted to.

Ordered that Extract from
these proceedings be sent to the Sessions
Judge of Chittoor by Precept returnable
within VII days from and after its receipt.

/Sent following Precept No/

Read again Fouzdaree Miscellaneous
Petition presented on the 30th August 1855 by
John Tucker Menon, Vakeel on behalf of
Veerapoen Poosharee of Gillah Triplicanopoly.

/Hereunder F. M. P. No 232 of 1855/

Read also translation of that part
of the Record of Case No 11 of 1855 which relates
to Petitioner /1st Prisoner/, submitted by the
Sessions Judge in his return to the Precept of
the Fouzdaree Adalut under date the 8th
September 1855.

/Hereunder F. M. P. No 234 of 1855/

Mr. W. A. Morehead 1.

The Court of Fouzdaree Adalut
having gone into the record as respects
Petitioner and heard his Vakeel orally
in

11th October 1853

October 1853.

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 prisoner was charged with wilful murder and Convicted by the Acting Agent who in referring the trial for the final judgment of the Court of Foujdaree Udalut Considered that there were extenuating circumstances in the case from the fact of the inhabitants of the district in which the murder was committed considering the death of the deceased who was looked upon as a Sorcerer at the prisoners hand as justifiable and that the crime was not viewed either by them or the prisoner in the light of a murder no complaint having been made and no attempt to secure the murderer. In these circumstances and remembering that the regulations were still imperfectly introduced among or understood by the Khonds. the Acting Agent was of opinion that the ends of justice would be sufficiently met by sentencing the prisoner to transportation for life.

The

2.

The Court of Sessions

Concur with the Acting Agent in

-viction of the prisoner of the cri

but not in his proposal for suspe

his sentence to be passed. The reco

by the Acting Agent in support

proposition do not appear to them

-ent a case for the exercise of

the discretion or ignorance of the

which the prisoner labour

have been put in mind that in Eng

mercy before he was called to judg

3.

The Court do

Agent has himself examined the

-ence, and the Court of Sessions

have concurred in deeming the prisoner

of the fact proved the offence

by law must have sentenced the

to suffer death by being hanged

4.

The Court of Sessions would

-sire to point out to the Acting Agent

the several proceedings should be

to shew before which Tribunal each

held, on the day [illegible] of the month

to the progress of the [illegible]

included and in this record the designation

of the persons therein referred to should

be affixed above their names.-

Ordered that Extract from these

Proceedings be forwarded to the Acting Agent Fort St George

to the Governor of Goyaume for his information

/Sent inst/

Read letter dated 26th September 1833

from the Sessions Judge of Tinnevelly, sub-

-mitting explanation forwarded by the Magis-

-trate upon the points referred to in the Pro-

-ceedings of the Sessions Court dated 3rd

August 1833.

/Here enter F. C. No 2147 of 1833/

Read letter dated 29th September

1833 from the Sessions Judge of Calicut, forward

-ing the Warrant issued for the execution of the

Sentence of death passed on the Prisoner in

Case No 59 of 1833, on his Calendar.

/Here enter F.C. No 2163 of 1833/

Read Calendar of Case No 33 of

1833, submitted by the Sessions Judge of Trichi

-poly under date the 2d October 1833.

/Here enter F.C. No 2167 of 1833/

11th October 1833.

Read letter dated 2nd October from the Sessions Judge of Bellary, transmitting Original Decree Warrant passed by him in Case No 65 on his Calendar.

(Hereunto F.R. No 2169 of 1833)

Read return dated 5th Oct. from the Sessions Judge of the Western Division of the Tongadaree Talaluk under date the 1833 directing that the Security taken the prisoner in Calendar No 28 of 1833 be released.

(Hereunto F.R. No 2171 of 1833)

Read letter dated 2nd Octo. from the Sessions Judge of Tumkoor, the execution of the Prisoner in Sessions No 32 of 1833.

(Hereunto F.R. No 2172 of 1833)

Read Calendar of Case submitted by the Sessions Judge of under date the 10th September 1833.

(Hereunto F.R. No 2173 of 1833)

Read Calendar of Case submitted by the Sessions Judge of Tumkoor, under date the 8th October 1833.

(Hereunto F.R. No 2174 of 1833)

11th October 1833.

Read Calendar of Case No 20 of 1833 submitted by the Sessions Judge of Tumkoor, under date the 5th October 1833.

(Hereunto F.R. No 2178 of 1833)

F. W.

Friday 2nd October 1855

At a Court of the Fouydaree Adalut
Present:

G. S. Cooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges

Read letter dated 29th September 1855 from the Sessions Judge of Cuddapah.

Here enter F. W. No. 2146 of 1855

1 With the above letter the Sessions Judge forwards copy of a letter received from the Magistrate of Cuddapah, recommending for the reasons therein specified the removal to distant jails of the Convicts who effected their escape from the jail at Cuddapah on the 22nd November 1853.

2 The Court of Fouydaree Adalut direct that the convict Arnachellum be sent to Guntoor with special orders never to work him outside the jail.

3 The Convict Ankalo Sandadoo they desire may be sent to Chingleput with like instructions regarding his disposal when at work.

Ordered

13th October 1855

Ordered that Extract
Proceedings be sent to the Sessions
Dafsah Gunloon v Chungchah for
Here enter No
Read letter number
September 1855 from the Agent
of Fort Saint George & Commun
for the final judgment of the
a report of the trial of Criminal
1855 on his file

Here enter F.W. No
The Court of Foy
concur in the conviction of the
& Talao Mudgoo
of House breaking and sentence
Imprisonment & with hard labo
the Iron Island of Blair for
XV of 1849

Ordered that Extract
Proceedings be sent to the Agent
for his information

Sent in No
Read Calendar
of 1855 of the Sessions Court of

13th October 1855

mah
ursah
amah
Pirdingha
amah
Bungah

The Court of Foydaree Adalut
approve of the recommendation made by the Sessions
Judge in this Case that the period of Imprison-
ment which the Prisoners noted in the margin
have been adjudged to suffer on their conviction
of Highway Robbery be reduced to one year
and they do authorize the Sessions Judge to
issue his warrant accordingly

2 But seeing reason to doubt the
propriety of the conviction of the prisoners from
7 to 12, they resolve to call upon the Sessions
Judge to submit for their consideration such
portions of the Record of trial in this case
as affect these Prisoners

Ordered that Extract from these
Proceedings be sent to the Sessions Judge of
Bellary by Receipt returnable within x days
from and after its receipt

Sent following Receipt No
Read Calendar of Case No 734
of 1855 of the Sessions Court of Bellary

Here enter F.W. No 2134 of 1855

The Court of Foydaree Adalut
approve of the recommendation made by the
Sessions Judge in this case that the period

of

12th October 1855

2 B Kanoomiah

of imprisonment, which the P
in the margin had been adjud
to labour on the Highway
reduced to one year on the hea
and they do authorize the Ses
of the Prisoner accordingly

Ordered that t
these Proceedings be forwarde
Judge of Bellary for his inf

/ Sent in No /

Read Calendar
of 1855 of the Sessions Court of
Here enter F.W. No
The Court of
Sessions of the recommendation
of Session Judge in the case
imprisonment, which the Pris
in the margin had been adjud
their conviction of Attempted
to One year with hard labour
to authorize the Sessions Judge
warrant accordingly -

Ordered, that
Proceedings be forwarded to the
of Bellary for his information

/ Sent in No

1 Timmaiah
2 B Kondadoo
3 Siddadoo
4 Pakkira
5 B Eraigadoo
6 B Nagandoo

October 1855

The record of trial in referred
Case No 59 of 1855 on the Calendar of
the Sessions Court of Coimbatore not
having been yet received -

Ordered that the Session Judge
of Coimbatore be required, to submit
the record aforesaid, without delay -

/ Sent in No /

Read Calendar in Case No
52 of 1855 Submitted by the Acting Sessions
Judge of Nellore -

Here enter F.W. No 2134 of 1855

1 The Court of Foujdaree Udalut
desire to point out to the Acting Sessions
Judge that the release of the prisoners by
him was irregular and improper.

2 The prisoners were acquitted
by the Law Officer on merely technical grounds
which as the Acting Sessions Judge con
victed the prisoners he should have had
removed by a second question and then
applied to the Court of Foujdaree Udalut
for such mitigation of the Sentence as he
might deem the circumstances of the

case

13th October 1835

case required

Ordered that the Proceedings be sent to the Acting Judge of Salem for his information

(Sent in No)

Ed 1/10

Saturday

14th October 1835

J. U.

At a Court of the Fouzdaree Adalut.

Present.

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
T. L. Strange Esquire

Read Calendar of Case No 81 of 1835 of the Sessions Court of Bellary

(Hereunder F.U. No 2160 of 1835)

The Court of Fouzdaree Adalut approve of the recommendation made by the Sessions Judge in this case that the period of imprisonment which the Prisoner noted in the Margin has been adjudged to suffer on his conviction of the Crime of Highway Robbery be reduced to one year with hard labor in irons and they do authorize the Sessions Judge to issue his warrant accordingly.

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

(Sent in No)

Mareyah

Ed 14/10/35

J. M.

Monday
2nd October 1833. At a Court of the Foujdaree Adalut.

Present

G. T. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
J. L. Strange Esquire

Read petition dated 25th August from the Sessions Judge of Cuddalore to the Precept of the Court of Foujdaree Adalut, under date the 4th August calling upon him to report on the petition of Gungaboye Ummal.

/Here enter J. M. N° 1961 of 1833/

Read again Miscellaneous Petition presented on the 1st August 1833 by Gungaboye Ummal Zillah Trichinopoly.

/Here enter Fdl. P. N° 207 of 1833/

Mr. Morehead

1. The Petitioner complained that the Sessions Judge had refused to pass any order on a petition presented by her appealing against the proceedings of the Magistracy of South Arcot.

2. The explanation furnished by the Sessions Judge for the reasons of his refusal to

15th October 1855

to persue Petitioners complaint
Sparkey the Court of Foujdaree
adalut to prefer her Petition

Ordered that Petitioner
Proceedings be forwarded to the
of Cuddalore for his information

Ordered also that
these Proceedings be furnished
on her application.

/Sentence/

Read Miscellaneous Petition
forwarded by the Sessions Judge of
behalf of Toopoo dated Septembe
of 1855 on the file of the Sessions
Station.

/Here enter F.H. P. No 234 of 1855/

Mr. Morehead

The Court of Foujdaree
declines to bring this Petition
thousand Pagodas that all the
Sessions Judge, who is enclosed
upon his order of the Foujdaree
only refers to petitions presented
under ten rupees.

Ordered that Petitioner

October 1855

Proceedings be forwarded to the Sessions Judge of
Bellary for his information and guidance and
for Communication to Petitioner

/Sentence/

Read a Miscellaneous Petition pre-
-sented on the 27th September 1855 by Mookhtar
Vakeel Aiyroomoga Pillay on behalf of
Coonjoo Meracar Cawder Meera said of
Gillahe Timmerally.
(Here enter F.H. P. No 247 of 1855)

Mr. Morehead

The Court of Foujdaree Adalut
decline to take this Petition into Consideration
it having been presented by a Mookhtar Va-
-keel instead of by a regular Vakeel of the
Court.

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

Read letter dated 2d October
1855 from the Sessions Judge of Tinnevelly for-
-warding for the final Judgement of the Court
of Foujdaree Adalut an English Translation
of the Record of Trial in Sessions Case No 37
of 1855 on the Calendar of the Sessions Court.

/Here enter F.H. No 2189/1855/

The

15th October 1855.

Mr W.A. Morehead

The Court of Foujdaree Adalut deliberate consideration of the Records of the case in Joidance before them are of opinion, that the proof against the 1st Prisoner Gopaul Pillay is insufficient to convict her of the murder, do convict her thereof and provisions of Section X Regn of 1802, sentence her to suffer death hanged at the usual time and place execution - But being of opinion that Prisoner

Sarah

is not convicted on presumptive proof the evidence of credible Witnesses to prove confession of the crime charged against her thereof, and direct that she be set at liberty.

Sd/ [illegible]

Sd/ [illegible]

4th Nov 1855

F. 116.

Tuesday 1st October 1855

At a Court of the Foujdaree Adalut

Present

G. S. Hooper, Esquire
W. A. Morehead, Esquire
T. L. Strange, Esquire
} Puisne Judges

Read Calendar of Case No. 74 of 1855, of the Sessions Court of Bellary.

(Here Enter F. 116. No. 2138 of 1855)

The Sessions Judge recommends

1 that the period of Imprisonment which the Prisoners 2 to 33 have been adjudged to suffer on their conviction of High-way Robbery be reduced to one year.

2 The Court of Foujdaree Adalut are of opinion that the mitigated sentence proposed by the Sessions Judge is insufficient for the punishment of the Prisoners above referred to, and they accordingly resolve

16th October 1855

resolved to direct that they be
to Imprisonment for 2 years
Labour in irons.—

Ordered, that the
these Proceedings be forwarded
Sessions Judge of Bellary for
cation.—

/Sent in No

Read Calendar
of 1855, of the Sessions Court of
/Here Entered Folio. No 2155 of

1 The Sessions Judge
that the period of Imprisonment
the Prisoner in this Case be
ed to suffer on his conviction
Robbery be mitigated to one

2 The Court of Sessions
-ted declined to sanction the
punishment above proposed
they consider inadequate for
ers offence. They directed that
sentenced to Imprisonment
with hard Labor in irons

16th October 1855

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

/Sent in No

Read letter dated 1st October
1855, from the Sessions Judge of Calicut.—

/Here Entered Folio. No 2170 of 1855/

1 With the above letter the
Sessions Judge submits for the inform=
=ation of the Judges of the Court of
Foujdaree Adalut, copy of an Extract
from the proceedings of the Sessions Court
of Calicut having reference to an ap=
=plication from the joint Magistrates
in charge.—

2 The application of the joint
Magistrate refers to the manner in
which the provisions of Section II of Act XXIII
of 1854 should be carried out as regards
the confiscation of the property of the
5 Mapilahs killed at Eloor while
resisting the authorities.—

Ft

16th October 1855

3

It appears to the
Foujdaree Adalut that the
refused to was killed on the
September and the proclama-
-ed in the Fort St. George Ga
on the 18th September declared
district of Malabar and put the
provisions of Act XXIII of 1853 fo
latter date, there is reason to
whether the property of the
refused to was legally be
under the provisions of an Act
operation at the time, when the
was killed on resisting the
Ordered that the
these Proceedings be forwarded to
Sessions Judge of Calicut for
information.

(Seal Dus. Rs.

Read Calendar of
of 1855, submitted by the Sessions
of Trichinopoly under date the
(Here Enter F. Mo. No 217 of 1855)

F. 86.

16th October 1855

Read return dated the
2nd October 1855, from the Session Judge
of Masulipatam, to the precept of the
Foujdaree Adalut under date the 15th
August 1855, directing the Session Judge
to call upon the Magistrate and Joint
Magistrate for certain information
in regard to the Police under their re-
control, and to explain why he had
not before reported to the Court the
deplorable state in which the Police
of the District is now described to be.

(Here Enter F. Mo. No 2181 of 1855)

Read Calendar of Case No 41
of 1855, submitted by the Acting Session
Judge of Salem under date the 18th Ultimo

(Here Enter F. Mo. No 2185 of 1855)

Read Calendar of Case
No 44 of 1855, submitted by the Acting Sessions
Judge of Salem under date the 1st Instant

(Here Enter F. Mo. No 2186 of 1855)

Read Calendar of Case
No 45 of 1855, submitted by the Acting
Sessions

Sessions Judge of Salem under date

1st Instant.

(Here Entd. Bill. No 215 of 1855)

Read Calendar of C

of 1855 submitted by the Sessions

Court of Salem under date the 1st Inst

(Here Entd. Bills. No 219 of 1855)

Read Calendar of C

No 21 of 1855 submitted by the Sessi

of Court of Salem under date the 1st

(Here Entd. Bills. No 192 of 1855)

Read Calendar of C

of 1855 submitted by the Sessions

of Court of Salem under date the 1st

(Here Entd. Bills. No 194 of 1855)

Examined

Wednesday.
17th October, 1855.

At a Court of the Fouzdaree Adalut.

Present.

G. A. Hoosper, Esqre.,
W. A. Morehead, Esqre.,
I. L. Strange, Esqre.,
} Puisne Judges.

Read Calendar of Case No 70 of 1855 of the Sessions Court of Bellary.

(Here Entd. Bill No 2152 of 1855.)

The Prisoner was charged with Murder in having at the time and place mentioned, wilfully and maliciously kicked with a slipper the testicles of the Prosecutrix younger brother, Muthadoo, aged 45 years, and beaten him twice on the back with a slipper, from the effects of which, the said Muthadoo died on the same night.

2. The Sessions Judge has convicted

17th October, 1855.

17th October, 1855.

Read Calendar of Cases
Nos 74 and 75 of 1855, of the Sessions Court
of Masulipatam.

(Here noted F. R. No 2180 of 1855.)

The Court of Sudder Adalut
approve of the recommendation made by the Sessions
Judge in these cases that the period of imprison-
ment which the Prisoners noted in the margin
have been adjudged to suffer on their conviction
of Highway Robbery, be reduced to 5 (five) years
with hard labor in irons; and they do authorize
the Sessions Judge to issue his warrant accordingly.

Ordered, that by extract from these
proceedings be forwarded to the Sessions Judge
of Masulipatam, for his information.

(Letter No)

Read Report of Criminal
Case No 1 of 1855 on the file of the Court
of the Zillah Queen of Ashapore.

(Here noted F. R. No 2150 of 1855.)

The charge in the above case
is not comprehensible. If the Prisoner was
accused of attempting to pass off counterfeit
coin, the charge should have been framed

to

1st Santa Veerapah,
2nd Vamoory Condayah,

provided the Prisoner of Appeal
the homicide, and sentenced him to
imprisonment with hard labor
under Clause 2nd, Section XV,
Act VIII of 1802.

3.

The Court of Sudder
Adalut observe that no paraphernalia
and the only Circumstance standing
their opinion the Prisoner liable
punishment by fine, that the Prisoner
by the Prisoner had been detained with
witness, they consider that a sentence
imprisonment with labor for one year
in their order.

4.

If the Sessions Judge de-
to concur in the sentence above proposed
Court of Sudder Adalut direct that
Session Judge will submit for their pro-
the Records of the case in question.

Ordered, that by extract
proceedings be forwarded to the Sessions Judge
Bellary for prompt return
and after its receipt.

(Letter following proposed No

17th October, 1855.

to represent that crime.

Ordered, that Extract from the proceedings be forwarded to the Sessions Judge of Chicacole for communication to the Sheristadar for his information and future guidance.

/ Sent in Ms /

Thursday 18th October, 1855.

F. C.

At a Court of the Fojdaree Adalut.

Present.

G. S. Cooper, Esqre.
W. A. Morehead, Esqre. } Puisne Judges.
T. L. Strange, Esqre.

Read Calendar of Sessions Case No. 36 of 1855, on the file of the Sessions Court of Combaconum.

(Here noted F. C. No. 2184 of 1855.)

The Court of Fojdaree Adalut observe that the instrument used for perpetration of the crime, should have been mentioned in the charge.

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

/ Sent in Ms /

Read letter under date the 31st October 1855 from the Sessions Judge of Chingalpet

18th October, 1855.

Mangalore, forwarding English translation of Regn. of Crt. No. 29 of 1855, passed by the Sessions Court, in the trial and judgment by the Court of Sudder Adawlut thereunto F. H. No. 2183 of 1855.

Present G. L. Hosper and W. A. Morehead.

The Court of Sudder Adawlut take up the above for consideration of the circumstances of the case in order to form an opinion whether the punishment of imprisonment with hard labour for the period of six months awarded by the Sessions Court to the prisoner Venkatay is sufficient to convict him of the offence charged, to commit him therefor, and further to be transported to such place or places as the Governor in Council shall appoint there to be imprisoned and kept to labour during the period of his natural life.

Rs 180.

(Sent in Sc.)

Geo. Elliot

Friday,
19th October, 1855.

F. H.

At a Court of the Foujdaree Adalut.

Present.

G. L. Hosper, Esqre,
W. A. Morehead, Esqre,
S. L. Strange, Esqre,
} Puisne Judges.

Read letter from the Sessions Judge of Cuddapah, submitting a reference from the subordinate Criminal Judge on the question whether or not corporal punishment might be awarded in place of imprisonment, in the case of a youth convicted of having maliciously administered spirits to a buffalo, and requesting instructions on the subject.

(Here sutes F. H. No. 2197 of 1855.)

The Court of Foujdaree Adalut observe that Section VIII, Regulation XIII of 1832, which is the law to be applied, provides only imprisonment for the offence in question, and that consequently the infliction of stripes upon the prisoner would

would not be legal.

Ordered, that Extract from these proceedings be forwarded to the Judge of Cuddalore, for communication to the Acting Subordinate Judge for his information.

/Sent in No./

Read Calendar of Cases No. 72 of 1855 of the Sessions Court of Bellary

/Here enter F.B. No. 2165 of 1855/

The Court of Requests Ordered that the Defendant do appear in person before the Sessions Judge in this case, that the nature of the punishment which the Prisoner on the margin has been adjudged to undergo in his opinion of Highway Robbery, to wit to 5 years with hard labor in irons, may be explained to him, and to do nothing the Sessions Judge to pass such sentence according to law.

The Court pronounced the charges in this case have been proved before the Tribunal consisting of the Sessions Judge

Latchayyadoo

the Prosecutor and robbed him of property.

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

/Sent in No./

Read Calendar in Case No. 47 of 1855, on the file of the Sessions Court of Cuddalapah.

/Here enter F.B. No. 2193 of 1855./

The Sessions Judge will be pleased to direct the Magistrate to report the result of his investigation into the facts of Mohdeen Saib referred to in the Calendar.

Ordered, that Extract from these Proceedings be Forwarded to the Sessions Judge of Cuddapah for communication to the Magistrate by Precept returnable within 11 days from and after its receipt.

/Sent following precept No./

E. Elliott

nday

October 1855

F. M.

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esquire. —
W. A. Morehead Esquire. — Puisne Judges
T. L. Strange Esquire. —

Read letter dated 5th October 1855 from the Session Judge of Masulipatam.

/ Here enter F. M. No. 220 of 1855 /

1 The Session Judge in the above letter suggests that under all the circumstances explained with reference to the Sentence passed on the prisoner in Case No. 76 of 1855, the file of the Session Court to be banished from thus to some remote Zillah under Clause 3d Section VIII Regulation XV of 1803.

2 The Court of Foujdaree Adalut direct that the prisoner referred to in the above letter be sent to the Chingleput Jail, and the Session Judge of that Zillah will be instructed to work him inside the Jail and on no pretext whatever to allow him to leave its precincts.

3 The Court of Foujdaree Adalut desire to point out to the Session Judge that the preferable course would have been for him to have referred the trial

22nd October 1855

Strange

Sent to the Court of Foujdaree Adalut with a recommended a sentence of transportation under Regulation XX of 1803.—

Ordered that Extract proceedings be sent to the Session Judge of Chingleput for their Information.—

/ Sent to Mr. /

Read Calendar of Cases for the Session Court of Bellary:

/ Here enter F. C. No. 21 of 1855 /

The Court of Foujdaree Adalut having considered the recommendation made by the Judge of this Court that the period of Imprisonment Corporal noted in the margin there be augmented to that of connection of the crime of Highway Robbery to (5) five Years, with hard labor in Irons do and hereby do authorize the Session Judge to pass his sentence

Ordered that Extract proceedings be forwarded to the Session Judge of his information.—

/ Sent in Mr. /

Read Foujdaree Miscellaneous presented on the 27th September 1855 by Mr. Wilson Pleader in behalf of Soon Coolumdary & Co. and 8 Prisoners

1 Bedegah
2 K. Burmah
3 M. Nayak
4 Burmah.

No. 15 of 1854, on the file of the Session Court of Trichinopoly.

/ Here enter F. A. No. 246 of 1855 /

This is a Petition of appeal from the sentence of the Session Judge in the above case, praying that so much of the Sentence as regards them may be reversed and that they, the said Prisioners, may be released.

2 The Court of Foujdaree Adalut seeing no ground for their interference in the matter resolve to reject this petition.—

Ordered that Extract from these proceedings be given to the Petitioners Vakeel on his application.—

/ Sent in Mr. /

Read Miscellaneous Petition presented on the 8th October 1855 by R. Seroomal Row, Pleader on behalf of Avenaseelingum Chetty of Zillah Coimbatore—

/ Here enter F. A. P. No. 259 of 1855 /

Petitioner appeals from an Order of the Sessions Judge of Coimbatore, refusing to disturb the Sentence of the Principal Sudder Ameen acquitting and releasing the Prisoners in Criminal Case No. 11 of 1855, who were charged by the Petitioner with robbery

Strange

5th October 1855

Guy

22d October 1855

by open motions.

The Court of Sunder[illegible]
to reject this Petition, the Sentence of the
Session being final.

Ordered that Extract from these Proceedings be given to the Petitioners Mookhtar Vakeel on application.—

/ Sent in Nº /

Read Miscellaneous Petition presented on the 8th October 1855, by Mookhtar Vakeel Ragavacharry on behalf of Coopparariengar and 4 Others of Zillah Tinnevelly.—

Mr. Strange

/ Here enter S.M.P. Nº 256 of 1855 /

Petitioner prays for the release of his brother Hemchara Battar, 2d Prisoner in Nº 30 of 1855, on the Tinnevelly Calendar who was convicted of Forgery and Sentenced by the Session Judge to 6 years imprisonment with hard labor in irons and to pecune 75 Rupees

The Court of Sunderam[illegible] no ground to question the correctness of the Sentence passed upon the Prisoner and resolve to reject the Petition.

Ordered that Extract from these proceedings be given to the Petitioner on application.—

/ Sent in Nº /

October 1855.—

Strange

Read Miscellaneous Petition presented on the 8th October 1855 by Mookhtar Vakeel Ragavacharry on behalf of Coopparariengar and 4 Others of Zillah Tinnevelly.

/ Here enter S.M.P. Nº 256 of 1855 /

The Petitioners should appear in person before the Session Judge, who would forward their Petition to this Court; or the Petitioners, if they prefer it, should address this Court through a constituted Vakeel

Petition rejected.

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

/ Sent in Nº /

E. Thoth

Turnbull

F. U.

Wednesday
4th October 1833. At a Court of the Fouzdaree Udalut.

Present

G. S. Hooper Esquire.
W. A. Morhead Esquire. } Puisne Judges.
T. L. Strange Esquire }

Read petition dated 8th October from the Sessions Judge of Cuddalore, to the Precept of the Fouzdaree Udalut under date the 24th September, directing the Sessions Judge to call upon the Magistrate to submit a list of Gang robberies that have been perpetrated within the last six Months.

/Here enter F. U. N° 2190 of 1833/

1. The Magistrate in the report called for by the Court of Fouzdaree Udalut has noticed 2 cases in particular, where the release of the Prisoners had one extremely bad effect on the minds of the people.

2. With regard to both of these cases the Court of Fouzdaree Udalut observe that the Prisoners were released in consequence of the utter worthlessness of the evidence adduced against them.

The

3

The Court of Fouj

cannot assent to the statement of the

state, as to the bad effect the poli

parties not proved to be guilty o

have had on the minds of the pol

4.

There can be little do

the failure of the police to appre

guilty parties would tend to pre

having persons to site paid, and the

Foujdaree Adalut Consider that

state of matters at present pre

South Arcot is mainly to be attri

to the very insufficient manner in

it is evident the police duties are

formed.

5.

The Court of Foujdaree

desire the Magistrate will give his

due attention to the Talooks of Cudd

and Callacoorahy; particularly the la

where according to the returns furnished

him, Gang robberies are most frequent

Ordered that Extract from

Proceedings be forwarded to the Sessions Ju

Cuddalore for Communication to the Ma

strate.

(Sd) [illegible]

Read Calendar of case No 79 of 1855.

Submitted by the Sessions Judge of Bellary

under date the 9th October 1855.

(Here enter F.H. No 22 18 of 1855)

1. The Prisoner in this case was

convicted of Highway robbery and sentenced

by the Sessions Judge to 14 years' imprisonment

with hard labor in very light irons; but in

consideration of the youth of the prisoner and

that hunger drove him to commit the offence

charged, the Sessions Judge recommends

that the sentence be mitigated to 2 years'

imprisonment.-

2. The Court of Foujdaree Adalut

are of opinion that as hunger need not

have impelled the prisoner to commit the

violent assault on the prosecutor of which

he has been convicted, the mitigated

sentence recommended by the Sessions Judge

is insufficient, and they accordingly direct

that the prisoner be sentenced to 5 years'

imprisonment with hard labor in light irons.-

Ordered that Extract from these

Proceedings be forwarded to the Sessions Judge of

Bellary for his information.-

(Sd) [illegible]

Thursday

5th October 1855

F. M.

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esquire
W. A. Morehead Esquire
J. L. Strange Esquire
} Puisne Judges

Read Calendar of Case No. 48 of 1855 of the Session Court of Cuddapah-

/ Here Enter F. M. No. 2173 of 1855 /

The Prisoner in this Case was tried &c for the Murder of his brother- The futwah of the Law Officer acquitted the Prisoner on the ground that he was in an insane state when he committed the act charged as well as in reference to his present state of mind- The Session Judge concurred in this futwah, but directed that the Prisoner be kept in safe custody in the Hospital attached to the Jail at Cuddapah, till the pleasure of the Government shall be made known thereon under the provisions of Section III Act IV of 1849.

The Court of Foujdaree Adalut &c

2

observe, that it was a serious omission not to have had the Prisoner, after his first outbreak, secured

So

25th October 1855 seems to prevent his injuring any one. They also informed where the Prisoner got the Stone with is said to have struck the deceased.—

Ordered that Extract from proceedings be sent to the Session Judge of Cuddapah by precept returnable within V days from and

/ Sent following Receipt No

~~Read Return~~ dated 9th October from Session Judge of Rajahmundry to the precept of Udalut under date the 1st October 1855, requiring the receiver in Case No. 59 of 1855 on the Criminal Subordinate Judge, was committed however furnished perpetrator of the robbery.

/ Here enter F.M. No. 2206 of 1855 /

Read separate Criminal Report No. of 1855, disposed of by the Subordinate Judge of Rajahmundry for the month of August 1855,

/ Here enter in F.M. No. 2207 1855 /

The Court of Foujdaree Udalut having perused of the above report which accompanies the letter of the Session Judge are satisfied with the reasons which induced the Subordinate Judge to award a lenient punishment to the receiver knew the thief in the Case in question.—

Ordered that Extract from this

5th October 1855

G.S. Hooper
W.A. Morehead

be sent to the Session Judge of Rajahmundry for his information.—

/ Sent in No. /

Read letter dated 18th October 1855, from the Session Judge of Coimbatore, submitting for the final Judgment of the Foujdaree Udalut, the Record of Trial in Case No. 59 of 1855 of the Calendar of the Session Court.

/ Here enter F.M. No. 2244 of 1855 /

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 Chennymalay raumon

and

2nd Chinna Narooden

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

/ Sent in No. /

Read letter under date the 16th October 1855 from the Session Judge of Calicut, forwarding English Translation of the Record of Case No. 62 of 1855, on the Calendar of the Session Court, for the final

25th October 1855
Mr. Morehead
and
Mr. Strange

final Judgment of the Court of Foujdaree Adaulut
/ Recorded F.A. No. 2265 /

The Court of Foujdaree Adaulut
deliberate consideration of all the circumstances
in evidence before them, being of opinion that
Perkolutha Karen Tarayil Veeran
is not convicted on presumptive proof or on the
credible witnesses, or on his own confession, of
charged, do acquit him thereof, and direct that
at liberty.-

1

The Prisoner was charged with
and Murder.

2

The Sessions Judge in
the Mohammedan Law Officer convicted the prisoner
referring the trial for the final Judgment of
Adaulut recommended that he should be transported

3

The Court of Foujdaree Adaulut
that there is no evidence against the prisoner
of the prosecutor and his brother, the 1st Witness,
that they identified him among the robbers. It appears
identified by them, were given up by the deponents to
Village Authorities who came the following morning
institute inquiries-

4

Subsequently the prosecutor
he had recognised seven of the robbers, and the 1st

5th October 1855

deposed that he had recognised six out of the Seven; the correspondence is a remarkable one- after this the deponents whenever examined, varied as to the number of Prisoners identified by them- There is also a correspondence between them in retractation

5

The 2nd and 3rd witnesses who arrived at the Prosecutor's house shortly after the robbers had left it, do not in their deposition before the Head of Police, state, that the Prosecutor mentioned to them the names of the robbers he had identified

6

There are moreover grounds for believing that the Prosecutor and his witnesses entertain ill-will towards Prisoner he being married into the house of one Pooharatiel Hydros with whom the 1st Witness allows he is not on good terms-

7

In these circumstances the Court of Foujdaree Adaulut consider that it would be unsafe to depend upon the uncorroborated assertions of the deponents. They therefore resolve to acquit the Prisoner and direct his discharge-

Ordered that Extract from these proceedings be sent to the Sessions Judge of Calicut for his information.-

/ Sent in /

Ex/Pott

Friday
6th October 1855

F. C.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esquire. —
W. A. Morehead Esquire. — Puisne Judges
J. L. Strange Esquire. —

Read Criminal Reports for the Month of August 1855, submitted by the Session Judge of Coimbatore—

/ Here enter F. C. No. 2140 of 1855 /

Case No. 185 of 1855. / In view of the nature of the objects carried off by the prisoner— The Court of Foujdaree Udalut resolve to call upon the Session Judge to review this Case in order to Judge whether the Offence amounted to more than trespass.

Ordered that Extract from these proceedings be sent to the Session Judge of Coimbatore by Precept returnable within ~~fifty~~ ten days from and after its receipt.—

/ Sent following Precept No /s

E. O'Brien

Saturday
4th October 1834

F. P. C.

At a Court of the Foujdaree Udalut

Present

G. S. Cooper Esqre
W. H. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges

The record of trial in referred case
No. 13 of 1834 on the Calendar of the Session Court
of Tellicherry not having been yet received—

Ordered that the Session Judge
of Tellicherry be required to submit the record
aforesaid, without delay—

Sentence No. 1

Read Calendar of case No. 16
of 1834 of the Session Court of Honore—

Here enter F. P. C. No. 2213 of 1834

The Court of Foujdaree Udalut
approve of the recommendation made by the Session
Judge in this case that the periods of imprisonment
which the Prisoner noted in the margin has been
adjudged to suffer on his conviction of House—
breaking with Theft &c. be reduced to (3) three
years with hard labor in irons and they do authorize
the Session Judge to issue his warrants accordingly.

Ordered

Dher Cutteavalai
Nundhy

24th October 1855

crime of Gang Robbery be reduced to 7 (seven) years
with hard labor in irons and they do authorize
the Session Judge to issue his warrant accordingly-

Ordered that Extracts from these
Proceedings be forwarded to the Session Judge
of Bellary for his information

(Sent in No)

Read Criminal Report B for
the month of September 1855 Zillah Cuddapah

(Here enter T. C. No. 2225 of 1855)

The Court of Foujdaree Adalut
observe that the crime committed by the Prisoners
in this case as described in the charge amounts
to Robbery-

It appears that much of the
delay that has occurred in committing many
of the cases to Court has been considered not
satisfactorily accounted for. The Court direct
that if no enquiry has hitherto been made as
to the cause of such delay, one be now instituted
and the result reported to this Court-

The signature of the Acting
Subordinate Judge not being legible the Court
of Foujdaree Adalut resolve to draw the
attention

24th October 1855

Ordered that Extracts from
Proceedings be forwarded to the Session Judge
Honore for his information

(Sent in No)

Read Criminal Report of the
Principal Sudder Ameens Court in Bellary
Month of September 1855

No 132 (Here enter F. C. No 2228 of 1855)

The Court of Foujdaree Adalut
observe that, intimidation being alleged to
been used by the Prisoners the charge was

Ordered that Extracts from
Proceedings be forwarded to the Session Judge
Bellary for communication to the Principal
Ameen for his information & future guidance

(Sent in No)

Read Calendar of Cases No
1868 of the Session Court of Bellary

(Here enter F. C. No 1852 of 1855)

The Court of Foujdaree Adalut
approve of the recommendations made by the
Judge in this case that the period of imprison
which the Prisoners noted in the margin have
adjudged to suffer on their conviction of

No 195 of 1855 by Subordinate Judge

Mr. Jones
Ramanmah

attention of that Officer to the order of Govt
dated 27th July 1832 published in the Fort St
George Gazette of the 13th February 1834 regard
all signatures to public documents to be
in a clear and legible hand

Ordered that Extract from
Proceedings be sent to the Session Judge of the
by Precept returnable within X days from and
its receipt & for communication to the Subordinate
Judge

Sentence No 1

Read Criminal Report by
Subordinate Judge of Chittoor for the month
of September 1855

No 92 of 1855

1 Henemten Pw No 238 of 1855

The mode of entry in the cal
should have appeared in the Abstract of Judi

No 98 of 1855

2 This Indictment in which the
persons are charged with having "endeavo
the Prosecutor with intent to kill him" appear
framed with sufficient perspicuity — It is known
gathered from the Abstract that no actual
injury resulted —

3 The Court of Foujdaree Adalut

observe that unless the Prisoner is charged
with some overt acte tending to injure the Pro
secutor in which case the charge should be laide
not for Sorcery but for the injury caused thereby
The case is not cognizable by a Criminal Court.

The Session Judge will be
4
pleased to draw the attention of the Subordinate
Judge to the order of this Court under date
the 2nd July 1817 and to their Proceedings under
date the 31st October 1840 and 6th December
1841

The Court of Foujdaree
No 102 of 1855 5
Adalut with reference to this case, resolved to
direct that the District Moonsiff be called
upon to explain how a civil Debtor came to be
brought to his house

Ordered that Extract from these
Proceedings be sent to the Session Judge of Chittoor
by Precept returnable within V days from and
after its receipt and for communication to the
Subordinate Judge for his information & future
guidance

Sentence No 1

Read letter under date the 8th
October

24th October 1866

October 1866 from the Acting Agent to
Governor of Fort Saint George at Ganja
mitting, for the final judgment of the Hig
Udalut a report of the trial of Crimina
No 31 of 1866 on his file

Here enter No 31 of
The Court of Foujdaree Udal
-cur in the conviction of the Prisoner
Sotah Venkataramudoo
of attempts at House breaking and affix
the sentence proposed by the Agent to be p
upon him viz 7 years Banishment with
Labor in irons-

2.

The Court directs in accordance
the Acting Agents suggestion, that the Pr
be sent to the Jail at Guntoor in order that
undergo his sentence of Banishment

Ordered that Extracts f
these Proceedings be sent to the Acting Ju
-ate Ganjam for his information-

Ordered also that Extra
from these Proceedings be sent to the Sess
Judge of Guntoor for his information

Sent in No

24th October 1866

Read letter dated 17th October
1866 from the Acting Sessions Judge of Salem.

Here enter F. W. No 2241 of 1866

In the above letter the Acting
1
Sessions Judge requests instructions for his
guidance in respect of certain cases disposed
of by him as Joint Magistrate wherein appeals
from his decisions are now pending before the Sessions
Court of Salem-

Under the circumstances referred
2
to in the letter under notice the Court of Foujdaree
Udalut direct that the cases decided by the
Acting Sessions Judge as Joint Magistrate
from which appeals may have been preferred
be left for disposal by Mr Reade on his arrival-

Ordered that Extracts from
these Proceedings be sent to the Acting Sessions
Judge of Salem for his information-

Sent in No

Read Criminal Report B.
from the Sessions Judge of Masulipatam for the
Month of September 1866

Here enter F. W. No 2262 of 1866

The Court of Foujdaree Udalut

No 69

observe

27th October 1855

observe that to this was clearly a case of Rape
and should not have been entertained as
of Assault and Battering

Ordered that Extracts from
Proceedings be sent to the Sessions Judges
- authorities for communication to the Judges
for his information & future guidance -

Rec'd 1855

Sentence Rd
Leagueller

F. U.

Monday
29th October 1855. At a Court of the Fonjdaree Udalut.

Present.

G. S. Hooper Esquire
W. A. Morshead Esquire } Puisne Judges.
J. L. Strange Esquire

Read again Miscellaneous
Petition presented on the 27th August 1855
by Ramen Caroopatty of Gillah Trichinopoly -
/Hervester F. U. P. N° 228 of 1855/

Read also again Return from
the Sessions Judge of Trichinopoly under date
the 18th September 1855 to the Precept of the
Fonjdaree Udalut dated the 8th of the same
Month, calling for the Original Record
in case N° 24 of 1855 on the Trichinopoly
Calendar -
/Hervester F. U. N° 2086 of 1855/

Read also Return from the
same Officer under date the 19th October to
the precept of the Fonjdaree Udalut dated
the 29th September 1855, directing him to make
certain Inquiries on behalf of the Prisoners
in

in the Case above adverted to.-

/Hereunder F.R. N° 2256 of 1833/

Mr. Morehead

The Court of Foujdaree Ada
of opinion that the evidence taken
warrants the three orders having
to free the Prisoners from the gaol
Considered by the lower Court to
them.-

The Court of Foujdaree Ada
do therefore to reject this Petition

Ordered that Extract
Proceedings be forwarded to the Sessi
of Tipperah only for his information.-

Ordered also that Extract
these Proceedings be granted to Petitio
his application.-

/Sent in N°/

Read again Mem Memorandum
presented on the 4th October 1833 by
Ishullun Pillay of Gillah Tipperah
/Hereunder F.R. N° 2257 of 1833/

Read also petition from
Judge of Tipperah only under date the
1833 to the Sheristah of the Foujdaree Ada

dated the 11th of the same month, calling upon
that Officer to explain what has led him
to pass the order complained of by the
Petitioner contrary to the orders previously
passed by himself in the case.-

/Hereunder F.R. N° 2258 of 1833/

Mr. Morehead

The Court of Foujdaree Adalut
are unable to dispose of this Petition without
having the Record before them and resolve
therefore to call upon the Sessions Judge to
submit the same for their consideration.-

Ordered that Extract from
these Proceedings be sent to the Sessions Judge
of Tipperah only by Precept returnable in V
days from and after its receipt.-

/Sent following precept N° /

Read Criminal Reports from
the Acting Subordinate Judge of Salem for
the Months of September 1833.-

/Hereunder F.R. N° 2262 of 1833/

The Court of Foujdaree Adalut
point out to the Acting Sessions Judge
that as he found the Prisoners guilty of
intent to commit an assault, he should
not

29th October 1855.

not have directed those persons to appear

2. The Court of Tanjore must observe, that although it does not appear from the abstract of charge from the Prisoner received the money, yet from fact of the Government Pleader having called upon to conduct the case against it is presumed that it was entrusted to him in virtue of his employment as Head Servant; and the mere preparation of a "Breach of Trust" petition the money as t.

3. The sentence should be recorded under Act XXIII of 1850.

Ordered that Extract from Proceedings be forwarded to the Acting Judge of Salem for Communication to the Subordinate Judge for his information & future guidance.

Sent in No. /—

Wednesday. 31st October, 1855.

At a Court of the Tanjore Adalut.

Present.

G. L. Cooper, Esquire
W. A. Morehead, Esquire
T. L. Strange, Esquire
} Puisne Judges.

F. No.

The record of trial in referred Case No. 32 of 1855 on the Calendar of the Sessions Court of Mangalore not having been yet received;

Ordered, that the Sessions Judge of Mangalore be required to submit the record aforesaid without delay.—

Sent in No. /—

The record of trial in referred Case No. 43 of 1855 on the Calendar of persons committed for trial before the Agent's Court of Ganjam,

31st October, 1855.

Grayson, not having been ...

Ordered, that the ...
Agent in Grayson be requir...
mit the record aforesaid ...
delay.—

/Sent in No. /

Read again Calendar ...
Cases Nos. 38, 39 and 40 of 1855 ...
file of the Sessions Court of ...
/Here Enter F. Ol. Nos. 2231. 2232 & 2233/

Read also Return ...
11th October 1855 from the Acting ...
Judge of Salem to the Precept ...
Sanderson Abdul under date ...
October 1855, calling for the ...
the trial had in each of the ...
Cases.—

/Here Enter F. Ol. No. 2233 of ...

The Court ...
Abdul ... proved of the recommendation
made by the Acting Sessions Judge
that the period of Imprisonment
which the Prisoners named in the ...
Cases have been adjudged to suffer on ...

Procman 2d Prisoner
in No. 38.

Sarroffman this Mat the
Sarroffman 1st Pris.
ioner in No. 39 ...

1st October, 1855.

of Gang Robbery by open violence, be
reduced to (2) two years with hard
labor in irons, and they do authorize
the Acting Session Judge to issue
his Warrant accordingly.—

Ordered, that Extract
from these Proceedings be forwarded
to the Acting Session Judge of
Salem for his information.—

/Sent in No. /—

Read Calendar of Case
No. 38 of 1855 of the Session Court of
Bellary.—

/Here Enter F. Ol. No. 2232 of 1855/—

The Session Judge re-
commends that the period of Impri-
sonment which the Prisoners in
this case have been adjudged to suffer
on their conviction of Gang Robbery
may be reduced to 6 months on the
ground that their offence amounted
to nothing more than a grain riot,
the robbery arising from the then
famine prices of all grain.—

The

31st October, 1855.

2.

The Court of Fo
Udalut considering the mitigate
sentence proposed inadequate fo
punishment of the Prisoner, d
that they be sentenced to Impri
ment for one year with hard l
in irons.—

Ordered, that Extr
from these Proceedings be forwar
to the Sessions Judge of Bellary
his information.—

/Sent in No. /—

Read Calendar of Ca
No. 34 of 1855 of the Sessions Cou
Chittoor.—

/Here enter F.H.C. No. 2236 of 185

The Court of Foujd
Udalut approve of the sentence
made by the Sessions Judge in th
case that the period of imprison
which the Prisoners noted in the
margin have been adjudged to
on their conviction of Robbery
by night and Theft, be reduced

1st Bodugadoo—
2d Yenadee Cohen
Yadoo—
3d Moochangula
Peloogadoo—

F.H.C.

31st October, 1855.

the case of the 1st Prisoner to 3 years
and in that of the 2d and 3d Prisoners
to 2 years with hard labor in irons,
and they do 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.—

/Sent in No. /—

Read Calendar of Case
No. 38 of 1855 of the Sessions Court
of Tinnevelly.—

/Here Enter F.H.C. No. 2250 of 1855/—

The Court of Foujdaree
Udalut consider the sentence of 4
years' Imprisonment Vide recorded
against the 1st Prisoner in this case
on his conviction of Culpable Homi-
cide a much too lenient one.—

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

/Sent in No. /—

Read

31st October, 1855.

Read letter under date 18th October 1855 from the Agent to the Governor of Fort St. George at Ru submitting for the final judgment the Sessions Adalut, a report of trial of Criminal Case No. 6 on his file.

(Here Enter. File No. 2274 of 18

Mr. W.A. Morehead.

The Court of Sessions Adalut assembled in the premises the Prisoners.

1st Palani Boya Nundadoo
2d Do. Veerasawmydoo.
3d Boya Erapoo Rundoo
4th Do. Bandgeeandoo.
5th Mudaya Tummogadoo
7th Do. Chinnadoo.
9th Palani Boddavadoo.
10th Do. Rundoo.
11th Do. Nungadoo.
12th Do. Dasswadoo.
13th Boya Pooly Cungadoo.
14th Do. Gunnadagadoo.
15th Mollu Aswaroo.

31st October, 1855.

16th Mudaya Cassegadoo.
17th Do. Rungadoo.
18th Palani Kunnadoo.
19th Madega Roddavadoo.
20th Palani Nuddepevadoo. and
21st Boya Causeegadoo.

of the crime of Gang Robbery, and, in accordance with the recommendation of the Agent, sentence the 1st, 2d, 3d, 4th, 5th, 7th, 9th, 10th, 11th, 13th, 14th, 15th, 16th, 17th, 18th and 19th Prisoners to 4 months' Imprisonment with hard Labor in irons and the 12th, 20th and 21st Prisoners to one months Imprisonment and 18 lashes with a cat-o'-nine tails.—

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

Sent in No. 1—

Read Letter dated the 23d Instant from the Sessions Judge of Guntoor,

31st October, 1855.

Mr W. A. Morehead
and
Mr T. L. Strange

Gentlemen, referring for the final judg-
ment of the Foujdaree Udalut the
Record of Case No. 22 of 1855 of the
Calendar of the Sessions Court.
Here enter F.U. No. 2291 of 1855.

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
"Jummoola Venkoo alias
Venkaya"
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
place of execution.

Sentence No.

Ex Clk.

F.U.

Thursday
1st November 1855

At a Court of the Foujdaree Udalut
Present——

G. T. Hooper Esqr
W. A. Morehead Esqr
T. L. Strange Esqr
} Puisne Judges

Read letter under date the 18th
October 1855 from the Agent to the Governor of
Forte Saint George at Kurnool submitting
for the final judgment of the Foujdaree
Udalut a report of the trial of Criminal Case
No. 24 of 1855 on his file
Here enter F.U. No. 2275 of 1855

The Court of Foujdaree
Udalut concur in the conviction of the Prisoner
Atchummah
of "Fraud Extensive" and considering her to
be deserving of a severer punishment than that
proposed by the Agent resolve to sentence her to
5 years Imprisonment with labor suitable to her sex.

The Court direct that the jewels
recovered be made over to the Prosecutrix.

Ordered that Extract from
the Proceedings be sent to the Agent to the
Governor

1st November 1855

Governor of Fort St George to Remd for his information

Tanjore No 1

Read Miscellaneous Petition presented on the 15th October 1855 by Vedi-
hannah and Ve Subbammah of Pillah Ma-
-lipatam.

Mr G S Hooper

Here enter F. M. P. No 63 of 1855

Petitioners pray for the release of their relatives the 1st & 2nd and 6th Prisoners in case No 81 of 1855 on the Masulipatam Calendar, who were convicted of having been found in possession of stolen property, and sentenced by the Sessions Judge the three former to 7 years imprisonment with hard labor in irons and the latter to 3 years im-
-prisonment with labor suitable to her sex

2

The Court of Foujdaree Adalat see no reason to question the correctness of the sentence passed upon the Prisoners and do accordingly resolve to reject this Petition

Ordered that Extracts from the Proceedings be furnished to Petitioners on their application

1st November 1855

Read Miscellaneous Petitions presented on the 15th October 1855 by Singamungay Lutchmammal, and Chellatammal of Pillah Combaconum

Here enter F. M. P. Nos 2612624 & 63 of 1855

Mr G. S. Hooper

Petitioners pray for the release of their relatives the Prisoners in Case No 2 of 1855 on the Combaconum Calendar, who were convicted of having been found in possession of stolen property with a guilty Knowledge and sentenced by the Sessions Judge to two years imprisonment with hard labor in irons

The Court of Foujdaree Adalat see no reason to question the propriety of the Prisoners conviction or the Justice of the sentence passed upon them, and do resolve therefore to reject these Petitions.

Ordered that Extracts from these Proceedings be furnished to Petitioners on their application

Read Miscellaneous Petition presented on the 17th October 1855 by Maga-
-rajee of Pillah Tinnevelly.

Here enter F. M. P. No 268 of 1855

Petitioner

1st November 1886

Mrs Z L Strange

Petitioner prays for the release of her husband Moottoonacoppa Isaac Prisoner in Case No 14 of 1886 on the Trincomalee Calendar who was convicted of wounding and sentenced by the Session Judge to 6 months imprisonment with hard labour on the

2 The Courts of Forydaree Vedalai see no ground to question the correctness of the sentence passed by the Session Judge on the Prisoner and to resolve therefore to reject the Petition.

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

Read letter dated 5th October from the Session Judge of Trincomalee

No 1 enclosing Petition No 225 of 1886

With the above letter the Session Judge forwards for the consideration and orders of Government a communication from the Joint Magistrate of the District

2 The points on which the Joint Magistrate of the Forydaree Vedalai is compelled to ask the opinion of Government are whether a parent cannot be compelled to

1st November 1886

receive and support his child- 2ndly whether a party to whom a child has been given by the parent cannot be punished for selling as well as the purchaser for buying the child- The Joint Magistrate further wishes to be informed how beggars who wander about the District exhibiting diseased and deformed children as objects of charity may be dealt with.

3 The Court of Forydaree Vedalai desire the Session Judge to inform the Joint Magistrate that a father is clearly bound to maintain his own child- and that all parties concerned in the sale of a child are equally punishable-

4 With regards to these professional beggars referred to in the letter of the Joint Magistrate under notice the Court of Forydaree Vedalai point out to that Officer that if he considers them to be vagrants he can if he sees fit proceed against them in the manner prescribed by Law-

Ordered that Extract from

Vide

1st November 1855

these Proceedings be sent to the Sessions Judge of Combatore for his information

Sentence No. /

Read Calendar of Case

60 of 1855 submitted by the Sessions Judge of Bellary under date the 5th October 1855

/ Hereunto F. R. No. 2213 /

Read Calendar of Case

33 of 1855 submitted by the Sessions Judge of Bellary under date the 5th October 1855

/ Hereunto F. R. No. 2214 /

Read Calendar of Case

39 of 1855 submitted by the Sessions Judge of Trinomaly under date the 9th October 1855

/ Hereunto F. R. No. 2215 /

Read Criminal Return

dated 9th October 1855 submitted by the Sessions Judge of Cuddapah for the Month of September 1855

/ Hereunto F. R. No. 2216 /

Read Calendar of Case

64 of 1855 submitted by the Sessions Judge of Combatore under date the 10th October 1855

/ Hereunto F. R. No. 2217 /

1st November 1855

Read Calendar of Case No. 66 of 1855 submitted by the Sessions Judge of Coimbatore under date the 19th September 1855

/ Hereunto F. R. No. 2214 of 1855 /

Read Calendar of Case No. 38 of 1855 submitted by the Sessions Judge of Mangalore under date the 12th October 1855

/ Hereunto F. R. No. 2216 of 1855 /

Read Calendar of Case No. 34 of 1855 submitted by the Sessions Judge of Mangalore under date the 12th October 1855

/ Hereunto F. R. No. 2217 of 1855 /

Read Calendar of Case No. 87 of 1855 submitted by the Sessions Judge of Bellary under date the 10th October 1855

/ Hereunto F. R. No. 2220 of 1855 /

Read Return dated 9th October 1855 from the Sessions Judge of Bellary to the Precept of the Joint Madras under date the 28th September 1855 held on the Magisterial Petty Calendars for the 2nd quarter of 1855, and calling for an explanation from the Magistrate in regard to Cases No. 24, 61, 62, and 63.

/ Hereunto F. R. No. 2221 of 1855 /

Read

1st 1st November 1855

Read Criminal Ref
dated 25th September 1855 submitted by
Session Judge of Chingleput for the M
of September 1855

Here enter F. H. No 1855
Read Criminal Ref
dated 13th October 1855 submitted by
Session Judge of Jonnaver for the M
September 1855

Here enter F. H. No

Rd
H.C.

Examined

F. H.

Friday 2nd November 1855

At a Court of the Foujdaree Adalut.
Present——
G. S. Hoopen Esqr
H. A. Morehead Esqr } Puisne Judges
T. L. Strange Esqr

Read letter dated 25th October from the acting Subordinate Judge of Combaconum.

Here enter F. H. No 230 of 1855.

In the above letter the acting
1. Subordinate Judge recommends under the circumstances therein specified, that a conditional pardon may be granted to Venkatramachetty and Gopaul Naiken 3rd & 4th prisoners in Criminal Case No 108 of 1855, accessaries after the fact in the case of Murder now pending before the Subordinate Court of Combaconum—

For the reasons given in the
2. Acting Subordinate Judge's letter under notice, the Court of Foujdaree Adalut resolve under the provisions of Section XII Regn — lation XIII of 1832, to sanction the offer of a conditional pardon to the 3rd and 4th

prisoners

2nd November 1855

prisoners in Case No 108 of 1855 pending
this Acting Subordinate Judge.

Ordered that the Extract
these Proceedings be sent to the Acting
Subordinate Judge of Combatoor
his information & record.

(Sent in Ps)

Mrs G. S. Hopper
and
Mrs H. Morehead

Read letter dated 1st
1855 from the Session Judge of Chicacole
transmitting for the final judgment of the
Privy Council the Records of Case
8 of 1855

Here enter F. No. 2265

The Courts of Sunderdt
on a deliberate consideration of all the c
stances of the case as evidenced before the
being of opinion that the proof against t
prisoner

Siddala Bapanamah alias
Selly Bapanamah.

is sufficient to convict her of the crime
charged: to convict her thereof and sentence
her to be transported to some place or place
beyond seas as the Governor in Council shall

2nd November 1855

appoint, there to be imprisoned and kept
to labor suitable to her sex for and during
the period of her natural life

(Sentence No)

Read Calendar of Case No
89 of 1855 submitted by the Session Judge
of Bellary under date the 11th October 1855.

(Here enter F. No. 2233 of 1855)

Read Calendar of Case No
69 of 1855 submitted by the Session Judge of
Coimbatore, under date the 28th September 1855

(Here enter F. No. 2248 of 1855)

Read Calendar of Cases Nos
78 and 79 of 1855 submitted by the Session
Judge of Masulipatam under date the 15th
October 1855

(Here enter F. No. 2249 of 1855)

Read Calendar of Case No
51 of 1855 submitted by the Session Judge
of Cuddapah, under date the 20th October 1855

(Here enter F. No. 2265 of 1855)

Read Calendar of Case No
92 of 1855 submitted by the Session Judge
of Bellary under date the 22d October 1855

(Here enter F. No. 2281 of 1855)

Read

2nd November 1835

Read Criminal Reports
dated 25th October 1835 submitted by the
Sessions Judge of Bellary for the month
of September 1835—

Here enter F.W. No 89 of 1835

Rs 180

F.W.

Saturday
8th November 1835

At a Court of the Foujdaree Udalut
Present———

G. T. Hooper Esq^re
W. R. Morehead Esq^re — Puisne Judges
T. L. Strange Esq^re

Read D Report of the Assistant Magistracy of South Arcot for the month of September 1835—

Here enter F.W. No 239 of 1835/

By the asst Magte
No 43 of 1835

The Assistant Magistrate was not competent to punish for escape. The Prisoner in No 43 should have been committed to the Criminal Court where he would have been tried for both offences

Ordered that Extracts from these Proceedings be sent to the Session Judge of Cuddalore for communication to the Assistant Magistrate for his information & future guidance

Sentence No /

Read letter dated the 22nd October 1835 from the Session Judge of Chingleput—

Here enter F.W. No 229 of 1835/

In the above letter the Session Judge

3rd November 1835

Judge requests the opinion of the Court of Sajor
Udalut as to what punishments the funds of
forfeited, referred to in his letter, on the part
of the Prisoners should be met with

3 The Court of Sonjdara Udalut
of opinion that two punishments can be inflicted
on the prisoners guilty of such fraudulent fabri-

3 The Session Judge should him-
self of the truth or falsehood of the
convicted prisoners in any matter regarding their
entitled condition of their children if false
children should be sent to their relatives
the cost of maintaining them on the Magis-
given over to their funds proceeds from
prisoners by deductions from their bail

The Court desire the Session
will inform all prisoners seeking appeal
their children that this rule will be
adhered to.

Ordered that Extracts from
these Proceedings be sent to the Session
of Chittagong for his information

Sent in No /

Read Q. Reports of

8th November 1835

Magistracy of Combaconum for the month of
September 1835

Here enter F.W. No 2263 of 1835 /

By the act 27 act Mag. /
No 8 of 1835

The Indictment in the case noted in the margin is very incomplete and is moreover not in accordance with the heading. No theft is set forth in the charge, and the possession of stolen property alleged against the Prisoners should in order to render it matter for criminal cognizance have been "with a guilty knowledge"

The Session Judge will be

2 pleased to draw the attention of the Magistrate to the irregular manner in which the Criminal Reports have been drawn up. The Court of Sonjdara Udalut observe that there is a form laid down according to which these Reports should be framed & that they should all be written on paper of the same size

Ordered that Extracts from these Proceedings be sent to the Session Judge of Combaconum for communication to the Magistrate for his information & future guidance

Sent in No /

Read Miscellaneous Petitions presented

9th November 1866

Presented on the 22nd October and 2nd November 1866
by Muttiya Chetty Sait and Vairasamy Sahib
Jail Peons of Zillah Salem.

Hon'ble Sir H. B. Macleod Kt &c &c &c

Wm. H. A. Morehead /

The Petitioners complain of the refusal of the Session Judge of Salem to interfere with the proceedings of the Subordinate Judge at that Station directing them to be dismissed by order of the Superintendent of Peons in consequence of their being old and unable to perform their duties

2 The petitioners are informed that no appeal lies to the Courts of Sudder Dewanny Adawlut. It is, therefore, pointed out to them that the only course left to them is to address the Government in respect to the proceedings of which they complain.—

Ordered that Extracts from the Proceedings be furnished to Petitioners on their application

Read Memorandum Petition presented this day by James Pamplin and Co of Zillah Chingleput.

Hon'ble Sir H. B. Macleod Kt &c &c &c

9th November 1866

W. H. Morehead. /

Petitioners appeal from an order of the Session Judge of Chingleput confirming the decision of the Magistrate of that District, directing certain grain stored in the house of one of the Petitioners, to be delivered over to their opponents Venkatarama Nainar

2 Before finally disposing of this Petition the Court of Foujdaree Adawlut resolve to call upon the Session Judge to submit a statement of the facts of the case for their consideration.—

3 The Petitioners complain of having been fined, but the Court observe that no notice has been taken of it by the Session Judge.—

4 Pending the final orders of this Court the Session Judge will desire the Magistrate to suspend the executions of his orders.—

Ordered that Extracts from these Proceedings be sent to the Session Judge of Chingleput by Precept returnable within V days from and after its receipt.—

Sent following Precept No /

Read

3rd November 1855

Read Miscellaneous Petition forwarded by the Sessions Judge of Trichinopoly on behalf of Chinnumal of that Village.

Here enter T. M. P. No 67 of 1855

The Petitioner prays for the release of her relations Puranalay and another Prisoners in Case No 10 of 1855 on the Criminal Calendar, who were convicted of Robbery by violence, and sentenced by the Sessions Judge to 14 years imprisonment with hard labor in irons which sentence was subsequently reduced by the Foujdaree Adalut to 7 years on the recommendation of that Officer.

Before finally disposing of this Petition, the Court of Foujdaree Adalut resolve to direct the Sessions Judge to submit the same for their consideration in the case above noted &c.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Trichinopoly by Precept returnable within 8 days from and after its receipt.

Sent following Precept No 1855

Read

3rd November 1855

Read letter dated 10th October 1855 from the Acting Agent to the Governor of Fort St George at Gazam, submitting for the final Judgment of the Foujdaree Adalut the Record of Case No 8 of 1855.

Here enter F. No 8 of 1855

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

Bhoojungkee.

is sufficient to convict her of the crime charged, do convict her thereof; and sentence her to be transported to such place or places beyond Sea as the Governor in Council shall appoint there to be imprisoned and kept to labor suitable to her Sex for and during the period of her natural life.

Sent in No)

Read Return dated 8th September 1855 from the Acting Sessions Judge of Madura to the precept of the Foujdaree Adalut under date the 29th August

August 6 1855 directing to suspend execution
of their order on Foujdaree Miscellaneous
Petition No 142 of 1854 dated 21st August 1855

Here enter F. No. No 2038 of 1855

Read Criminal Report B
dated 17th September 1855 submitted through
the Sessions Judge of Cuddapah for the
month of September 1855

Here enter F. No. No 2043 of 1855

Read Criminal Report B
dated 13th October 1855 submitted by the
Sessions Judge of Tellicherry for the month
of September 1855

Here enter F. No. No 2081 of 1855

Read Report B dated 1st
October 1855 submitted by the Sessions
Judge of Tinnevelly for the month of
September 1855

Here enter F. No. No 2086 of 1855

Read Report B dated 1st
October 1855 submitted by the Sessions
Judge of Mangalore for the months of
September 1855

Here enter F. No. No 2091 of 1855

Read letter dated 18th October
1855 from the Session Judge of Coimbatore
reporting execution at half past 6 O'Clock
on the 18th October 1855 of the sentence of
death passed upon Bommon 1st Prisoner
in Case No 49 of 1855 on the Calendar of
the Session Court of Coimbatore.

Here enter F. No. No 2242 of 1855

Read letter dated 12th October 1855
from the acting Agent to the Governor of
Fort Saint George at Ganjam submitting the Original Warrant of execution
of the Prisoner Zahed Ally Shawd.

Here enter F. No. No 2247 of 1855

Read Report dated 13th October
1855 submitted by the Session Judge of
Trichinopoly for the month of September 1855.

Here enter F. No. No 2257 of 1855

Read letter dated 22nd October
1855 from the Session Judge of Nellore sub
mitting Statement required by Circular letter
dated 28th February 1853 to be appended to the
Record in Case No 27 of 1855.

Here enter F. No. No 2260 of 1855

Read

Read Criminal Reports dated
31st September 1855 Submitted by the Session Judge of Chicacole
for the Month of September 1855.

Here enter F. P. No 2287 of 1855

Read Calendar in Case No 68
of 1855 Submitted by the Session Judge of
Combatore under date the 26th September 1855.

Here enter F. P. No 2279 of 1855

Read Calendar in Case No 84
of 1855 Submitted by the Session Judge of
Bellary under date the 22nd October 1855

Here enter F. P. No 2280 of 1855

Read Calendar in Case No
93 of 1855 Submitted by the Session Judge
of Bellary under date the 22nd October 1855

Here enter F. P. No 2282 of 1855

Read Return dated 22nd
October 1855 from the Session Judge of Bellary
to the precept of the Foujdary Adalut
under date the 17th October 1855 holding
the Calendar in Case No 70 of 1855 on the
file of the Sessions Court of Bellary

Here enter F. P. No 2283 of 1855

Read Criminal Report B
dated

dated 15th October 1855 Submitted by the
Session Judge of Masulipatam for the month
of September 1855.

Here enter F. P. No 2288 of 1855

Read Criminal Report
B dated 1st October 1855 Submitted by the
Session Judge of Rajahmundry for the
month of September 1855.

Here enter F. P. No 2290 of 1855

Read Extract from the
Proceedings of the Session Court of Cahient
under date the 20th October 1855 reviewing
the Petty Calendars for the 2nd Quarter of 1855.

Here enter F. P. No 2292 of 1855

Read Calendar in Case No 55
of 1855 Submitted by the Session Judge of
Cuddapah under date the 25th October 1855

Here enter F. P. No 2295 of 1855

Read Calendar in Case No
47 of 1855 submitted by the Acting Sessions
Judge of Salem under date the 11th October 1855.

Here enter F. P. 2298 of 1855

Read Calendar in Case No
46 of 1855 Submitted by the Acting Sessions

Judge

3rd November 1855

Judge of Salem under date the 31st Oct.
[illegible] Forwarding F. No. 3597

Rec. 1855

Cancelled

F. No.

Monday 5th November 1855. At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esqre. — Puisne Judge
W. A. Morehead Esqre. — Puisne Judge
J. L. Strange Esqre. — Puisne Judge

Read again Calendar of Case No. 75 of 1855, of the Sessions Court of Bellary.-

(Here enter F. No. 2153 of 1855.)

Read also return dated 17th October 1855 from the Sessions Judge of Bellary to the Precept of the Foujdaree Adalut under date 12th October 1855, directing the submission of the record of the above case.-

(Here enter F. No. 2276 of 1855.)

1. The Court of Foujdaree Adalut have considered the record submitted in regard to the 7th to 12th Prisoners, and are of opinion that the evidence does not warrant the conviction of the Prisoners. The quantity of grain received by each was small and there

were no peculiar circumstances
with its delivery to them by the other
Prisoners necessarily to excite their
suspicion that the grain in question
had been obtained by Robbery.
2.
The Court resolve thereon
to direct the Prisoners from whom to be
be released.-

Ordered that Extract from
these Proceedings be Sent to the Sessions
Judge of Bellary by Precept returnable
within III days from and after its receipt
(Sent following Precept No)

Read Calendar of Case
35 of 1855, of the Sessions Court of Chittoor
(Heretofore No 2797 of 1855)

The Court of Foujdaree Adawlut
approves of the recommendation made
by the Sessions Judge in this Case that
the period of imprisonment which
Prisoner noted in the margin hath been
adjudged to suffer on his conviction of
Highway Robbery with wounding be
reduced to (8) Eight years with hard
labor

Foujdaree Gunnadoo.

labor in irons, and they do 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.-

(Sent in No)

Read Calendar of Case No
90 of 1855, of the Sessions Court of Bellary
(Heretofore No. 2271 of 1855)

The Court of Foujdaree
Adawlut approves of the recommendation
made by the Sessions Judge in this case
that the period of imprisonment which
the Prisoner noted in the margin has
been adjudged to suffer on his conviction
of Highway Robbery be reduced to (5) five
years with hard labor in irons, and they
do authorize the Sessions Judge to issue his
warrant accordingly.

Hanoomadoo.

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

(Sent in No)

Read

were no particular circumstances
with its delivery to them by the other
Prisoners necessarily to excite their
suspicion that the grain in question
had been obtained by Robbery.
2.
The Court resolved they
to direct the Prisoners formerly to
be released.-

Ordered that Extract for
these Proceedings be Sent to the Sessions
Judge of Bellary by Precept as aforesaid
within III days from and after the receipt
(Sent following Precept No)

Read Calendar of Case
35 of 1855, of the Sessions Court of Chittoor
(Here enter F. Rc. No. 2797 of 1855)

The Court of Foujdaree
approves of the recommendation made
by the Sessions Judge in this Case that
the period of imprisonment which
Poojaree Gungadoo. Prisoner noted in the margin hath
adjudged to suffer on his conviction of
Highway Robbery with wounding be
reduced to (8) Eight years with hard
labor

labor in irons, and they do 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.-
(Sent in No)

Read Calendar of Case No
90 of 1855, of the Sessions Court of Bellary
(Here enter F. Rc. 2271 of 1855)

The Court of Foujdaree
Abstract approves of the recommendation
made by the Sessions Judge in this case
that the period of imprisonment which
Hanoomadoo. the Prisoner noted in the margin has
been adjudged to suffer on his conviction
of Highway Robbery be reduced to (5) five
years with hard labor in irons, and they
do authorize the Sessions Judge to issue his
warrant accordingly.

Ordered that Extract from
these Proceedings be forwarded to the Sessions
Judge of Bellary for his information.-
(Sent in No)

Read

5th November 1855.

Read Calendar in Case
on the file of the Session Court of Bellary
for 1855.

(Here enter F.Co. No. 2269 of 1855.)

1. The prisoners were charged
with gang Robbery and on conviction
were sentenced by the Sessions Judge to
4 years' imprisonment with hard labor
in irons but in consideration of the
fact that they were driven to commit
the crime by hunger the Sessions Judge
recommended that they should be
released.

2. The Court of Foujdaree
cannot concur in the recommendation
of the Sessions Judge the case appears
therefore one of too serious a complexion
to be thus treated and they accordingly
resolve to sentence the prisoners to be
imprisoned for 2 years with hard labor
in irons.

3. The Court of Foujdaree will
point out to the —— Sessions Judge
that he should have mentioned in

5th November 1855

his sentence the number of cattle carried
off, or it is to be presumed that the 1st
and 2d witnesses could have given the
information.-

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

(Sent in No)

Read B Reports from the
Acting Agent to the Governor at Ganjam
and his Assistants, for the Months of
September 1855.

(Here enter F.Co. No. 2287 of 1855.)

By the Acting Agent case No 112 of 1855.

This case, in which the
Prisoners are charged with having seized
and carried off a buffalo, the property of
the Prosecutor, was clearly a case of
Gang Robbery not of Cattle Stealing, and
the facts set forth in the abstract of
evidence do not in any way alter the
nature of the offence.-

2 Although no actual force
in the literal sense of the term, was used,
the seizure was effected by intimidation,
the Acting Agent remarking that the

Prosecutor

Prosecutor and the man who was with him" made no resistance because they "were but two to five".

By the Acting Principal Sudr. Amn. Case No. 17.

3 The Court of Foujdaree Udalut observe that a backyard is not a place for the custody of property within the meaning of the Regulation (VI of 1822) which treats of housebreaking. The offence in the case under Review was a simple Theft.

By the Sudr. Amn. Mr. Davidson Case No. 40

4 The abstract of charge in this case should have set forth the "guilty knowledge" without which the mere profession would not be criminal.

By Do. Case No. 43.

5 This charge should have specified the killing to be "malicious" and the heading should have been "Culpable Homicide not amounting to Murder".

Ordered that Extract from these Proceedings be sent to the Acting Agent to the Governor of Fort St. George at Ganjam for communication to the Officiating Judge.

(Sentence &c.)

Read Criminal Proceedings from the Magistrate and the Principal Sudder Ameen of Coimbatore.

(Vera Hunter F. Dc. No. 2243 of 1855.)

Ameen of Coimbatore.

By the Sudr. Amn. Mangalore Case No. 23 of 1855.

1. The Court of Foujdaree Udalut observe, with reference to this case, that the mere fact of the money having been entrusted by the Prosecutor to the Prisoner could not of itself change the character of the offence.

2. To constitute the offence of "embezzlement", the Prisoner must be shewn to have received the money or other property for a specific purpose, in virtue of his employment as &c. Servant or Agent. This case therefore, in the absence of any specification of the relation in which the Prisoner stood towards the Prosecutor, should have been entered under the head of "Theft".

By the Principal Sudder Ameen Case No. 210 of 1855

3. The Court of Foujdaree Udalut are of opinion that, considering the nature of the very serious crime laid to the Prisoner's charge, the punishment awarded by the Principal Sudder Ameen, Six weeks imprisonment with hard labour

labour in irons, was wholly inadequate

Case No. 214. of 1855. 4. The sentence awarded in this Case is inadequate.

By Principal Sudder Ameen. Case No. 216 of 1855. 5. The designation 'homicide' does not — of itself constitute an indictable offence. It is the nature & character of the 'homicide' which determines the head under which the offence should be classed, it being in the present instance apparently, 'culpable' homicide.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore for communication to the Principal Sudder Ameen and to the 1st Assistant Magistrate for their information and future guidance.

(Sent in No.)

Read Letter dated 22nd October 1855 from the Sessions Judge of Cuddapah

(Here enter F. Co. No. 2966 of 1855.)

52 of 1855 of the Sessions Court of Cuddapah

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this Case that the period of imprisonment to be undergone by the Prisoner noted in the margin

Pitchevadoo

been adjudged to suffer on his conviction of Highway Robbery be reduced to (7) Seven years with hard labour in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

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

(Sent in No.)

Read Letter dated 22nd October 1855 from the Sessions Judge of Guntoor.

(Here enter F. Co. No. 2268 of 1855.)

In the above letter the

1 Sessions Judge requests the opinion of the Court of Foujdaree Adalut as to whether native practitioners detected inoculating with small pox matter are criminally liable.

2. The Court of Foujdaree Adalut forward to the Sessions Judge Extracts from former Proceedings of the Court dated the 30th November 1831 from which it will be seen that the practice referred to in his letter has not been considered by the Court to be a punishable offence

offence.-

Ordered that Contract of these Proceedings be sent to the Sessions Judge of Gunjam for his information

(Sent in No)

Read Letter dated 22. October 1855 from the Sessions Judge of Tinnevelly referring for the final Judgment of the Court of Foujdaree Udalut, the Record of Case No. of 1855. of the Calendar of the Sessions Court of 1855.

(Vide Letter Rec.d No: 2316 of 1855)

Mr. G. L. Hooper.

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 Ramasawmy Naick
2d Venkatasa Naick
3. Sankunnaiah
4th Pagandy Tavee
5th Pachaiah
6th Chinnalingatavee
and
7th Rotanah.

is sufficient to commit them for trial on the charge of Gang Robbery, do commit them thereof; and under the provisions of Section IX Regulation XV of 1803, 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 the period of (4) four years.-

(Sent in No)

E. S. H.

Langstaff

Tuesday
6th November 1855

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esqre. — Puisne Judges
W. A. Morehead Esqre. —
J. L. Strange Esqre. —

Read Calendar in Case No. 86 on the file of the Session Court of Bellary for 1855.

(Here enter F. Ho. No. 2270/1855)

The Court of Foujdaree Adalut request the Session Judge will in future compress his sentences as much as possible that under review is much too lengthy. The Court do not require that the sentence should consist of an abstract of the evidence, but that it simply should contain the grounds of the judgment arrived at.

Ordered that Extract from these Proceedings be Sent to the Session Judge of Bellary for his information.-

(Sent in No.)

Read

Read Calendar of prisoners in Case No: 17 of 1855 of the Sessions Court of Coimbatore.

(Here enter F: No. 2278 of 1855.)

1 The Court of Foujdaree Adalut points out to the Sessions Judge that the acts charged in the 2nd Count of the indictment against the prisoners 4 to 8 would make them equally guilty in the murder as the prisoners from 1 to 4.

2. They should all have been included in the first count.

Ordered that Extract from these Proceedings be sent to the Sessions of Coimbatore for his information.

(Sent in No.)

Read letter under date the 26th October 1855 from the Acting Subordinate Judge of Combaconum.

(Here enter F: No. 2307 of 1855.)

1 In the above letter the Subordinate Judge recommends that under the circumstances therein stated

a conditional pardon may be granted to David, 1st Prisoner in Criminal No. 111 of 1855, charged with the commission of a murder, now pending before the Subordinate Court of Combaconum

2 The Court of Foujdaree Adalut refuse to accede to the recommendation of the Acting Subordinate Judge as the 1st Prisoner by his own confession would appear to have taken an active part in the murder.

Ordered that Extract from these Proceedings be sent to the Acting Subordinate Judge of Combaconum together with the Original depositions.

(Sent in No.)

Ex Letter

F. 16.

Wednesday 7th November 1855 } At a Court of the Tonjdaree Udalut

Present

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges
T. L. Strange Esquire

Read letter, dated 17th October
from the Session Judge of Tinnevelly.
(Here enter F. 16. N° 2251 of 1855)
In the above letter the
Session Judge requests sanction for the Monthly
disbursement of 3 Rupees for the maintenance of the 2 orphans of a prisoner who
has been executed.-

The Court of Tonjdaree Udalut
inform the Session Judge that there is
no authority under which such expenditure
can be sanctioned the children are simply
objects of charity as many others are

Ordered that Extract from
these Proceedings be sent to the Session
Judge of Tinnevelly for his information
(Sent in N°)

Read

Read letter under date the 30th October 1855 from the Agent to the Governor of Fort St. George at Kurnool, submitting for the final judgment of the Foujdaree Udalut a report of the trial of Criminal Case No. 55 of 1855 on his file.

(Here Enter F. Uc. No. 2314 of 1855.)

The Court of Foujdaree Udalut Concur with the Government Judge in Convicting the Prisoners.

1st Boya Juakiadoo.

2nd Mandadoo.

3rd Vencatagandoo

of Attempt at Robbery, and Sentence them as recommended to Imprisonment with hard Labor in irons for a period of two Years.

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

(Sentence No.)

Read Calendar of Case

on the file of the Sessions Court of Nellore.

(Here Enter F. Uc. No. 2305 of 1855.)

The Court of Foujdaree Udalut resolve to cancel the requisition of Security, this not being in their opinion a Case calling for it. The Sessions Judge, they observe, cannot venture to Convict on the Evidence.

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

(Sentence No.)

Read Calendar of Case No. 65 of 1855 submitted by the Sessions Judge of Coimbatore, under date the 18th September last.

(Here Enter F. Uc. No. 2277 of 1855.)

The 1st Prisoner in this Case

1 was charged with House breaking and Theft to the value of Rupees 675 8 -, and the 2nd Prisoner with having knowingly received and concealed a portion of the stolen property.

The Sessions Judge in Concurrence

2 with the opinion of the Law Officer Convicted the prisoners of the Crimes charged

and

and sentenced the 1st Prisoner to 7, and the 2nd to 1 years imprisonment, but recommends that the sentence in the Case of the 1st Prisoner be reduced to 5 years imprisonment.

3. The Court of Foujdaree Adalut observe that the Sessions Judge gives no grounds for his recommendation, nor do there appear to the Court to be any grounds whatever for mitigation in this Case, the theft being a serious one and committed by a servant. They therefore decline acceding to the Sessions Judge's recommendation.—

4. The Court of Foujdaree Adalut further observe that the sentence passed on the 2nd prisoner was too lenient.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore for his information

(Sent in No)

Read a Criminal Report from the Agent to the Governor at Vizagapatam for the Months of September 1855.

(Here enter F. Cl. No 225 of 1855.)

The

1. The 1st Prisoner in this Case has been sentenced, in addition to Six (6) Months imprisonment, to receive 100 lashes with a Cat-o-nine tails on the first day of the last month.—

The Court of Foujdaree Adalut

2. observe that it is not the rule that Corporal punishment should be then held hanging over the Prisoner, and direct that this practice be discontinued.

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort St George at Vizagapatam for his information and future guidance.

(Sent in No)

Ex 18

Geo Taylor

F. U.

Thursday 8th November 1855. At a Court of the Foujdaree Udalut

Present.

G. L. Hooper Esqre ____ Puisne Judge
W. A. Morehead Esqre ____ Puisne Judge
T. L. Strange Esqre ____ Puisne Judge

Read letter dated 24th October 1855 from the Session Judge of Masulipatam.

(Here enter F. U. No. 2308 of 1855)

1. With the above letter the Session Judge submits a correspondence with the Resident at Hyderabad relative to the provisions of Act XXI of 1850.

2. The Court of Foujdaree Udalut concur with the Resident as to the inexpediency of claiming the interference of the Nizam's Government, and they are of opinion that the submission to Government of the matter to which the correspondence refers is unnecessary.

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

(Sent in No.

Read

8th November 1855

Read letter dated 31st October 1855 from the Agent to the Governor at Kurnool, submitting for the final judgment of the Foujdaree Udalut the record of Case No. 50 of 1855 on the file of the Agent's Court.

(Here enter F. Ul. No. 2342 of 1855)

Mr. Hooper.

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,

"Madeega Timmadoo"

is sufficient to convict him of the crime of effecting his escape from custody with a pair of irons on, which according to the Mahomedan Law, and on futwas of their Law officers, discretionary punishment is awardable, do convict him thereof, and under the provisions of Clause seventh Section II Regulation XX of 1803, and Section XXXV Act of 1843, sentence him to be imprisoned and kept at hard labor in irons on the public roads or other public works for and during the period of (5) five years in addition to any former sentence which may be in force against him.

(Seal) No. 11

F. Ul.

Saturday
10th November, 1855. At a Court of the Foujdaree Udalut

Present.

G. S. Hooper, Esqre
W. A. Morehead, Esqre
T. L. Strange, Esqre
} Puisne Judges.

Read letter under date the 30th October, 1855, from the Sessions Judge of Mangalore, submitting for the final judgment of the Court of Foujdaree Udalut, the record of trial in Case No. 32 of 1855, on the Calendar of the Sessions Court.

(Here enter F. Ul. No. 2346 of 1855.)

Messrs. G. S. Hooper, and 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,

Dhee Corah,

is sufficient to convict him of the crime charged,

10th November 1833.

charged, do remand him thereto
him to be transported to such
Islands beyond Sea as the Gover
shall appoint, there to be
and kept to hard labor
Sentence to be
during the pleasure of His

Exd Ellis.

Sub in Ap

nday.

J. U.

ember 1833. At a Court of the Fouzdaree Udalut

Present

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
J. L. Strange Esquire

Read Calendar in Case No 37 of 1833 Submitted by the Acting Sessions Judge of Salem.-

/Here enter J. U. No 2318 of 1833./

The Prisoner was charged with aggravated assault accompanied by serious personal injury and on conviction was sentenced by the Acting Sessions Judge to 2 years imprisonment with hard labor in irons.-

2. The Court of Fouzdaree Udalut observe that considering the very brutal nature of the injuries inflicted by the prisoner on his wife / the prosecutrix / the sentence passed was inadequate.-

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Salem for his information.

/pencilled No/ Read.

12th November 1833.

Read Calendar of Cases

of the Sessions Court of Bellary

The Sessions Judge recommended

that the period of Imprisonment which

1 B. Hanamah the Prisoners noted in the Margin have been

2 M. Hanamah. adjudged to suffer on their Conviction of

Gang Robbery be reduced to 7 years.

2.

The Court of Foujdaree Adalut

are of opinion that a less severe sentence than

that proposed by the Sessions Judge will

meet the ends of justice in this case and

they accordingly resolve to sentence the

Prisoners to Imprisonment for 5 years with

hard labor in irons.

Ordered that Extract from

these proceedings be forwarded to the Sessions

Judge of Bellary for his information.

/True Copy/

Read Calendar of Case No 91 of

1833 of the Sessions Court of Bellary.

/Hereunto F.A. No 2272 of 1833/

The Court of Foujdaree Adalut

approve of the recommendation made by the

12th November 1833.

1 Benoogaudoo
2 Sonagaudoo
3 yr Ellogaudoo

Sessions Judge in this case that the period of

imprisonment which the Prisoners noted in the

margin have been adjudged to suffer on their

Conviction of Highway Robbery be reduced

to /7/ Seven years with hard labor in irons

and they do authorize the Sessions Judge to

issue his warrant accordingly.-

Ordered that Extract from these

Proceedings be forwarded to the Sessions Judge

of Bellary for his information.

/True Copy/

Read Calendar of Case No 95 of

1833 of the Sessions Court of Bellary.

/Hereunto F.A. No 2284 of 1833/

The Court of Foujdaree Adalut

approve of the recommendation made by the

Sessions Judge in this case that the period

of imprisonment which the Prisoner noted

Nabee Sahib in the margin has been adjudged to suffer

on his Conviction of House breaking with

theft be reduced to /4/ Four years with

hard labor in irons and they do authorize

the Sessions Judge to issue his warrant

accordingly.-

Ordered

Ordered that Extract from the
Proceedings be forwarded to the Sessions Judge
Bellary for his information.

/ true Copy /

Read Calendar of Cases Nos 95 & 96
of the Sessions Court of Bellary.

/ Hervey Esqr F.H. No 2283 of 1835 /

1.

The Sessions Judge recommends
that the Period of Imprisonment inflicted on the
Obregandoo prisoner noted in the margin hereof have also
to suffer on his Conviction of Attempt to commit
Highway Robbery be reduced to 3 Months.

2.

The Court of Foujdaree Adalut
considering the mitigated sentence above
proposed inadequate for the punishment
of the Prisoner resolve to sentence him to
Imprisonment for one year with hard labour
in irons.-

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

/ true Copy /

Read Calendar of Cases Nos 94 & 95 of 1835
of the Sessions Court of Coimbatore.

/ Hervey Esqr F.H. No 2325 of 1835 /

The Court of Foujdaree Adalut observe
that as the charge against the prisoner in this
case was one of simple theft to a small amount
the Principal Sudder Ameen should not have
committed it, but have disposed of it himself.

Ordered that Extract from these
Proceedings be sent to the Sessions Judge of
Coimbatore for his information and for Communi-
-cation to the Principal Sudr Ameen.-

/ true Copy /

The record of trial in referred case
No 4th of 1835, on the Calendar of the Agent to
Court of Ganjam not having been yet received.

Ordered that the Acting Agent
in Ganjam be required to submit the record
aforesaid without delay

/ true Copy /

Read letter dated 21st October 1835
from the Acting Principal Assistant Agent to
the Governor in Ganjam.-

/ Hervey Esqr F.H. No 2313 of 1835 /

In the above letter
the Acting Assistant Principal Agent applies
for permission to admit as approvers certain
individuals

Ordered that Extract from the Proceedings be forwarded to the Sessions Judge of Bellary for his information.

/ Sentence No /

Read Calendar of Cases No 195 of the Sessions Court of Bellary.

/ Hereunder F.R. No 2283 of 1855 /

1.

The Sessions Judge recommends that the period of Imprisonment inflicted on the Prisoner noted in the margin hereof be reduced to 3 years viz. Obregandoo to suffer on his Conviction of Attempt to commit Highway Robbery be reduced to 3 years viz.

2.

The Court of Foujdaree Adalut considering the mitigated sentence above proposed inadequate for the punishment of the Prisoner resolve to sentence him to Imprisonment for one year with hard labour in irons.-

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

/ Sentence No /

Read Calendar of Cases No 191 of 1855 of the Sessions Court of Coimbatore.

/ Hereunder F.R. No 2325 of 1855 /

The Court of Foujdaree Adalut observe that as the charge against the prisoner in this case was one of simple theft to a small amount the Principal Sudder Ameen should not have committed it, but have disposed of it himself.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore for his information and for Communication to the Principal Sudr Ameen.-

/ Sentence No /

The record of trial in referred case No 44 of 1855 on the Calendar of the Agent's Court of Ganjam not having been yet received.

Ordered that the Acting Agent in Ganjam be required to submit the record aforesaid without delay

/ Sentence No /

Read letter dated 21st October 1855 from the Acting Principal Assistant Agent to the Governor in Ganjam.-

/ Hereunder F.R. No 2313 of 1855 /

In the above letter the Acting Assistant Principal Agent applies for permission to admit as approvers certain individuals

12th November 1833.

Ordered that Extract from
Proceedings be forwarded to the Sessions Judge
Bellary for his information.

/ true Copy /

Read Calendar of Cases for Trial
of the Sessions Court of Bellary.

/ Hereunder F.H. No 2283 of 1833 /

1.

The Sessions Judge recommends
that the Period of Imprisonment sentenced
Obregandoo Prisoner noted in the margin shall be augmented
to Suffer on his Conviction of Attempt to commit
Highway Robbery be reduced to 3 Months.

2.

The Court of Foujdaree Adalut observe
Considering the mitigated Sentence above
proposed inadequate for the punishment
of the Prisoner passed to sentence him to
Imprisonment for one year with hard labour
in irons.-

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

/ true Copy /

Read Calendar of Cases for Trial
of the Sessions Court of Coimbatore.

12th November 1833.

/ Hereunder F.H. No 2325 of 1833 /

The Court of Foujdaree Adalut observe
that as the charge against the prisoner in this
case was one of simple theft to a small amount
the Principal Sudder Ameen should not have
committed it, but have disposed of it himself.-

Ordered that Extract from these
Proceedings be sent to the Sessions Judge of
Coimbatore for his information and for Communi-
-cation to the Principal Sudr Ameen.-

/ true Copy /

The record of trial in referred case
No 44 of 1833, on the Calendar of the Agents
Court of Ganjam not having been yet received.-

Ordered that the Acting Agent
in Ganjam be required to submit the record
aforesaid without delay

/ true Copy /

Read letter dated 21st October 1833
from the Acting Principal Assistant Agent to
the Governor in Ganjam.-

/ Hereunder F.H. No 2313 of 1833 /

In the above letter
the Acting Assistant Principal Agent applies
for permission to admit as approvers certain
individuals

Masulipatam under date the 27th Ultimo.

/Forwarded F. R. No 2324 of 1855/

Case No 83. 1 The Court of Fouzdaree Udalut observe that the remark in the 11th Column in this case to the effect that the apeepoos convicted that the prisoner on strong suspicion has been wrongly entered it appearing from the translation of their verdict that they do not hold the prisoner under suspicion but convict him absolutely of being in possession of the stolen property.

2. The Court of Fouzdaree Udalut observe that if the sentence of the Sessions Judge had rested on the grounds stated by him in the concluding para of his remarks it cannot be upheld, but presuming that his finding is the same as that given by the apeepoos in their verdict they abstain from disturbing his sentence.

3 With reference to para 4 of the Extract from the Proceedings of the Sessions Court dated the 12th October 1855 which accompanied the above Calendar - The Court of Fouzdaree Udalut resolve to request the Sessions Judge to call upon the Magistrate to report whether the Head of Police

individuals in a case of murder [illegible]
on the Talook of Pedda Kunoor of the
District.

3.

The Court of Fouzdaree [illegible]
on Consideration of the Circumstances
in the above letter resolve to submit to
Hudabuksh and Sooruk Salabunjee on
approved the statements of the other
individuals the abetting Principal Appellant
proposes to appear as witnesses the Court
of Session would not recommend the
of the two persons as being a responsible
fact. The Court of Fouzdaree Udalut
the attendance of the abetting Principal
to the orders of Government dated 27th
published at Page 384 of Fort Saint George
and request he will adopt the same legal
signatures

Ordered that a Perwanah from
proceedings be sent to the abetting Principal
Appellant C to the Agent to the Governor of
Saint George on Fourpence for his information
the Court &c

Read the Calendar and Case No. 1855
83 of 1855 submitted by the Sessions Judge

Police as fit for the post he holds and what situations he has hitherto held and for what period.

Ordered that Extract from the proceedings be sent to the Sessions Judge of Masulipatam by Parcel patamar bearer X days from and after its receipt.

/Sent following receipt No /

Read letter dated 6th November 1855 from the Acting Sessions Judge of Coimbatore submitting for the final judgment of the Court of Foujdaree Adalut the proceedings of trial in Case No 37 of 1855 on the Calendar of the Sessions Court.

/Hereunder F.M.P. No 2350 of 1855/

Mr J. L'Strange

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

1st Valoo Pundaram
and
2d Nulla Tingal

is sufficient to convict them of the crime charged to convict them thereof and sentence them to be transported to & to work & there as slaves for

Mr Strange

see as the Governor in Council shall appoint there to be imprisoned and kept to hard labor on the public roads or other public works for and during the period of their natural lives.

/Sent in No /

Read Miscellaneous Petition presented on the 15th Ultimo by Kalaspate Goundan of Gillah Coimbatore praying for the release of the Prisoners in Case No 6 of 1855 of the Sessions Court of Coimbatore.

/Hereunder F.M.P. No 266 of 1855/

The Court of Foujdaree Adalut seeing no reason to question the propriety of the Sentence passed by the Sessions Judge upon the prisoners in the case in question resolve to reject this petition.

Ordered that Extracts from these Proceedings be furnished to Petitioner on his application.

Read Miscellaneous Petition presented on the 23d Ultimo by Thirumaloo Chetty Pleader on behalf of Soldeyapatnum Ramanooja Iyengar of Gillah Coimbatore.

/Hereunder F.M.P. No 270 of 1855/

12th November 1855

Mr Strange 1

Petitioner appeals against the order of the Sessions Court of Coimbatoore under date the 25th July 1855 confirming the decision passed by the Joint Magistrate dismissing the Complaint preferred by the Petitioner against one Ramachandra Naick and others charging them with breaking an idol named Vadamthee Chetty in the Pagoda at Nachiar Coil in the Talook of Coimbatoore.

The Court of Fouzdaree Adalut Consider that no ground has been shown for their interference in the matter, and accordingly reject this Petition

Ordered that Extract of these Proceedings be given to Petitioner Vakeel on his application.

Read Mr Norton's Minute Petition presented on the 22d Ultimo by Mr Ogilvie of Gillah Chingleput

(Hon'ble F. H. P. No 36 of 1855)

Mr Morehead 1

Petitioner reiterates his prayer for the release of her son Chinna who was sentenced to imprisonment

12th November 1855

with hard labour in Irons in Case No 11 of 1855 of the Sessions Court of Chingleput.

2. The Court of Fouzdaree Adalut resolve to refer the Petitioner to their orders dated the 21st July last upon her petition No 175 of 1855 and to reject the prayer of her present Petition.

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

Read letter dated 5th November 1855 from the Acting Sessions Judge of Madura.

(Hon'ble F. H. No 2373 of 1855)

1. With the above letter the Acting Sessions Judge forwards copy of a letter from the Subordinate Judge together with copy of certain proceedings under date 14th September 1855 held by Mr Clarke late Acting Sessions Judge and requests the opinions and orders of the Judges of the Fouzdaree Adalut thereon.

The Court of Fouzdaree Adalut

2. desire the Acting Sessions Judge will inform the

the Subordinate Judge that the order
by the late Acting Sessions Judge and
conformity with the Section XI Regulation
1916 to the provisions of which the
-ordinate Judge is referred.

Ordered that Extract of
these Proceedings be forwarded to the
Sessions Judge of Madura for his in
/Sent Civil No/

Read Calendar of Cases
the Sessions Court of Salem.

/Here enter F.H. in C. No 231 of 1933/

The Court of Enquiry detailed
the grounds recorded by the Sessions Judge for the
conviction of the prisoner in this case are
satisfactory and it being impossible to
from of the professions of the accused they
to call upon the Sessions Judge for a
statement of the case.

2.

The Court of Enquiry detailed
that it is stated in the Principal that
abstract that the prisoner denied
Police officers it would appear
of the Law Officer and the remarks

Judge that he confessed before the Police.

Ordered that Extract from
these Proceedings be forwarded to the Sessions
Judge of Salem for his information by
precept returnable in ~~7~~ days from and after its
receipt.

/Sent following precept No /

Ex. of Thok

Read Miscellaneous Petition presented
on the 29th Ultimo by Poongavanam and another
Gillak Combaconum praying for the release
of the Prisoners in Case No 33 of 1933 of the Sessions
Court of Combaconum.

/Here enter F.H. in C. No 272 of 1933/

Before finally disposing of the
foregoing Petition the Court of Enquiry
Madurai directs the Acting Sessions Judge
of Combaconum to forward for their consi-
deration the record of trial in the case afore
-mentioned.

Ordered that Extract from these
Proceedings be sent to the Acting Sessions Judge
of Combaconum by Precept returnable in
III Days.

/Sent following precept No /

F. U.

Tuesday
13th November 1835. At a court of the Foujdaree Udalut.

Present

G. S. Hooper Esquire
W. A. Morshead Esquire } Puisne Judges
T. L. Strange Esquire

Read calendar of Case N° 33 of 1835 of the Sessions Court of Madura.

/Herewith F. R. N° 2328 of 1835/

The Court of Foujdaree Udalut approve of the recommendation made by the Sessions Judge in this case that the period of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their conviction of the crime of Robbery by force & violence, be reduced to two years' imprisonment with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

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

/ Section N° /

1 Palaniyandy
2 Irumbanlu
3 Periacaroopen

13th November 1855

Read Calendar of Court of 1855 of the Sessions Court of Coimbatore

Coimbatore F.M. No 230 of 1855

The Court of Foujdaree Udalut approve of the Recommendation made by Sessions Judge in this Case that the Prisoner now imprisoned under the Prisoner under the margin be sentenced to undergo the remainder of the term of Three years Rigorous imprisonment to which he was sentenced by the Court of Session of Coimbatore to be kept at hard labor in irons, and that he be transported by the Sessions Judge to the Straits

Ordered that Extract of these Proceedings be forwarded to the Judge of Coimbatore for his information

Sd/ G. Oliver

Sd/ T.L.

Narrayenen

Thursday 15th November 1855.

F.M.

At a Court of the Foujdaree Udalut

Present

G.S. Hooper Esquire
H.D. Morehead Esquire
T.L. Strange Esquire
} Puisne Judges.

Read Miscellaneous

Petition presented on the 15th October 1855 by Mr John Tanchon Brenon Pleader on behalf of Kolata Narraina Brenon Prisoner in Case No 48 of 1855 on the file of the Sessions Court of Calicut.

(Vide enter F.M.P. No 265 of 1855)

Before finally disposing of the above Petition the Court of Foujdaree Udalut resolve to direct the Sessions Judge of Calicut to forward for their consideration the Original record of trial in Case No 48 of 1855.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Calicut for his information by Receipt returnable within V days from and after its receipt.

(Sent following precept Sd

Read

Sess Jy R. Morehead

T.L. Strange

13 15th October 1855

Read Petition Thomas
presented on the 3rd Instant by Mr
F Gillett Chingleput.

Prisoner Nos. 1 & 2 in Register No. 2339 of 1855.

Petitioner solicits
for the release of her son, the 1st Petitioner
Case No. 13 of 1855 of the Chingleput
Chingleput, who was sentenced to
imprisonment with hard labor
on a charge of Robbery by open

The Court of Sessions
resolved to reject this Petition, and
Petitioner to the orders formerly pass
thereon on the subject.

Ordered that Extract
these Proceedings be forwarded to
Petitioner on her application.

Ex Mr Hall

George Ellis

X

F 16

Saturday 17th November 1855

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esqre ——— Puisne Judge
W. A. Morehead Esqre ——— Puisne Judge
T. L. Strange Esqre ——— Puisne Judge

Read Calendar of Case No. 20
of 1855 of the Session Court of Chingleput
(Register F 16 No. 2339 of 1855)

The Session Judge recommends
that the period of Imprisonment which the
Prisoners in this Case have been adjudged to
suffer on their conviction of Robbery by open
violence, may be reduced to 4 years

The Court of Foujdaree Udalut
2 considering the mitigated sentence above proposed
inadequate for the punishment of the Prisoners,
resolve to sentence them to Imprisonment for
7 years with hard labor in irons

Ordered that Extract from these
Proceedings be sent to the Session Judge of
Chingleput for his information

(Sent from Mr

Read

(Read Letter under date the
October 1855, from the Agent to the Gover
Fort St George at Vizagapatam, enclosing
found guilty of the Sangadavu Robbery
of this kind of Communal Case. Mcfy of
has fallen

(Recommended
the Court of Sessions
Prisoners and the recommendation of the Presi
(Borga) Vizagapatam.
of Highway Robbery and sentenced them
proposed by the Court be confirmed

Ordered that a Copy of the
Proceedings be sent to the Agent to the Gover
of Fort St George at Vizagapatam for his
Information

Read the Proceedings of the Sessions
Court of Vizagapatam held on the
Petitioner was charged with having
Sessions Judge of Vizagapatam
Opinion dated 30th October 1855, recommending
to have the Sentence passed upon him
sentence of the Court of Sessions be confirmed
Court of Sessions held on the 15th
awarded the Petitioner

passed on the case

(Herewith F. No. N° 2157 of 1855)

Read again Miscellaneous

Petition presented on the 10th September 1855 by

E. Johnson Esqr. Barrister at Law, Pleader on

behalf of Ranganaiah of Zillah Combaconum.

(Herewith F. M. P. N° 236 of 1855)

Read also Calendar of Case 26

on the file of the Session Court of Combaconum

for 1855.

(Herewith F. No. N° 1708 of 1855)

The Prisoners in the above case

Mr. Thomp 1 were charged with, found and being convicted

were sentenced by the Acting Session Judge the

1st Prisoner to be imprisoned with hard labor

ons irons for the term of three years and the 2d

3rd & 4th Prisoners to be severally imprisoned

with hard Labor in irons for the term of one year

On review of the Record of the

2 trial in this case the Court of Foujdaree Adalut

do not consider that the charge has been esta-

blished against the Prisoners by the evidence

adduced. On the contrary the evidence for the Prosecution

appears to the Court of Foujdaree Adalut to preponderate

against the truth of the charge

There

17th November 1855.

3

There was testimony to support the charge but that of the Prosecutor and the 2nd the Prosecutrix is an interested party and both of the aggressed and attributes to her use of words H. 3d witness says that he saw the 1st Prisoner with a false description thereof by the 1st Prisoner without perceiving any testimony that he was for this statement appears to the Court of Fouzdaree Udalut unworthy of credit. The Prisoner is allowed to plead guilty, was accordingly heard fully and the Court of Fouzdaree Udalut concurs in the sentence passed upon him by the Agent to the Governor in Council at Fort St George dated 30th October 1855 and submitted for the confirmation of the Sudder Court.

Ordered that Extract from these proceedings be sent to the Agent to the Governor in Council at Fort St George.

(Sent in No.

Read

F. U.

Monday 19th November 1855.

At a Court of the Fouzdaree Udalut

Present

G. L. Hooper Esqre ——— Puisne Judge

W. A. Morehead Esqre ——— Puisne Judge

T. L. Strange Esqre ——— Puisne Judge

Read letter under date the 30th October 1855 from the Agent to the Governor of Fort St George at Vizagapatam, submitting for the final judgment of the Fouzdaree Udalut a report of the trial of a Criminal Case on his file

(Here enter F. U. No. 2362 of 1855)

The Court of Fouzdaree Udalut concurs in the conviction of the Prisoner,

Yerriah Sunnassy,

of Culpable Homicide and sentences him in accordance with the Agent's recommendation to 2 years' imprisonment with hard labor in irons.

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort St George at Vizagapatam for his information.

(Sent in No.

Read

19th November 1855.

Read the calendar of Cases
and Order of Reference of this Session Court of the
(Herewith Enc. No 2385 of 1855)
The Court of Tongadara Udalut
approve of the recommendation made by the Ses
Judge in this case that the period of imprison
which the Prisoners noted in the margin be
Compunchetties
Chetty.
Unjustly Chetties
gander.
been adjudged to suffer on their conviction
Highway Robbery be reduced to (8) eight
each to hard labor in irons, and they be re
the Sessions Judge to cause his warrant
accordingly.

Ordered that Extract from
Proceedings be forwarded to the Session
of Masulipatam for his information

(Sent on No

The record of Trial referred
No 2 of 1855 on the Calendar of this Session
of Tellicherry not having been yet rece

Ordered that the Session
of Tellicherry be requested to submit
period referred to above without delay

(Sent on No

The record of Trial numbered
of 1855 on the

19th November 1855.

Chittoor, which was set down for reference
under date the 19th September last, not having been
as yet received although the same was called for on
the 11th instant.

Ordered that the Session Judge of
Chittoor be requested by Precept returnable in
III days to submit the above record without
further delay and to report the cause of the
delay in its submission.

(Sent following) Precept No

Read letter dated 9th November 1855
from the Session Judge of Coimbatore, submitting
for the final judgment of this Court the Proceedings
the Record of Case No 3 of 1855 on the file of the
Sessions Court

(Herewith Enc. No 2385 of 1855)

Mr Harper
Mr Strange

The Court of Tongadara Udalut,
on a deliberate consideration of all the circumstances
features of the case in evidence before them, being
of opinion that the proof against the Prisoner,
"Kovalachellar Chetty,"
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

19th November 1855

him to suffer death by being hanged at the time and place of execution.

Sentence &c

Read letter dated 20th November forwarding Sessions Judge's proceedings in the trial and case for the Court's final judgment

Mysr. Ironhead and Strange.

Now entire F. U. Nos 1 to 3

The Court of Fouzdaree Udalut having taken into consideration all the circumstances of the case and examined witnesses on the part of the prisoners

1st D. Ruffhander

and

2d Ryan Sanders

are not entitled to any mitigation of punishment the evidence of the witnesses for the defence not having shaken the evidence for the prosecution, and the prisoners having confessed the murder charged, the Court sentence them to suffer death

1

The prisoners have been duly committed to the Sessions Judge by the Magistrate with a view to their trial before the Court of Sessions on the charge of murder and the Sessions Judge has recommended that the sentence of death passed upon them by the Court of Fouzdaree Udalut be confirmed

2

The Court of Fouzdaree Udalut have carefully considered the proceedings in this case and the grounds on which the prisoners were committed for trial and they are fully convinced that the prisoners are guilty of the murder with which they are charged

F. U.

19th November 1855

as information of this circumstance although they say they were convinced the Prisoners were the murderers. Their information does not appear upon the record until the 20th August, the murder having occurred on the 17th. The Court of Fouzdaree Udalut look upon the statements of these witnesses as improbable in themselves and further not to be depended on from the delay in their production. The Court further observe that the Sessions Judge has received this part of the evidence with distrust

3

The Prisoners were arrested on the 18th August and the 3d and 4th witnesses have deposed that when questioned by the Head of Police they denied their guilt. They subsequently confessed but their statements were not taken down in writing until the 20th. Confessions obtained under such circumstances the Court consider much to be mistrusted. The these confessions were repeated before the Subordinate Judge, the Court observe that they were made immediately on their arrival from the Talook and when there was reason to suppose they were still under the influence of the Police. The Court of Fouzdaree Udalut direct that the Subordinate Judge may be instructed that the manner in which the depositions were taken from the Prisoners was irregular. It has been repeatedly pointed out to Committing Officers that they are not to question prisoners on their immediate arrival at Court in respect to the offence on which they may be charged unless the whole case is taken up. In the present instance the prisoners' statements

before

19th November 1855.

Mafs. Insurhead and Strang.

him to suffer death by being hanged at the time and place of execution.

Seal of Court &c

Read letter dated 22d November from the Sessions Judge of Tondapatti submitting the Calendar on Which the Calendar for 1855 for final judgment

(Now entered F. Vo. Nos 1 & 2 of 1855)

The Court of Tinnevelly Madura after full consideration of all the circumstances of the case contained in the proceedings of the Trial Court

1st R. Sathadeva

and

2d Ry. Ramasamy

submit remarks as presumptive proof of the guilt of the latter witnesses, and that they confessed the crime charged, do acquit them & find that they be set at liberty

The prisoners have been tried by the Sessions Judge with assessors the Sessions Judge recommends that the Law officers concur with them and the finding of the Court for the final judgment of the Court of Tinnevelly Madura recommends that the prisoners should be discharged

2.

The Court of Tinnevelly Madura observe that the confessions in this case for the prosecution that the Police witnesses from whom the prisoners were said to have received the confessions that they severally gave them prior to the

F. Vo.

19th November 1855.

information of this circumstance although they say they were convinced the Prisoners were the murderers. Their information does not appear upon the record until the 20th August, the murder having occurred on the 17th. The Court of Tinnevelly Madura look upon the statements of these witnesses as improbable in themselves and further not to be depended on from the delay in their production. The Court further observe that the Sessions Judge has received this part of the evidence with distrust

The Prisoners were arrested on the 18th August and the 3d and 4th witnesses have deposed that when questioned by the Head of Police they denied their guilt. They subsequently confessed but their statements were not taken down in writing until the 20th. Confessions obtained under such circumstances the Court consider much to be mistrusted. The three confessions were repeated before the Subordinate Judge, the Court observe that they were made immediately on their arrival from the Talook and when there was reason to suppose they were still under the influence of the Police. The Court of Tinnevelly Madura direct that the Subordinate Judge may be instructed that the manner in which the depositions were taken from the Prisoners was irregular. It has been repeatedly pointed out to committing Officers that they are not to question prisoners on their immediate arrival at Court in respect to the offence with which they may be charged unless the whole case is taken up. In the present instance the prisoners' statements

before

19th November 1855

before the Subordinate Judge was made on the 23d August.

but the consequent proceeds omitted the 25th

4 That the Court of Enquiry did not take into consideration the Record of the Police Court of Tondy that the evidence adduced in support of the prosecution was insufficient for the conviction of the prisoners, and that they ought to be discharged

5 That the Court has erred in the method of the Trial of Cases with reference to the delay in sending the prisoners before the Court

Ordered that Appeal from the Sentence of the Subordinate Judge be dismissed for the information

Exd Clk

(Sentence &c

Translation

J. 26.

Tuesday 20th November 1855 } At a Court of the Tondiarre Adalut

Present

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
T. L. Strange Esquire

Read Calendars of Petty Cases disposed of by the Magistracy of Jaffnapatam during the 3d quarter of 1855.

(Here enter J. 26. No 2333, of 1855)

The Court of Tondiarre

1 Adalut cannot view as satisfactory the reasons assigned in the Column of Remarks for the delay which has in many instances occurred in the final disposal of Cases entered in these Calendars.

They would point, for

2 Example to No 22. 23 (Calendar 1st) and 52 (Calendar 17) in which the Causes assigned are, in their opinion wholly insufficient to account for so considerable a delay. The same remark applies to Case No 57, in which the offence

to

20th November 1855.

No 2 of 1855 S

The Sentence pronounced in

the Sentence should have been XXXX at 100

No 58 Day of 1855 to

The Officiating Superintendent of

Police in the Cases noted in the margin

has been absent from the Station, on the

plea of Sickness, since the 1st the Cases, which

the Substance of charge hardly amounts to

abuse of authority of the Prisoners called

Ordered, That the Cases be

then proceeding be forwarded to the Sessions

Judge of Tinnevelly for Consideration

& the Magistrate for his information and

guidance.

(Sent on No 2)

(Read Calendar of Case

of 1855 submitted by the Acting Sessions Judge

of Madura under date the 3d November

(Here enter R. No. 2349 of 1855)

(Read Report dated 5th Instant

submitted by the Sessions Judge of Tellicherry

of Cases pending on the 31st October 1855 and

Committed for trial during the Month of

September 1855 before him.

(Here enter R. No. 2361 of 1855)

20th November 1855

Read Report dated 3d Instant

submitted by the Sessions Judge of Chittoor,

of Cases pending on the 31st October 1855 before

the Sessions Court for a period in excess of 25

days, calculated from the date of Commitment.

(Here enter R. No. 2352 of 1855)

Read letter dated 3d Instant

from the Sessions Judge of Coimbatore, reporting

execution at half past 6 o'clock A.M. on

the 3d November 1855, of the sentence of death

passed upon Chinnymalay Ramen and Chinna 2

Marooden, Prisoners in Case No 59 of 1855 on the

Calendar of the Sessions Court of Coimbatore.

(Here enter R. No. 2353 of 1855)

Read Calendar of Case No 59

of 1855 submitted by the Sessions Judge of Tellicherry

under date the 6th November 1855.

(Here enter R. No. 2358 of 1855)

Read Return dated 7th Instant

from the Sessions Judge of Cuddapah to the precept

of the Sungdane Walah under date the 25th October 1855

desiring to be informed where the Prisoner

procured the stone with which he is said to

have struck the deceased?

(Here enter R. No. 2364 of 1855)

20th November 1855

Read petition dated 6th Inst
from the Sessions Judge of Chittoor to the Sessions
of the Tongadoo Udalut, under date the 27th
1855, Conveying three remarks on the Calendar
for the Month of September 1855 and thereby the
Sessions Judge moves the performance of Case No. 203 of
upon the District Moonsiff of Chittoor
Civil Station Cause to be brought to his Cha

(Here enter F. Ch. No. 2386 of 1855)

Read Calendar of Cases
of 1855 submitted by the Sessions Judge of Ch
under date the 1st November 1855.

(Here enter F. Ch. No. 2366 of 1855)

Read Calendar of Cases
of 1856 submitted by the Sessions Judge of Chi
under date the 1st November 1855.

(Here enter F. Ch. No. 2369 of 1855)

Read Calendar of Cases
1856 submitted by the Sessions Judge of Chi
under date the 6th November 1855

(Here enter F. Ch. No. 2370 of 1855)

Ex. Clerk.

Ex. Clerk.

F. Ch.

Wednesday
21st November 1855.

At a Court of the Tongadoo Udalut

Present

G. S. Hooper Esqr.
W. A. Morehead Esqr. } Puisne Judges
J. L. Strange Esqr.

Read Calendar sent Case No. 36
of 1855 submitted by the Sessions Judge of Chittoor
(Here enter F. Ch. No. 2386 of 1855)

The Court of Tongadoo Udalut
are of opinion that the Sessions Judge should have
disposed of this Case himself instead of remanding
it to the Subordinate Judge. If proved, the offence
was punishable by the Sessions Judge under Clause
II Section IV Regulation XI of 1822, and the fact of the
Prisoner (Appellant) a Beggar, having concealed the Cloths (Value
in the bed of a Nullah affords, in the opinion of the Court,
strong presumptive proof of a guilty knowledge.

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

Sent in Ex.

20

F. C.

Thursday
22nd November 1855 } At a Court of the Fouzdaree Adalut.

Present

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
J. L. Strange Esquire

The record of trial in preferred
Case No. 30 of 1855 on the Calendar of the
Sessions Court of Cuddapah not having been
yet received.—
Ordered that the Sessions Judge
of Cuddapah be required to submit the record
aforesaid without delay.—
(Sent in &c.)

Read Calendar of Case
No. 37 of 1855, of the Sessions Court of
Nungalaud.—
(Vide Inter F. C. No. 2371 of 1855)

The Court of Fouzdaree
Adalut direct in this Case that the
period of imprisonment which the Prisoner
noted in the Margin has been adjudged

Sct. Gomis

to

22d November 1855

from these proceedings be sent to the Sessions Judge of Bellary for his information.

(Sent in Ms. /s

Encl 11

22d November 1855

to suffer the Sentence of the Court Hereinbefore recorded, that is to say, to be imprisoned with hard labour for seven years and that he be thereafter transported beyond the seas for the term of his natural life.

Ordered that the Proceedings be forwarded to the Sessions Judge of Bellary for information.

(Sent in Ms. /s

Record Calendar of Cases for 1855 of the Sessions Court of Bellary

(Vide Inter Ml. No 2367 of 1855

The Court of Exhibits

Approve of the recommendation contained in the Sessions Judge in the case of the prisoner undergoing imprisonment which he is

1 Tiffins Lby.
2 Chunia Bhagda
3 Singumah

noted in the margin and hereinbefore ordered to suffer on their Conviction of the Offence of Highway Robbery, to be released from imprisonment with hard labour after the expiration of three years and that the Sentence of the Sessions Judge be altered accordingly.

Ordered that the Proceedings be forwarded to the Sessions Judge of Bellary for information.

(Sent in Ms. /s

22d November 1855

to suffer on his Conviction of the crime of Horse Stealing and thereby he ordered to undergo imprisonment with hard labour for one year and they do discharge the aforesaid Judge to issue his warrant accordingly

Ordered that Patrick Hayes do undergo these proceedings be forwarded to the Assizes Judge of Monaghan for his information.

(Sent in Ms)

Penal Calendar of Cases for 1855 of the Assizes Court of Kilkenny

(Vide Entry Book A. No 2367 of 1855)

The Court of Exchequer

Approve of the Recommendation made by the Assizes Judge in this case that the period of imprisonment which he ordered to suffer on their Conviction of Horse Stealing, be reduced to one month with hard labour and that they do discharge the aforesaid Judge to issue his warrant accordingly

By Lord Chief Baron

1 Affirmed by
2 Crimin Pleas
3 Exchequer

22d November 1855

From these proceedings be sent to the Assizes Judge of Kilkenny for his information.

(Sent in Ms)

Exchequer

Lord Chief Baron

Friday J. U.

5th November 1855 : At a Court of the Fouzdaree Adalut

Present

G. L. Hooper Esquire
W. A. Morshead Esquire } Puisne Judges.
J. L. Strange Esquire

Read letter dated 11th November 1855

from the Sessions Judge of Chicacole, submitting

for the final Judgement of the Fouzdaree Adalut

the record of trial in Case N° 9 of 1855 on the

Calendar of the Sessions Court.

/ Hemputer J. U. N° 2423 of 1855

The Court of Fouzdaree Adalut

in a deliberate consideration of all the cir-

cumstances of the case in evidence before

them, being of opinion, that the proof against

the prisoner

"Bharavanga Cannamah."

is sufficient to convict her of the crime of

Murder, do convict her 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

Regulation VIII of 1802, provided in this instance the
Court, the Court under the provisions of the
third section III Regulation V of 1810 has
her to be imprisoned and kept to labor
suitable to her sex, for and during the
space of ten years.

Messrs Norfor and Strange

1.

The Court of Foujdaree Adalut
observe, that to the Sessions Judges letter of reference
is incomplete, in not stating the grounds
which he has concluded the prisoner to be
guilty.

2.

The Court find her guilty on her
confession before the Futtey Arzee, as corro-
borated by her admission before the Sessions
Judge, and the evidence of witnesses who saw
her and the body of her child out of the well

3.

The Court of Foujdaree Adalut
are of opinion, that the sentence of transporta-
tion proposed by the Sessions Judge, under
the circumstances, in this instance, as the prisoner
through distraction of mind threw herself
and her child into the well in the course of
destroying herself and him, and they have
therefore sentenced her to be imprisoned
with

with labor suitable to her sex for ten years.

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

(Sentence No 1)

Read letter dated 19th November 1853 from the Sessions Judge of Chittoor, submitting for the final Judgment of the Foujdaree Adalut, the Record of trial in Case No 27 of 1853 on the Calendar of the Sessions Court

(Reference Pl. No 2433 of 1853)

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

"Vodola Timmadoo"

is sufficient to convict him of the crime charged, 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

sions, on the public roads or other public
for and during the period of his sentence
sentence to

F. U.

Saturday 24th November 1855.

At a Court of the Foujdaree Udalut

Present.

G. S. Cooper Esqr.
W. A. Morehead Esqr. } Puisne Judges
T. L. Strange Esqr.

Read Calendar of Cadet No. 16 of 1855 of the Sessions Court of Rajamundry.

Herewith F. U. No. 2307 of 1855.

The Sessions Judge recommends that the sentence recorded against the Prisoner on his conviction of Perjury, may be reduced to 2 Years.

The Court of Foujdaree Udalut being of opinion that a less severe punishment than that above proposed will meet the ends of Justice in this Case, resolve to sentence the Prisoner to imprisonment for one year with hard labor in irons.

Ordered that Extract from the Proceedings be forwarded to the Sessions Judge of Rajamundry for his information.

Sent in No. / Read

24 November 1855.

Read letter dated 23 Nov
from the Assistant Magistrate and Agent
Here enter F. No. 2305 of 1855
1.
In the above letter the Assis
Agent solicits the permission of the Court of Sessi
Ordered to offer to one Grange Ponthumy 3 Kaf
in a case of murder, a conditional pardon
2.
The Court of Tongalarra Ordai
cannot accede to the Assistant Agent's Reque
The testimony of this 3d Prisoner is little
he tells nothing of his own Knowledge and
professes to depend
Ordered that Extract from the
Proceedings be forwarded to the Assistant Magis
and Agent Gangi for his information
(Sentence No

Monday 26th November 1855

F No

At a Court of the Tongalarra Ordaliat
Present—

G S Hoofer Esqre
W A Morehead Esqre — Sessions Judges
J S Strange Esqr

Read Calendar of Cases
No 11 of 1855 of the Session Court of Ballary
Here entered F No 2305 of 1855

The Court of Tongalarra
Ordaliat approve of the recommendation
made by the Officiating Sessions Judge
in the above Sessions Case
which the Prisoners noted in the margin
have been adjudged to suffer and their
conviction of Highway Robbery be reduced
to (5) five years with hard labor in irons
and they do authorize the Sessions Judge
to issue his warrant accordingly

1 Venkinaidoo
2 Rammanah
3 M Nullega
4 M B Obeyd
5 B Nagadoo

Ordered that Extract from
these Proceedings be forwarded to the
Officiating Sessions Judge of Ballary
for his information

(Sentence No)

Read

26th November 1835.

Read Calendar of Case No 38 of 1835 of the Sessions Court of Rajahmundry

Here enter F. H. No 233 of 1835

The Court of Foujdaree Adalut

Observe in reference of the recommendation made by the Sessions Judge in this case that the period of confinement to which the Prisoner Gorrick prisoner noted in the margin has been sentenced to suffer on his conviction of Perjury before the Court of Sessions is Three years and not two years as the Sessions Judge in authorizing the Sessions Judge to direct his release has erroneously stated

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

(Sentence No)

Read Return dated the 16th November from the Sessions Judge of Nellore to the Precepts of the 26th October under date 12th November calling for a more detailed Statement of the Grounds for the conviction of the Prisoners in Case No 38 of 1835

Here enter F. H. No 240 of 1835

26th November 1835

Read again Calendar of Case No 38 of 1835 on the file of the Sessions Court of Nellore

Here enter F. H. No 233 of 1835

The explanation furnished in the above return is not satisfactory to the Court of Foujdaree Adalut therefore direct the Sessions Judge will transmit the Original record in the above case. The sentence passed by the Sessions Judge will in the meantime be suspended

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

(Sentence No)

Read Calendar in Case No 99 on the file of the Sessions Court of Bellary submitted by the Officiating Sessions Judge.

Here enter F. H. No 247 of 1835

The Court of Foujdaree Adalut point out to the Officiating Sessions Judge that he should, as pointed out by Section LV Act VII of 1843, have stated whether

whether the punishment recommended by him—

Ordered that the Sessions Proceedings be sent to the Officiating Sessions Judge of Bellary for information

(Sentence No)

Read Calendar and Case No 103 of 1855 on the file of the Sessions Court of Bellary—

(Here enter F.M.D. No 24 of 1855)

The Court of Foujdaree Adalut will explain what amounts the grounds for demanding security from the petitioner distinct from the evidence of his guilt which the Officiating Sessions Judge does not deem sufficient for his conviction—

Ordered that Extract from these Proceedings be sent to the Officiating Sessions Judge of Bellary by first Dak within 7 days from and after the receipt of

(Sent following Extract &c

The record of this Case referred to Case No 537 of 1855 and the Calendar of the Sessions Court of Cuddapah not having been yet received,

Ordered that the Sessions Judge of Cuddapah be required to submit the records aforesaid without delay—

(Sentence No)

Read Miscellaneous Petition presented on the 11th October 1855 by Sreenevasa Charry Pleader on behalf of Europeans Tarred of Tillak combating praying for the release of the Prisoners in Case No 59 of 1855 on the file of the Sessions Court of Coimbatore—

(Here enter F.M.D. No 26 of 1855)

Mr G. L. Hooper—1

The Court of Foujdaree Adalut having disposed of the aforesaid Case in their proceedings under date the 25th October 1855 rendered to reject this petition—

Ordered that Extract from these Proceedings be given to Petitioner's Pleader on his application—

Read Miscellaneous Petition presented on the 12th Instant by Chadayen and others of Tillak Chingleput.

(Here enter F.M.D. No 279 of 1855)

The

26

26th November 1835

Mr W. R. Morehead 1

The Courts of Foujdaree Udalut see nothing in this Petition which would induce them to doubt the propriety of the Order dated the 19th July last rejecting Petitioner's Petition No 174 of 1835 – It is therefore Ordered Petitioner's Petition be rejected and that the Order be final –

2.

Petition dismissed

Ordered that Extract from these Proceedings be furnished to Petitioner on their application

Read Miscellaneous Petition presented on the 12th Instant by Mr W. R. Morehead 1 of Gillah Co Adalut

Nº 80 of 1835

Petitioner complains that her property of the value of 300 Rupees had been plundered during the time she was in plaintiff's custody by the Police Ameen on a complaint preferred by her father and she concludes by praying the Court of Foujdaree Udalut to restore her property which she states she was not able to obtain from the authorities on the Province

26th November 1835

obtain from the authorities on the Province

2

The Courts of Foujdaree Udalut can do nothing for the Petitioner, who has produced no copies of Orders passed by the Magistrate or Session Judge. They therefore resolved to reject the Petition

Ordered that Extract from these Proceedings be furnished to Petitioner on her application –

Read Criminal Report B from the Session Judge of Masulipatam for the months of October 1835 –

(Recorder F. D. Nº 242 of 1835)

Nº 80 of 1835 1

The abstract of Charge setting forth that the Prisoner robbed the Prosecutor of his turban is not in accordance with the heading "Theft"

Ordered that Extract from these Proceedings be sent to the Session Judge of Masulipatam for his information and future guidance –

(Sent ind Nº)

Read Foujdaree Miscellaneous Petition presented on the 29th October 1835 by Mr

B

J. H. Wilson Pleader on behalf of almahs
Ammaul of Zillah, Salem.-

Mr. Morehead 1.

Here enter F. M. P. No 241 of 1835/

This is a petition of Review
praying the Court of Fouzdaree Udalut
to reconsider their order of 27th January last
which rejected Petitioner's Petition of appeal
and confirmed the sentence of the Session
Judge in Calendar No 21 of 1834 on the file of
the Session Court-

2

The Court of Fouzdaree Udalut
resolve to reject this Petition, the case having
been disposed of on a full hearing of its merits
and no grounds existing for a compliance with
Petitioners request.

Ordered that Extract from these
Proceedings be furnished to Petitioners Pleader
on his application

Read again Miscellaneous
Petition presented on the 3rd Instant by
Jones Caupiah, and others of Zillah Chingleput.

/Here enter F. M. P. No 243 of 1835/

Read also return dated the 17th
Instant from the Session Judge of Chingleput

to

to the Precept of the Court of Fouzdaree
Udalut, under date the 3rd Instant, directing
that Officer to forward a Statement of the
facts of the case referred to in the foregoing
Petition-

/Here enter F. M. No 240 of 1835/

Mr. W. A. Morehead 1.

The Court of Fouzdaree
Udalut having taken the above returned
and its accompaniment into consideration,
are of opinion that the case has been fully
gone into by the lower authorities- They therefore
refuse to interfere with the orders against
which Petioners Appeal

2. Petition dismissed

Ordered that Extract from
these Proceedings be sent to the Session
Judge of Chingleput for his information

/Sent in No 4/

Ordered also that Extract
from these Proceedings be furnished to
Petitioners on their application

Read letter dated 25th October
1835 from the Acting Agent to the
Governor of Fort Saint George in Ganjam
reporting

reporting that the prisoner in Calendar
committed suicide by throwing himself
into a well.

Here entered F.R. No. 2332 of 1835

Read Calendar in Case No.
of 1835 Submitted by the Session Judge of
Tellicherry under date the 16th October 1835.

Here entered F.R. No. 2332 of 1835

Read Extracts dated 1st November
1835 Submitted by the Session Judge of
Guntoor on perusal of the Police Calendar
for the 3rd Quarter of 1835.

Here entered F.R. No. 2332 of 1835

Read Triennial Report
dated 15th October 1835 Submitted by the
Session Judge of Kurnool for the months
of September 1835.

Here entered F.R. No. 2334 of 1835

Read Extract dated 1st November
1835 Submitted by the Acting Session
Judge of Madura perusing Petty Calendar
for the 3rd Quarter of 1835.

Here entered F.R. No. 2335 of 1835

Read Jail Report
dated

dated 1st November 1835 Submitted by the
Acting Session Judge of Salem, of Cases
pending on the 31st October 1835 before
the Session Court for a period in excess of
2 days.

Here entered F.R. No. 2336 of 1835

Read Calendar of Case No.
70 of 1835 Submitted by the Session Judge
of Coimbatore under date the 29th September 1835.

Here entered F.R. No. 2338 of 1835

Read Calendar of Case No.
101 of 1835 Submitted by the Session Judge
of Bellary under date the 1st November 1835

Here entered F.R. No. 2340 of 1835

F. C.

Tuesday. 27th November, 1855. At a Court of the Foujdaree Adalut.

Present

G. S. Hooper, Esqre.,
W. A. Morshead, Esqre.,
T. L. Strange, Esqre.,
} Puisne Judges.

Read Calendar of Cases No. 92 of 1855 submitted by the Sessions Judge of Masulipatam.

(Here noted F. C. No. 2415 of 1855.)

The Court of Foujdaree Adalut observe that the sentence in this case is badly drawn up. It consists merely of an abstract of the evidence which is not required, and does not contain the grounds of judgment which are essential to a sentence.

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

(Sent in No.)

Read

27th November, 1855.

Case No. 69.

Read Criminal Proceedings from the Agent to the Governor, for the month of September, 1855.

/ Vide Cutch P. C. No. 2343 of 1855 /

The Court of Sudder Adaulut are of opinion that, considering the nature of the offence with which the Prisoner stands charged, the sentence of imprisonment awarded by the Agent was inadequate.

Ordered, that the Extract from these Proceedings be forwarded to the Agent to the Governor of Fort St. George, as directed, for his information and future guidance.

/ Cutch in No. /

Read letter dated 20th November 1855 from the Register of Sudder Adaulut, forwarding for the final judgment of the Sudder Adaulut, the Record of Case No. 60 of 1855, on the Calendar of the Session Court.

/ Vide Cutch P. C. No. 2460 of 1855 /

The Court of Sudder Adaulut

Wm. L. Strange.

27th November, 1855.

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,

"Yerlagadda Crishnadu,"

is sufficient to convict him of the crime of Rape, for which in the absence of the requisite conditions of Hud, discretionary punishment is awardable under the Mahommedan Law, as declared in futwas of their Law Officers, doconvict him thereof, and 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 (10) ten years.

/ Cutch in No. /

Wm. L. Strange

Wednesday 28th November 1855 At a Court of the Foujdaree Udalut

F.U.

Present.

G. T. Hooper Esquire
W. A. Morshead Esquire } Puisne Judges.
J. L Strange Esquire

Read Criminal Reports for the Month of October 1855 with enclosures forwarded by the Sessions Judge of Cow-
-lacoomm.-

(Here enter F.U. N°2424 of 1855)

Case N° 110

1. This case need not have been committed. the powers vested in the Acting Subordinate Judge sufficient for the punish-
-ment of the Prisoner.

By the Joint Magistrate Case N° 17 of 1855.

2. The Foujdaree Udalut observe that the Matter charged against the Prisoners in this case does not constitute a criminal offence and that the Sessions Judge should therefore have or-
-dered their discharge.

Ordered that Extract from these

28th November 1833

these Proceedings be forwarded to the Sessions Judge of Nellore for Communication to the Principal Sudder Ameen for his information and future guidance.-

/Sentence No /s

E. T. Thatt

28d November 1833

these Proceedings be forwarded to the Sessions Judge of Cuddapah for his information for Communication to the Acting Sudder Judge for his future guidance

/Sentence No /

Read Criminal Proceedings of Court of the Principal Sudder Ameen of Nellore for the Months of October

/Herewith F. H. No 2400 of 1833/

No 158 of 1833

1 The 1st Prisoner in this case should have been indicted as an accessory before the fact.-

No 172.

2. The case noted in the 2d should have been headed "Murder"

No 174

3 The heading in this case incorrect. The Court of Foujdaree however observe that the facts as set forth with sufficient clearness to them to determine whether the charged against the Prisoners amount to misprision of Felony or misdemeanour.-

Ordered that Cuttack

F. U.

Thursday
29th November 1855. At a Court of the Foujdaree Udalut.

Present

G. S. Hooper Esquire
W. A. Morshead Esquire } Puisne Judges.
J. L Strange Esquire

Read Foujdaree Miscellaneous Petition presented on the 12th November 1855 by Mr. J. W. P. Wilson Pleader in behalf of Raja Alli Khan of Gillah Chittoor.

(Here recites Fm P. No 278 of 1855)

Petitioner appeals from the
1. award of the Session Judge in Calendar No 24 of 1855, wherein his Brother on a charge of Gang robbery was sentenced to 14 years imprisonment with hard labor in irons.

The Court of Foujdaree Udalut
2. see no ground for disturbing the sentence of the Session Judge and accordingly resolve to reject this Petition.

Ordered that Extract from these Proceedings be granted to Petitioners

Petitioners Pleader on his application.

Read Miscellaneous Petition presented on the 3d November 1853 by Mr. Cox Pleader on behalf of K. Veeranna suspended Tahsildar of Angole.

Herewith F.H. No 376 of 1853.

Read also criminal Proceedings of the Acting Joint Magistrate of Nellore for the Months of June 1853.

Herewith F.H. No 849.

Read also Extract from the Proceedings of the Sessions Court of Nellore dated the 8th June 1853

Herewith F.H. No 270 of 1853

Mess.rs Cooper and W. A Morehead.

The Petitioner late Tahsildar of Angole was tried by the Acting Joint Magistrate of Nellore on two charges of Oppression and Corruption committed by him in his official capacity and on conviction was sentenced by that Officer to one Months imprisonment in the Gillah Jail and to pay a fine of Rupees or in default of payment to be imprisoned for a further period of four

2. The Acting Sessions Judge from whom the Petitioner appealed from the above sentence modified it in so far as

substituting detention in the Custody of the Nazir of the Court for imprisonment in the Jail.

3 The Petitioner now prays the Court of Foujdaree Udalut to reverse the Conviction of the Joint Magistrate on the grounds that the evidence upon which the Petitioner has been convicted was unworthy of credit and that great irregularities occurred in the conduct of the investigation of the charges, sufficient in themselves to vitiate the proceedings of the Joint Magistrate he therefore prays the Court of Foujdaree Udalut will direct his acquittal.

4. The Petitioner was heard orally by his Pleader.

5. The Court of Foujdaree Udalut having carefully considered the records of the two cases in which Petitioner was accused and punished for abuse of authority have no hesitation in declaring their opinion that independently of the serious irregularities occurring in the proceedings of the Acting Joint Magistrate

in

in the investigation of these charges and would go far in the eye of the law to exculpate Petitioner to pay any sum that the evidence which has been adduced in support of said charges is so full of contradictions and improbabilities as to be unworthy of credit..

6 Under these circumstances the Court of Fouzdaree Udalut pronounced the sentence of conviction passed by the Acting Joint Magistrate of Nellore on Petitioner in the 2 cases above specified and direct that the amount of fine 50/ imposed be at once refunded.

Ordered that Extract from the Proceedings be forwarded to the Sessions Judge of Nellore for communication to the Acting Joint Magistrate by Dawk returnable within V days from date of receipt.

(Sent for Moving Receipt)

Read Miscellaneous Letter forwarded by the Sessions Judge of Nellore Mr Mahomed Shaffee Civil Servant

on the Establishment of the Principal Sudder Ameen of Nellore

(Here enter F.H.P. Nos 283 & 284 of 1853)

1 Petitioner complains of the proceedings of the Sessions Judge of Nellore under date the 13th March 1853, rejecting on the score of delay his appeal against the sentence of the Magistrate in Case No 8 of 1852 whereby Petitioner was required to find security to the extent of 100 Rupees on a charge of having unlawfully assembled with other persons and attempted to prevent the celebration of certain usual ceremonies during the Dussara feast..

2, Petitioner denies the charge and explaining the cause of the delay in appealing to this Court, concludes by praying the Court of Fouzdaree Udalut to call for and consider the record connected with the aforesaid case, and exculpate him from the charge in question in order that his future promotion may not thereby be barred..

3. The sentence objected to having

29th November 1855

having been prayed to set back to 1862 the
of Foujdaree Udalut we are accordingly
going into the case. They would have
that the sentence in question cannot be
in itself as determinately affecting
character.

4th Petitioners dismissed.

Ordered that Extract of
Proceedings be forwarded to the Sessions
of Nellore for Communication to the

Sent in No

Read Foujdaree Judge's
presented on the 5th November 1855 from
P. Wilson Pleader in behalf of Ramas
of Gillah Trichinopoly.

Hereunder F. No. P. No. 375 of 1855

Petitioner appeals from
of the Sessions Judge under date the 17
1855 which, in pursuance of the power
the Magistrate in reference to the
preferred by the decision of the Sudder
Pagodas, directed the trial of the
alleged under the provisions of
1850.

29th November 1855.

2.

The Court of Foujdaree Udalut
consider the orders passed by the Magistrate
to be correct and therefore affirm them,
thereby reversing the order of the Sessions
Judge which is the subject matter of
this appeal.

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

Ordered also that Extract from
these Proceedings be granted to Petitioners
Pleader on his application.

Sent in No

Ed. Thos.

Saturday
1st December
1855.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esqre
W. A. Morehead Esqre
J. L. Strange Esqre
} Puisne Judges

Read Criminal Report B from the acting Subordinate Judge of Calicut for the Month of October 1855.

(Here enter F. Uc. No. 2411 of 1855)

Case No. 183.

1. As the Prisoner's act was without evil intent, it did not constitute a criminal offence. The Court of Foujdaree Udalut accordingly resolve to remit the fine imposed by the Acting Subordinate Judge, and direct that refund thereof be made to the Prisoner.

Case No. 186.

2. The sentence awarded to the Prisoner for having effected his escape while in custody on a Charge of "Cattle Stealing" appearing excessive. The Court of Foujdaree Udalut direct that the Acting Subordinate Judge call up the Case before him with a view to the mitigation of the Sentence, and pass therein such

Order

Order as he may deem fit.

Ordered that Extract from
Proceedings be forwarded to the acting Judge
of Cuddapah by Precept returnable within X days
and after its receipt.

/Sent following Precept No /

Read letter dated 15th Nov
from the Acting Agent to the Governor of Fort St. George
at Gangam submitting for the final judgment
of Tongidaree Udalut the Record of Case No 9 of
the Calendar of the Agents Court.

/Here enter F. C. No 2455 of 1855/

The Court of Tongidaree
on a deliberate consideration of all the circum
stances of the case in evidence before them being of opinion
that the proof against the prisoner

G. Cristnadoo

is sufficient to commit him of the crime of
do commit him thereof and under the provisi
Section X Regulation VIII of 1802 sentence him
death by being hanged at the usual time and
of execution.

/Sent in No /

1st December 1855.

Read Calendar in Case No 62 of
1855 on the file of the Session Court of Nellore

/Here enter F. C. No 2448 of 1855/

1. The Court of Tongidaree Udalut
observe that the Sessions Judge has not considered the
acts charged against the prisoners to have been substan-
tiated by the evidence, and in one portion of his sentence
pronounces their acquittal at the conclusion of his
sentence the remarks of the Sessions Judge lead the Court
of Tongidaree Udalut to infer that he has considered
the prisoners guilty of the robbery, but that as it took
place at a season of distress and scarcity, and the prisoners
had already undergone two months imprisonment,
they were ordered to be released.

2. The Court of Tongidaree Udalut
therefore desire the Session Judge to inform them, as
whether his sentence in the above case is one of acquittal
or conviction.

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

/Sent following Precept No /

No further return having been receiv-
ed from the Session Judge of Cuddapah to the Precept
of the Tongidaree Udalut dated the 19th October last;

requiring

requiring the Sessions Judge to direct the Magistrate to report the result of his investigation into the Mohalleem's claim referred to in Case No. 4 of the Calendar for 1855.

Ordered that the Sessions Judge of Cuddapah be required to make a final return to the above Receipt without further delay.

(Sent in No.)

Read Calendar of Cases tried by the Sessions Court of Salem.

Here enter S. C. No. 2440 of 1855.

The Court of Foujdaree Udalut approve of the recommendation made by the Sessions Judge in this case that the period of imprisonment to be undergone by the Prisoner noted in the margin be enlarged from one to two years, on his conviction of house breaking with theft, and authorize the Sessions Judge to issue his warrant accordingly.

Lord Veeram

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Salem for his information.

(Sent in No.)

Read letter made dated 3rd November 1855 from the Acting Agent to the Governor of Fort Saint George in Council submitting for the Judgment of this Foujdaree Udalut a Report

of Criminal Case No. 46 of 1855 on his file

Here enter S. C. No. 2459 of 1855.

The Court of Foujdaree Udalut concur in the conviction of the Prisoners

1st Dundady Sarthy Naiko

2nd Potteta Naiko

3rd Codrah Vadee Naiko

of Burglary, and sentence them, as proposed by the Acting Agent to imprisonment for 7 years with hard labor in irons.

Ordered that Extract from these Proceedings be forwarded to the Acting Agent to the Governor of Fort Saint George at Ganjam for his information.

(Sent in No.)

4 of the N

Monday 3rd December 1855.

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
T. L. Strange Esquire

Read. Miscellaneous Petition presented on the 19th Ultimo by Custoory Rungapa Naiken of Gillahi Combacconum.. (Hereunto F. Da. P. No 286 of 1855)

Mr. T. L. Strange. 1. Petitioner complains of the order of the Acting Sessions Judge of Combacconum under date the 25th August last, rejecting Petitioner's appeal against certain Magisterial proceedings whereby Petitioner was fined in 3 Rupees on a charge of assault preferred by him against Annah Pillay and others..

2. The Court of Foujdaree Adalut see no ground for their interference in the matter, and accordingly resolve to reject the petition..

Ordered that Extract from these

these Proceedings be granted to Petitioner on
his application.

Read return dated 15th November
the Sessions Judge of Tyrchinopoly to the Registrar
of the Court of Foujdaree Adawlut dated 2
November, calling upon the Sessions Judge to
transmit the record in Case No 10 of 1853

/Hereunto F.A. No 2394 of 1853/

Read again Minute Honourable Bench
received on the 13th October from Chinnaya
of Tyrchinopoly.

/Hereunto F.A.R. No 267 of 1853/

Mr H. A. Morehead 1.

The Court of Foujdaree Adawlut
having perused the record of this case, cannot
concur with the Sessions Judge in the con-
viction of the prisoners.

2

The only witnesses in the case are
two Cavilgars of the Village. They state that
they went to the spot with the Village
Moonsiff upon hearing the noise made
by the robbers in their attack on the
decutors' house and they saw a part of
they there and that distinctly saw the
prisoners whose names and places of abode

they knew.

These witnesses were in attendance
upon the Village Moonsiff but made no mention
to him of their being perfectly cognizant of
these three robbers.

Their maintaining this silence is
not reconcilable with their present state-
ments and in the absence of any other evidence
adduced against the prisoners, the Court
are unable to rely on the testimony of these
Cavilgars as to their recognition of the prisoners
during the commission of the robbery and
they accordingly reverse the sentence of the
Sessions Judge and direct that the prisoners
be immediately released.

Ordered that Extract from
these Proceedings be forwarded to the Sessions
Judge of Tyrchinopoly by Precept returnable
in III days from and after its receipt; —

Ordered also that Extract from
these Proceedings be granted to Petitioner on
her application.

/Sent following precept No /

No further return having been received
from

3d December 1853

from the respective Judges of Chittoor to the
of the Foujdaree Udalut do lodge their
last, directing the submission of a
of that portion of the Record which
the 1st Prisoner in Calendar No 8 of

Ordered that the respective
Chittoor be required to make a final
to the above Precept without further

Sitting 2d

The Criminal & Police
Months of October last not having
received,-

and Ganjam Ordered that the Agent
be required to submit the proper
without further delay.

Sent in 2d

Tuesday
1st December 1853

J. U.

At a Court of the Foujdaree Udalut

Present

G. S. Hooper Esquire
W. A. Morshead Esquire
J. L. Strange Esquire
} Puisne Judges.

The Magistrates' Petty Calendars
for the 3d Quarter of 1853 not having been
yet received,-

Ordered that the Sessions Judge
of [illegible] be directed by precept returnable
in 14 days to forward the Calendars in
question without further delay.-

Sent following precept to Ps

Salary
Assistant
Vizagapatam
Acting Deputy
Chittoor
Cumbaconum
Cuddalore
Cuddapah
Coimbatore
Bangalore
Salem
Assistant at Ganjam.

F. C.

Wednesday
5th December, 1855. At a Court of the Fouzdaree Adalut

Present.

G. L. Harpur, Esqre. }
W. A. Morehead, Esqre. } Puisne Judges.
T. L. Strange, Esqre. }

Read petition dated 23rd Nov.
number from the Sessions Judge of Chittoor
to the proceedings of the Fouzdaree Adalut, under
date 19th November 1855, explaining the cause
of delay in the submission of the Record in
Calendar Case No. 27 of 1855.

(Here enter F. C. No. 2454 of 1855.)

The reasons given by the
Sessions Judge for the delay that has occurred
are not considered by the Court of Fouzdaree
Adalut satisfactory, and under the circum-
stances preferred to by the Sessions Judge, the
Translator should not have been allowed leave
of absence.

Ordered, that an extract from
the

these proceedings be forwarded to the Sessions Judge of Chittur, for his information.

(Sent in No.)

Read Report B of the Magistracy of South Arcot, for the month of October, 1855.

(Here enter F.R. No. 24 135 of 1855.)

By the Magistrate. Case No. 25. 1. The heading of this charge should have been Theft, not Fraud.

By the Head Assistant Magistrate. Case No. 54. 2. The above remark applies to this case also, and the sentence passed by the Court of Sirpoor Udalut, under to be a very inadequate one.

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

(Sent in No.)

The record of this case in regard to Case No. 12 of 1855 on the Calendar of the Sessions Court of Tellicherry not having been received although called for on the 27th Oct. last,

Read

Ordered, that the Sessions Judge of Tellicherry be required to submit the record aforesaid without delay, and to explain the cause of the delay in its submission.

Receipt returnable in III days from and after its receipt.

(Sent following receipt No.)

Read Calendar in Case No. 63 of 1855 on the file of the Sessions Court of Nellore.

(Here enter F.R. No. 24495 of 1855.)

The prisoner was charged with robbery by open violence with torture, and on conviction of the robbery was sentenced by the Sessions Judge to two years' imprisonment.

The Court of Sirpoor Udalut 2. are of opinion that the sentence passed upon the Sessions Judge is far too lenient for a crime of this nature.

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

(Sent in No.)

Read.

5th December 1855.

Read letter dated 24th November 1855 from the Acting Sessions Judge of Galle submitting for the final judgment of the Supreme Court the record of trial in case No 63 of 1855, of the Calendar of the Sessions Court.

(Vide minutes P.C. No 25015 of 1855.)

Mesrs W. A. Morehead & L. Ernst Change.

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

"Moohikel Vellen"

is sufficient to convict him of the crime of Murder, do convict him thereof; that 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 be in this instance be too severe, the Court under the provisions of Clause Second, Section III, Regulation I of 1825, sentence him to be imprisoned

5th December 1855.

and kept to hard labor in irons on the public roads & other public works for, and during the period of (3) three years.

1. The prisoner who was charged with Murder was convicted by the Session Judge and the trial was referred for the final judgment of the Court of Suprame Adalat; the Session Judge recommending that the prisoner should suffer death.

2. The Law Officer did not consider that the prisoner had incurred the extreme penalty of the law in consideration of the provocation he had received.

3. The Court of Suprame Adalat consider that there can be no doubt of the guilt of the prisoner, his own confession throughout admitting the same.

4. In view however of the extreme provocation received by him they are of opinion that a sentence of imprisonment with hard labor in irons for a period of 3 years, will suffice, and sentence him accordingly.

Ordered, that Extract from these proceedings

5th December, 1855.

proceedings be forwarded to the Acting Sessions
of Calicut, for his information

(Sd) [illegible]

[illegible]

F. 66.

Thursday
6th December, 1855. At a Court of the Foujdaree Udalut.

Present

G. L. Cooper, Esq^re.
W. A. Morshead, Esq^re.
T. L. Strange, Esq^re.
} Puisne Judges.

Read Miscellaneous petition presented on the 5th November 1855 by Mungo-
say alias Mundarah, and Mongydoo alias —
Gopalor, of the Zillah of Chingleput.

(Here enter F. M. O. No. 277 of 1855.)

Petitioners were prisoners in case
Mr. W. A. Morshead. 1.
Nos. 21, and 22 of 1849 on the Chingleput Ca-
lendar, in which they were convicted of fraud
in having drawn Cowries under false names
and sentenced to 4 years' imprisonment, the
former with labor suitable to her sex, and
the latter with hard labor in irons. They have
been released from the Jail, and now pray the
Court of Foujdaree Udalut to order the Cowries
to be continued to them as before.

The

6th December, 1855.

2.

The Court of Enquiry
that cannot entertain this petition, accordingly rejects.

Ordered, that the Record of proceedings be furnished to the Petitioner's application.

Read Miscellaneous Petition
dated the 28th November 1855 of
of the Gillah of Chittoor.

(Here enter F. M. P. No 294 of 1855)

Mr. I. L. Shungo.

1.

Petitioner prays for the release
of his son Chungen, the Prisoner in Case
No 294 of 1855 on the Chittoor Calendar
who was convicted of Robbery by open force
and sentenced by the Sessions Judge to three
imprisonment with hard labor in irons

2.

The Court of Enquiry
that the only ground to question the finding
the Sessions Judge's decision, and positively
to reject this Petition

Ordered, that the Record of proceedings be furnished to the Petitioner's application.

6th December, 1855.

Read Criminal Reports
of the Sessions Court of Chicacole for the
month of October, 1855.

(Here enter F. M. No 2430 of 1855.)

Case No 34 of 1855

The mode of Entry in this case
should have been set forth in the abstract
of Charge.

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

(Sent in No)

Read Miscellaneous Petition
forwarded by the Sessions Judge of Cuddalore
on behalf of Chinnan, of that Gillah.

(Here enter F. M. P. No 293 of 1855.)

Mr. W. A. Morehead.

Petitioner prays for the release
of his brother-in-law Gopalen Prisoner in
Case No 21 of 1855 on the Cuddalore
Calendar, who was convicted of House-break-
ing with intent to steal, and wounding, and
sentenced by the Sessions Judge to 7 years'
imprisonment with hard labor in irons, and
to

to receive 50 lashes with a cat o' nine

2. The Court of Inquiry

Ordered that no ground to question the

sentence of the Sentence passed by

Resident Judge, and accordingly reject

reject this petition.

Ordered, that Extract

these proceedings be forwarded to the

Judge of Cuddalore for his information

for communication to the Petitioner.

(Sent in No)

Read Divisallamma's

presented on the 15th November 1855

John Sanchez Pereira, Pleader on be

Nallasamma, 1st Prisoner in Case

1854 on the Cumbacoonum Calendar

(Vide entry Fo. 4 P. No. 282)

Mr H. A. Maclean 1.

Relating to the

of the Tanjore Dakshinamoorthy

August 1855, directing that the

the 1st, 2nd, 3d, 5th, 6th and

the aforesaid case, the petitioner

that he presented a petition to

Judge, requesting that officer to return to

him the articles which were taken from

his house and from those of the other pri

soners as stolen property, but, that the

Sessions Judge neither received his petition, nor

returned the articles in question —

to him. He prays, therefore that, that

officer may be directed to return the same

to him.

2. Before finally disposing of

this petition the Court of Inquiry are doubt

ful whether to forward copy of it to the

Acting Sessions Judge and to call upon that

officer to afford explanation with regard

to the statements therein contained.

Ordered, that Extract from

these proceedings be forwarded to the Acting

Sessions Judge of Combaconum by speedy

returnable in III days from and after its

receipt.

(Sent following speedy No)

4 7th Nov

Read

Read Criminal Report dated 22nd October 1855 submitted by the Subordinate Judge in charge of the Sessions Court of Madura for the month of July 1855.

(Here enter F.C. No. 2306 of 1855.)

Read Calendar of Case No. 81 of 1855 submitted by the Sessions Judge of Masulipatam, under date the 25th October 1855.

(Here enter F.C. No. 2309 of 1855.)

Read Supplemental Calendar of Case No. 159 of 1855 submitted by the Sessions Judge of Nellore, under date the 29th October, 1855.

(Here enter F.C. No. 2312 of 1855.)

Read letter dated 26th October 1855 from the Sessions Judge of Tinnevelly, reporting the execution of the 1st sentence in Case No. 37 of 1855.

(Here enter F.C. No. 2315 of 1855.)

Read Copy of Chalan from the Sessions Court of Trichinopoly, forwarding Petty Calendar of the Magistrates for the 3rd Quarter of 1855.

(Here enter F.C. No. 2317 of 1855.)

Read Calendar of Case No. 22 of 1855 submitted by the Sessions Judge of Cuddalore, under date the 29th October 1855.

(Here enter F.C. No. 2320 of 1855.)

Read Calendar of Case No. 23 of 1855 submitted by the Sessions Judge of Cuddalore, under date the 29th October 1855.

(Here enter F.C. No. 2321 of 1855.)

Read Calendar of Case No. 25 of 1855 submitted by the Sessions Judge of Cuddalore, under date the 29th October 1855.

(Here enter F.C. No. 2322 of 1855.)

Read Criminal Report dated 6th November 1855 submitted by the Sessions Judge of Mangalore, of Cases pending for more than 25 days in his Court for October 1855.

(Here enter F.C. No. 2372 of 1855.)

Read Calendar of Case No. 31 of 1855 submitted by the Acting Sessions

Sessions Judge of Madura, under date the 8th November, 1855.

(Here enter F.B. No. 2374 of 1855.)

Read Calendar of Case No. 32 of 1855 submitted by the Acting Sessions Judge of Madura, under date the 8th November 1855.

(Here enter F.B. No. 2375 of 1855.)

Read Calendar of Case No. 34 of 1855 submitted by the Acting Sessions Judge of Madura, under date the 8th November 1855.

(Here enter F.B. No. 2376 of 1855.)

Read Return dated 8th November 1855 from the Sessions Judge of Coimbatore, to the precept of the Sessions Adalut under date the 26th October 1855, directing him to review the proceedings in Case No. 185 of 1855 on the file of the Principal Sudr Ameen's Court, in order to enable the Judge whether the offence amounted to [illegible]

(Here enter F.B. No. 2378 of 1855.)

Read letter dated 8th November 1855 from the Sessions Judge of Coimbatore, returning (warrants duly executed in Sessions

Case No. 22 of 1855.

(Here enter F.B. No. 2380 of 1855.)

Read Calendar of Case No. 39 of 1855 submitted by the Sessions Judge of Cuddapah, under date the 9th November 1855.

(Here enter F.B. No. 2383 of 1855.)

Read Calendar of Case No. 62 of 1855 submitted by the Sessions Judge of Cuddapah, under date the 10th November 1855.

(Here enter F.B. No. 2387 of 1855.)

Read Calendar of Case No. 87 of 1855 submitted by the Sessions Judge of Masulipatam, under date the 9th November 1855.

(Here enter F.B. No. 2388 of 1855.)

Read Calendar of Case No. 88 of 1855 submitted by the Sessions Judge of Masulipatam, under date the 9th November 1855.

(Here enter F.B. No. 2389 of 1855.)

Read Calendar of Case No.

6th December 1855.

No 37 of 1855 submitted by the Acting Additional Judge of Bellary, under date the 10th November 1855.

(Here enter F.H. No 2392 of 1855.)

Read Return dated 12th November 1855 from the Officiating Sessions Judge of Bellary, to the precept of the Sessions Adalut under date the 5th instant, directing that the prisoners J. to 12th in Case No 75 of 1855 on the Sessions Calendar, be released.

(Here enter F.H. No 2393 of 1855.)

Read Criminal Report B. dated 14th November 1855 submitted by the Sessions Judge of Cuddapah, for the month of October 1855.

Ex. Theft

(Here enter F.H. No 2394 of 1855.)

F.H.

Friday — 7th December, 1855. At a Court of the Sessions Adalut.

Present

G. S. Hooper Esquire
W. A. Morehead Esquire
J. L. Strange Esquire
} Puisne Judges

Read Calendars of Petty cases disposed of by the Magistracy of Masulipatam during the 3d quarter of 1855.

(Here enter F.H. No 2428 of 1855.)

Case No 30

The abstract of Charge should have set forth the circumstances under which the alleged Act of Abuse of Authority took place.

Case No 37

In this case the Sessions Judge has ruled to be one of 'Abuse of Authority'. The Court of Sessions Adalut observe, that the charge has not been framed with sufficient clearness, and that it should have set forth the fact of the note of oppression being charged against the 1st Defendant in his capacity of Police Officer, and of their having special reference to Police matters.

The

th December, 1855.

Calendar No. II 3
Case No. 38.

The mode of entry in this case should have been specified.

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Chingleput, for communication to the Magistrate and his Assistants for their information and future guidance.

/Sentence &c/

Read Criminal Reports for the month of October 1855, submitted by the Session Judge of Cuddapah.

/Vide Extd. Pl. Dc. No. 2442 of 1855./

The Court observe that grain-pits are "places for the custody of property" and that the crime in the case under notice was "house-breaking."

Ordered that Extract from these Proceedings, be sent to the Session Judge of Cuddapah for communication to the Acting Subordinate Judge for his information and future guidance.

/Sentence &c/

Read Criminal Report for the month of October 1855 from the Subordinate Judge of

to the Acting Subordinate Judge.
Case No. 232.

7th December, 1855.

Judge of Rajahmundry.

/Vide Extd. Pl. Dc. No. 2463 of 1855/

Case. No. 90

This case has, in the opinion of the Court of Sessions, been improperly disposed of, that is to say, if the Subordinate Judge means anything by quoting Act XIII of 1850, in recording the sentence, the only Court competent to punish under that Act being the Session Court. The case, as set forth in the abstract of charge, was one of 'Theft,' and the sentence passed under Regulation VII of 1822, was therefore correct.

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Rajahmundry for communication to the Subordinate Judge for his information and future guidance.

/Sentence &c/

Read Calendars of petty cases disposed of by the Magistracy of Coimbatore during the 3d quarter of 1855.

/Vide Extd. Pl. Dc. No. 2457 of 1855./

Calendar. No. I /
Case. No. 53

The official designation of the Defendant should have been set forth.

Do

Case No. 79. 2

No assault appears to be charged against the Defendant. The Court of Sonjidarre Adalut observe, that the mere non-compliance with or refusal to obey the summons issued by the Head of Police, unless accompanied by some overt act of resistance, did not constitute a Criminal act and that the Assistant Magistrate should have followed the course laid down in Section XVI Regulation IX of 1816, wherein it is provided that, on the non-attendance of Parties after a summons has been duly served upon them, a warrant be issued for their apprehension.

Case No. 80. 3.

The Court of Sonjidarre Adalut observe, that in Section VII Regulation II of 1822, the enactment which treats of the possession of counterfeit coin, the punishment provided on conviction thereof is a fine equal to four times the nominal value of such counterfeit coin, and that no discretionary power to remit any part of the fine is vested in the Magistracy.

Calendar No. II Case No. 67 4.

According to the tenor of the abstract of charges, the indictment should have been

been laid against the Prisoner, as having been found in possession of stolen property knowing it to be such. The mere sale of the animal without the guilty knowledge was not an indictable offence.

Case No. 68 5

The mode of entry should have been specified.

Case No. 72. 6

The force which, it appears from the charge was used in the abstraction of the ear-rings constituted this a case of Robbery.

The requisition of security in this case should have been made under Regulation II of 1822, and not under Regulation VI of 1827, which has reference to security to keep the peace.

Calendar No. III Case No. 81 7.

Ordered, that Abstract from these Proceedings, be sent to the Session Judge of Coimbatore, for communication to the Magistrate and his Assistants for their information.

Sent in No. 1

Read letter under date the 17th November 1855, from the Agent to the Governor of Fort Saint George at Vizagapatam, submitting for the final judgment of the Sonjidarre Adalut the

the record of case No. 195 of 1855 on the Calendar of the Agents' Court.-

/Vide entry S. Dc. No. 2502 of 1855./

App. G. L. Cooper and J. L. Strange

The Court of Sanjidarree 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,

"Cunnaah Pydenaidoo"

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./

Read Calendar in Case No. 46 of 1855, submitted by the Acting Session Judge of Salem under date the 10th November 1855.

/Vide entry S. Dc. No. 2401 of 1855./

Read Calendars in Cases Nos. 49 and 50 of 1855, submitted by the Acting Session Judge of Salem under date the 12th November 1855.

/Vide entry S. Dc. Nos. 2402 and 2403 of 1855./

Read Calendar in Case No. 74 of 1855, submitted

submitted by the Session Judge of Coimbatore under date the 25th October 1855.

/Vide entry S. Dc. No. 2404 of 1855./

Read Criminal Report B under date the 31st October 1855, submitted by the Session Judge of Chingleput for the month of October 1855.

/Vide entry S. Dc. No. 2405 of 1855./

Read Criminal Report under date the 1st November 1855, submitted by the Session Judge of Chittoor for the month of October 1855.

/Vide entry S. Dc. No. 2406 of 1855./

Read Criminal Reports B under date the 12th November 1855, submitted by the Session Judge of Tellicherry for the month of October 1855.

/Vide entry S. Dc. No. 2412 of 1855./

Read Criminal Report B under date the 15th November 1855, submitted by the Session Judge of Cuddalore, for the months of October 1855.-

/Vide entry S. Dc. No. 2413 of 1855./

Read Calendar in Case No. 23 of 1855, submitted by the Session Judge of Guntoor under date the 16th November 1855.

/Vide entry S. Dc. No. 2414 of 1855./

Read

1th December 1855.

Read Calendar in Case No. 31 of 1855, submitted by the Session Judge of Mangalore under date the 14th November 1855.

/Here enter F. Ct. No. 2416 of 1855./

Read Report B under date the 1st November 1855 submitted by the Session Judge of Tinnevelly for the months of October 1855.

/Here enter F. Ct. No. 2419 of 1855./

Read Criminal Report under date the 10th November 1855, submitted by the Session Judge of Chittoor for the months of October 1855.

/Here enter F. Ct. No. 2420 of 1855./

Read Calendars in Cases Nos. 31 and 32 of 1855, submitted by the Session Judge of Chittoor under date the 3rd October 1855.

/Here enter F. Ct. Nos. 2421 and 2422 of 1855./

Read Criminal Reports under date the 1st November 1855, submitted by the Acting Session Judge of Salem for the month of October 1855.

/Here enter F. Ct. No. 2427 of 1855./

Ex Ct

Saturday 8th December 1853

F. C.

Fojdaree Court of the Fojdaree Adalut.

Present

G. F. Hooper Esquire
W. A. Morehead Esquire } Puisney Judges.
J. L Strange Esquire

Read letter dated the 26th November 1853 from the Magistrate of Tanjore.

/Here enter F. Ct. No. 2473/

In the above letter the Magistrate requests the Court of Fojdaree Adalut will, for the reasons contained in the Medical Officers' letter, copy of which he has forwarded, remit the remaining portion of a sentence to which a prisoner /female/ in the Jail at Negapatam has been sentenced.

The Court of Fojdaree Adalut

2

informs the Magistrate that they are not empowered to remit the unexpired portion of a sentence of imprisonment and in the particular case, the subject of the present reference, they can see no grounds which would justify

justify their making an application to Government
for the prisoner's pardon.

Ordered that Extract from these
Proceedings be forwarded to the Magistrate
of Tanjore for his information.

/Sent in No /

Read Calendar of Case No 60/1833
of the Sessions Court of Cuddalore.

/Hereunder F. H. No 2467/1833/

1.

The Sessions Judge recommends that
the period of Imprisonment which the Prisoners
noted in the margin have been adjudged to
suffer on their conviction of Highway Robbery,
may be reduced to 7 years.-

1 Apetaraddy
2 T. Chinna Mahanen

2.

The Court of Foujdaree Adalat is
of opinion that the Sentence passed upon the
Prisoners might consistently with the ends
of justice be further mitigated to one of 5
years' Imprisonment with hard labor in
irons and the Sessions Judge is hereby auth-
orized to issue his warrant accordingly.

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

/Sent in No /

Read Calendar in Cases Nos 41 and
on the File of the Sessions Court of Combaconum
for 1833.

/Hereunder F. H. No 2477/

In the above cases the prisoner
1.
was found guilty of the charges of Fraud
and Subornation of Perjury and sentenced
by the Acting Sessions Judge to imprisonment
with hard labor in irons for 4 years, the
Acting Sessions Judge at the same time
recommended a mitigation of the
Sentence to two /2/ years' imprisonment.

The Court of Foujdaree Adalat

2.

do not consider that sufficient reason
has been shown for the mitigation of
punishment recommended by the Acting
Sessions Judge - The prisoner was the prin-
mover in the Fraud and subornation of
Perjury and should suffer accordingly.-

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

/Sent in No /

Read letter under date the 26th
November

8th December 1853.

November 1855 from the Agent to the Governor of Fort Saint George at Purnool, submitting for the final judgment of the Foujdaree Udalut, a report of the trial of Criminal Case No 18 of 1853 on his file..

(Here enter F H. No 2490 of 1855.)

The Court of Foujdaree Udalut concur in the conviction of the Prisoners.

1st Punjara Hussain
2d Chatala Nagadoo
3d Sumbanah Rama
4th Rala Naganah

of Highway Robbery and sentence them as proposed by the Agent to five (5) years' imprisonment with hard labor in irons.

Ordered that Extract from these Proceedings be forwarded to the Agent to the Governor of Fort Saint George at Purnool for his information.

(Sentence No)

Read letter dated Late the 26th November 1853 from the Agent to the Governor of Fort Saint George at Purnool, submitting for the final judgment of the Foujdaree Udalut

8th December 1853

Udalut, a report of the trial of Criminal Case No 71 of 1853 on his file..

(Here enter F H. No 2489 of 1853)

The Court of Foujdaree Udalut concur in the Conviction of the Prisoners.

1st Kathee Obuligadu
2d Thasary Kumbado
3d Narala Nagado
4th Gungalingadu
5th Nursegadu
6th Gunajegadu
7th Cutigandu
8th Golla Takeergadu
9th Baligandoo
10th Gungio Obado
11th Ghuntu Obigadu
12th Thamserigadu
13th Cootaligadu
14th Obaligandu
15th Chennoogandoo
16th Timmadoo
17th Gerra Gollagadu
18th Lukkoo Goddaiwadu
19th Pillala Chennoogadoo 20th

8th December 1853

20th Nuttie Jummadoo

21st Nulla Chennoogadoo and

22d Camalagadu.

of Gang robbery and sentence three as pro-
-posed by the Agent to four months' im-
-prisonment with hard labor in irons

Ordered that Extract from
these Proceedings be forwarded to the Agent
to the Governor of Fort Saint George at Rurnool
for his information.

/Sent in No /

Read Calendar of Case No 42 of
1853 of the Sessions Court of Chittoor
/Herewith F.R. No 2474 of 1853/

The Court of Foujdaree Udalut
approve of the recommendation made by
the Sessions Judge in this case that the
period of imprisonment which the Prisoner
noted in the Margin has been adjudged to
suffer on his conviction of Highway Robbery
be reduced to /4/ four years with hard
labor in irons and they do authorize the
Sessions Judge to issue his warrant accordingly.

Para Gungun

Ordered that Extract from
these

8th December 1853

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

/Sent in No /

Read letter dated 27th November 1853
from the Sessions Judge of Coimbatore, submitting
for the final Judgment of the Foujdaree Udalut,
the Record in Case No 72 of 1853 of the Calendar
of the Sessions Court.

/Herewith F.R. No 2570 of 1853/

Mssrs Hooper
and
Strange.

The Court of Foujdaree Udalut pon
a deliberate consideration of all the circumstances
of the case in evidence before them being of opinion
that the proof against the prisoner
"Nullummaul"
is sufficient to convict her of the crimes charged,
do convict her thereof and sentence her to be
transported to such place or places beyond sea
as the Governor in Council shall appoint, there
to be imprisoned and kept to labor suitable to
her sex, for and during the period of her
natural life.

The Law Officer in his Futwa
acquitted the Prisoner deeming the charge not
established by the evidence adduced.

The

2. The Sessions Judge being of a contrary opinion, referred the case, recommending that the Prisoner should be sentenced to imprisonment for life..

3. The evidence in this case is not altogether of a satisfactory nature chiefly owing to the uncertainty that exists as to whether the bearly human remains discovered (as pointed out by the Prisoner) are those of the deceased child, portions of some other corpse having been found in the same place, a circumstance extraordinary and in no way accounted for. There is moreover the improbability that the Prisoner could be bold enough to carry the body in a basket upon her head, at noonday for 6 English Miles along a road so much frequented as the one in question appears to have been, and the suspicious circumstance of the 1st witness having been present when the basket was found in the Prisoner's house with what were suspected to be stains of blood upon it, and his having said nothing until the day after - of his having met the Prisoner

Prisoner on the road carrying a basket.

4. Notwithstanding this however the Court of Foujdaree Adalut see no good reason to doubt the evidence as to the Prisoner having given up the ornaments worn by the child from the place where she had concealed them and to her having pointed out to the Police authorities and others the spot where she said she had thrown the body and are of opinion that the finding in that very place, of the said remains and of a waistcloth identified by the Prosecutor as that worn by his child, coupled with the evidence of the Gillah Surgeon, goes far to prove that the remains were those of the deceased.

Under the above view of the

5. case, the Court of Foujdaree Adalut are unable to come to any other conclusion than that the Prisoner's police confessions is genuine, and that she is really guilty of the crime charged against her, and accordingly

sentence

8th December 1855.

sentence her to be transported for the term of her natural life.

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

/Sent in No /s

Extd Ellis.

S. H.

Monday 3rd December 1855.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire
W. A. Morshead Esquire
T. L. Strange Esquire
} Puisne Judges.

Read Miscellaneous Petition presented on the 26th November 1855, by V. Soobbanniah, and another of Zillah Masulipatam.

/Vide Extr. S. H. P. No. 290 of 1855/

Mr. G. L. Hooper

The Petitioners pray for reconsideration of this Court's Order dated 1st November 1855, refusing to disturb the sentence passed by the Sessions Judge of Masulipatam upon their relations the 1st 2d 3d and 6th Prisoners in Case No. 51 of 1855 on the Masulipatam Calendar.

2. The Court of Foujdaree Adalut see no reason to doubt the correctness of their order above adverted to, and accordingly resolve to reject this Petition.

Ordered that Extract from these Proceedings,

10th December, 1855.

Proceedings, be granted to the Petitioners on their ap-
plication

Read Miscellaneous Petition pre-
sented on the 26th November 1855 by Chockalinga
Pillay of Zillah Combaconum.

/Vide Entry S. M. C. No. 292 of 1855./

Wm. L. L. Strange / Petitioner prays for the release of
his elder brother Seeno Pillay, Prisoner in Case
No. 38 of 1855 on the Combaconum Calendar,
who was convicted of Forgery and sentenced by
the Acting Session Judge to 4 years Imprison-
ment with hard labor in irons.

2. The Court of Sonjidaree Adalut
see no ground to question the correctness of the
sentence passed by the Acting Session Judge
in this case and resolve, therefore, to reject
this Petition.

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

Read Miscellaneous Petition
presented on the 5th November 1855 by S. Seeromala.
Chetty Pleader on behalf of Krishna of Zillah
Mangalore

10th December 1855.

Mangalore.

/Vide Entry S. M. C. No. 281 of 1855./

Petitioner represents that the sen-
Wm. G. L. Hooper. / tence of the Session Judge in Case No. 19 of 1855,
in which he was 3rd Prisoner having been quashed
by the Court of Sonjidaree Adalut, the order of
the Head Assistant Magistrate removing him
from his situation on account of the said convic-
tion by the Session Court, should have been
cancelled as well, and prays that the order
of the Session Judge declining to interfere
in his behalf may be reversed and that he
may be restored to office.

The Court of Sonjidaree A-
2. dalut observe that their decision in No. 19
1855 involves a full acquittal of Petitioner
the evidence for the prosecution not being deem
by the Court trustworthy.

3. The Court have however no
authority to direct Petitioner's restoration to Offi

4. Petition is rejected.

Ordered that Extract from
these Proceedings be granted to Petitioner's Pleader
on

10th December 1855.

on his application.

Read Miscellaneous Petition pre-
-sented on the 28th November 1855, by John Sacko,
Inmon Pleader on behalf of Puchapa Moodelly
of Zillah Trichinopoly.

/Were enter S. G. O. No. 291 of 1855./

Wm. S. L. Strange. J. Petitioner represents that the Moon-
-siff of the village in which the robbery, the subject
matter of Case No. 32 of 1855, was committed, was
the prime mover in the said crime, and that altho'
this fact was fully established by witnesses, the
Head of Police who originally tried the case took
no notice thereof and failed to commit him to take
his trial before the Criminal Court.

2. The Petitioner should lay his charge
before the Magistrate if he thinks he can sustain
it.

3. Petition is rejected.

Ordered that Extract from these
Proceedings, be granted to Petitioner's Pleader on
his application.

Read letter under date the 27th No-
-vember 1855, from the Agent to the Governor of
Fort

S. G.

10th December 1855

Fort Saint George at Vizagapatam, submitting
for the final judgment of the Sonjdaree Adalut,
a report of the trial of a Criminal Case on
his file.

/Were enter S. G. No. 2516 of 1855/

Mr. W. A. Morehead. The Court of Sonjdaree Adalut
concur in the conviction of the Prisoner.

Chintampoola Randoo

of House breaking and Robbery and sentence him
to 4 four years' Imprisonment with hard labor
in irons, under the provisions of Section XXI.
Regulation VII of 1802.

Ordered, that Extract from
these Proceedings, be sent to the Agent to the
Governor of Fort Saint George at Vizagapa-
-tam for his information.

/Sent in &c./

Read letter under date the 30th
November 1855 from the Session Judge of Cudda-
-pah, submitting for the final judgment of the Sonjdaree Adalut,
the record of Case No. 60 of 1855 on the Calendar
of the Session Court.

/Were enter S. G. No. 2539 of 1855./

The

10th " December, 1855.

Mr. W. A. Morehead

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,

"Saâkala Vencatazdoo"

is sufficient to convict him of the crime of wounding with intent to kill, for which, according to Intwalee of their Law Officers, discretionary punishment is awardable under the Mahomedan Law, do convict him thereof; and in conformity with 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 fourteen years.

/ Sent in &c. /

Read letter under date the 22nd November 1855, from the Acting Agent to the Governor at Ganjam, submitting for the final judgment of the Zoujdaree Udalut, the record of case No. 53 of 1855 on the Calendar of the Agent's Court.

/ Were Entered S. Ct. Rs. 2541 of 1855 /

The

10th " December, 1855.

Mr. T. L. Strange

The Court of Zoujdaree Udalut, but, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the prisoner,

"Comaty Lutchmy"

is not convicted on presumptive proof, or on the evidence of credible witnesses, or on her own confession of the crime charged, do acquit her thereof; and direct that she be set at liberty.

The Acting Agent acquits the Prisoner of "murder," and finds her guilty of "Culpable Homicide." In this finding the Court of Zoujdaree Udalut are unable to concur. The evidence of the Dresser is to the effect that the birth of the Child was premature, and that its death was from Hemorrhage caused by rupture of the umbilical Cord, which may have occurred accidentally. The Prisoner is a widow, rendered so in childhood, and apparently this is her first child: she naturally would avoid publicity, and the birth being premature she may not have had even the opportunity

portunity of accusing herself, and from want of experience may not herself have known what to do on the occasion. She is entitled to the benefit of all these doubts. The observation of the 1st Witness, a child of nine years, is not to be depended on. The statement that the Prisoner strangled the child is contradicted by the evidence of the Dresser, who deposes that there were no symptoms whatever of strangulation or other violence.

2

Under all the circumstances of the case, the Court of Sonjolaree Adalut consider that the Prisoner should be acquitted and direct her release accordingly.

Ordered that Extract from these Proceedings, be sent to the Acting Agent to the Governor of Fort Saint George at Ganjam, for his information

/ Sent in &c. /

Read Report B under date the 15th November 1855, submitted by the Sessin Judge of Mangalore for the month of October 1855.

(Vide entry S. Dy. No. 2431 of 1855.)

Read letter dated 13th November 1855 from

from the Sessin Judge of Chicacole forwarding the Report B of the Assistant Magistrate of Vizagapatam for the month of September last.

/ Vide entry S. D. No. 2432 of 1855. /

Read Calendar in Case No. 35 of 1855, submitted by the Sessin Judge of Ganjam under date the 16th November 1855.

/ Vide entry S. D. No. 2435 of 1855. /

Read Calendar in Case No. 39 of 1855, submitted by the Sessin Judge of Chittoor under date the 13th November 1855.

/ Vide entry S. D. No. 2436 of 1855. /

Read Calendars in Cases Nos. 51, 52, and 53 of 1855, submitted by the Acting Sessin Judge of Salem, under dates the 14th and 17th November 1855.

/ Vide entry S. D. Nos. 2437, 2438 & 2439 of 1855. /

Read Calendar in Case No. 56 of 1855, submitted by the Sessin Judge of Cuddapah under date the 17th November 1855.

/ Vide entry S. D. No. 2443 of 1855. /

Read Return dated 17th November 1855, from the Sessin Judge of Cuddapah to the

the precept of the Sujdaree Adalut under date the 27th October 1855, conveying observations on the Criminal Reports for the month of September, regarding the delay in many of the Criminal Cases.

/True Entry J. Dc. No. 2445 of 1855./

Read return dated the 25th November 1855 from the Acting Session Judge of Combaconum to the precept of the Sujdaree Adalut under date the 17th November 1855, ordering the immediate release of the Prisoners Session Case No. 26 of 1855.

/True Entry J. Dc. No. 2446 of 1855./

Read Calendar in Case No. of 1855 submitted by the Acting Session Judge of Madura under date the 19th November 1855.

/True Entry J. Dc. No. 2447 of 1855./

Read Calendar in Case No. of 1855 submitted by the Session Judge of Chinglepat under date the 22d November 1855.

/True Entry J. Dc. No. 2451 of 1855./

Read Calendar in Case No. of 1855 submitted by the Session Judge of Tanjore under date the 22d November 1855.

/True Entry J. Dc. No. 2455 of 1855./

Read Calendar in Case No. 43 of 1855 submitted by the Session Judge of Tinnevelly under date the 22d November 1855.

/True Entry J. Dc. No. 2462 of 1855./

Read Calendars in Cases Nos. 58 and 61 of 1855, submitted by the Session Judge of Cuddapah under date the 24th November 1855.

/True Entry J. Dc. Nos. 2466 & 2468 of 1855./

Read Calendar in Case No. 61 of 1855 submitted by the Session Judge of Vellore under date the 25th November 1855.

/True Entry J. Dc. No. 2469 of 1855./

Read Calendar in Case No. 24 of 1855 submitted by the Session Judge of Guntoor under date the 26th November 1855.

/True Entry J. Dc. No. 2475 of 1855./

Read Calendar in Case No. 15 of 1855 submitted by the Session Judge of Tellicherry under date the 22d November 1855.

/True Entry J. Dc. No. 2476 of 1855/

Read Calendar in Case No. 43 of 1855 submitted by the Acting Session Judge of Combaconum under date the 26th November 1855.

/True Entry J. Dc. No. 2479 of 1855./

F. Ct.

Tuesday
11th December, 1855.

At a Court of the Fonjdaree Adalut

Present

G. L. Hooper Esquire
W. A. Morshead Esquire
J. P. Strange Esquire
} Puisne Judges

Read again Calendar of Cases No. 58 of 1855, of the Session Court of Nellore.

(Vide entry F. Ct. No. 2331 of 1855.)

Read also again return dated the 16th November 1855, from the Session Judge of Nellore to the precept of the Fonjdaree Adalut under date the 12th November, calling for a more detailed statement of the grounds for the conviction of the prisoner in Case No. 58 of 1855.

(Vide entry F. Ct. No. 2407 of 1855.)

Read also return dated 29th November 1855, from the Session Judge of Nellore to the precept of the Fonjdaree Adalut under date the 26th November 1855, calling for the

Original.

F. Dy.

Tuesday—
11th December, 1855.

At a Court of the Fouzdaree Adalut

Present

G. L. Cooper Esquire
W. A. Morehead Esquire
} Puisne Judges.
J. H. Strange Esquire

Read again Calendar of Case No. 58 of 1855; of the Session Court of Nellore.

(Case entered F. Dy. No. 2331 of 1855.)

Read also again Return dated the 16th November 1855; from the Session Judge of Nellore to the precept of the Fouzdaree Adalut under date the 12th November, calling for a more detailed statement of the grounds for the conviction of the prisoner in Case No. 58 of 1855.

(Case entered F. Dy. No. 2407 of 1855.)

Read also Return dated 29th November 1855; from the Session Judge of Nellore to the precept of the Fouzdaree Adalut under date the 20th November 1855, calling for the

Original.

Original record in the above case.

/Vide entry in F. Cp. No. 2499 of 1855./

1

The prisoner was convicted of having in his possession stolen property and sentenced by the Sessions Judge under the provisions of Clause VII Section II Regulation XV of 1808 to one years imprisonment.

2.

The Court of Tinjdaree Abdul Lut on a perusal of the Calendar having seen cause to doubt the propriety of the conviction called for the record of trial.

3.

The Court of Tinjdaree Abdul Lut having taken into consideration the record in question are of opinion that the evidence adduced is not sufficient to warrant the conviction of the Prisoner.

4.

There is no evidence that the prisoner pointed out the spot where the sword is said to have been concealed, and not having done so, as the field in which the sword was found does not belong to the Prisoner, no sufficient grounds exist for attaching guilt to Prisoner. He is therefore ordered

ordered to be released.

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Salem, by precept returnable within III days from and after its receipt.

/Sent following precept. No. /

Read Criminal Reports for the month of October 1855, submitted by the Officiating Session Judge of Coimbatore.

/Vide entry in F. Cp. No. 2456 of 1855./

By the Head Assistant Magistrate.
Case No. 6

The Court of Tinjdaree Abdul observe that, in the absence of any circumstances of aggravation appearing against the Prisoner, the sentence awarded is in their opinion unnecessarily severe.

By the Principal Sudr Ameen.
Case No. 229.

2. The Court of Tinjdaree Abdu: Lut direct that the Session Judge enjoin upon the Principal Sudr Ameen a more strict attention to the recording of the Regulation under which the passed sentence, six months imprisonment is all that can be awarded under Section VII Regulation X of 1816, the enactment quoted in the column of sentence.

The

11th December, 1855.

The case under review, in which moreover should have been headed 'Theft' and not 'Stand', ought to have been dealt with under the provisions of Regulation 5 of 1822.

Case No. 231

3.

The charge being a simple Theft, the case might have been disposed of by the Principal Sudr Ameen, notwithstanding the previous conviction.

Case No. 246.

4.

As grain not being a "place of the custody of property", the case under review should have been dealt with as one of "House-breaking."

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Coimbatore for communication to the Principal Sudr Ameen and the Magistracy for their information and future guidance

/Sent in &c/

Read Calendar of Case No. 39 of 1855, on the file of the Session Court of Combaconum.

/Vide Inter F. Dy. No. 2494 of 1855./

The

F. D.

11th December, 1855.

The Court of Foujdaree Adawlut desire the Acting Session Judge will compress his sentences. All details of the evidence are not required, it is sufficient if the facts in evidence on which the sentence depends are given.

Ordered, that Extract from these Proceedings, be forwarded to the Acting Session Judge of Combaconum for information.

/Sent in. No./

Read Calendars of Cases Nos. 17 to 23 of 1855 of the Session Court of Honore.

/Vide Inter F. Dy. No. 2487 of 1855./

The Court of Foujdaree Adawlut approve of the recommendation made by the Session Judge in these cases that the period of imprisonment which the Prisoners noted in the margin have been adjudged to suffer on their conviction of House breaking with Theft &c., be reduced to /5/ five years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly

Case No. 21 Ishrapa and Case No. 19 Lasya

accordingly.

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

/ Sent in. No. /

Read Calendar of Case No. 56 of 1855 of the Session Court of Vellore.

/ Vide Entry P. Vo. No. 2484 of 1855. /

The Court of Sonjdaree Adalut deeming the mitigated sentence of two years' imprisonment with hard labor in irons proposed inadequate for the punishment of the Prisoners in this case, resolve to sentence them to a like imprisonment for three years.

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

/ Sent in. No. /

Read Calendar of Case No. 42 of 1855, of the Session Court of Combaconum.

/ Vide Entry P. Vo. No. 2478 of 1855. /

The Court of Sonjdaree Adalut deeming the mitigated sentence proposed of one years' imprisonment with hard labor in irons inadequate for the offence of which the Prisoner in this

this case has been convicted, resolve to sentence him to a like imprisonment for two years.

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

/ Sent in. No. /

Read letter dated 26th November 1855 from the Session Judge of Rajahmundry.

/ Vide Entry P. Vo. No. 2483 of 1855. /

In the above letter the Session Judge requests to be informed, whether the Circular Order of the Court of Sonjdaree Adalut dated 8th August 1855, No. 207 is intended to apply to appeals against the decisions of the Subordinate European Magistracy in cases personally investigated by them only, as well as to appeals against orders issued by them on reports on cases submitted for their orders from the Native Officers of Police.

The Court of Sonjdaree Adalut inform the Session Judge that he is correct in his assumption that the order is applicable to all appeals from orders of the Magistracy having the force of decisions passed by European Officers having separate charges.

Ordered

11th December, 1855.

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

/ Sent in No. /

Read letter dated 1st December 1855, from the Session Judge of Mangalore, submitting for the final judgment of the Foujdaree Adalut the record of Case No. 414 of 1855 on the Calendar of the Session Court.

/ Vide entry F. Ac. 2548 of 1855 /

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 "Bhunt Soobba Shetty" is sufficient to convict him of the crime of having retained property in his possession knowing it to be stolen, do convict him of the same; and under the provisions of Clause second Section IV. Regulation VII of 1822, 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 /2/ two years.

So

F. Ac.

December, 1855

A. Morehead

Adalut observe that the Futwa given by the Mahomedan Law Officer in this case is incorrect, for Obhut cannot be declared on a finding of Tehmut.

Ordered, that Extract from these Proceedings be sent to the Session Judge of Mangalore for communication to the Moofty Sudr Ameen.

/ Sent in No. /

Examined

Wednesday
12th December 1855. At a Court of the Fouzdaree Adalut.

Present

G. S. Hooper Esquire
W. A. Morehead Esquire } Puisne Judges.
J. L. Strange Esquire.

Read letter under date the 28th November 1855 from the Agent to the Governor of Fort Saint George at Vizagapatam submitting for the final judgment of the Fouzdaree Adalut a report of the trial of a Criminal Case on his file.

Here enter F. A. No 2537 of 1855

The Court of Fouzdaree Adalut concur in the conviction of the Prisoner

1st Pilly Ramoodoo

of House breaking by night and theft and sentence him, as proposed by the Agent to 3 years Imprisonment with the hard labor in irons.

Ordered that a Extract from these Proceedings be forwarded to the Agent to the Governor of ~~Fort~~ Saint George at Vizagapatam for his information. /Entered No/

12th December 1833.

The record of trial in preferred Case
N° 30 of 1833 on the Calendar of the Sessions Court
of Chittoor not having been yet received.

Ordered that the Sessions Judge
of Chittoor be required to submit the record
aforesaid without delay.

(Sent in No /
4th Feb.y

Read again Foujdaree Miscellaneous
Petition preferred on the 29th October 1833 by
Poongavanum and another of Gillala Combaco-
num.

(Here enter F. M. P. N° 272 of 1833)

Read also record of Case N° 83 of 1833 on
the Sessions Courts file, submitted by the Acting
Sessions Judge of Combaconum in his return
to the Precept of the Foujdaree Udalut under
date the 12th November 1833.

(Here enter F. M. N° 2471 of 1833)

Mr. J. L. Strange /

Petitioners wife and mother of the 1st
and 2d Prisoners respectively appeal from
the Sentence of the Sessions Judge in the above
case wherein the said Prisoners were sentenced
to five years imprisonment with labor in
irons.-

On

12th December 1833.

2. On consideration of the evidence adduced
against the Prisoners the Court of Foujdaree
Udalut see no ground to question the justice
of the Sentence passed upon them.

Petition is rejected.

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

Ordered also that Extract
from these Proceedings be sent to the
Acting Sessions Judge of Combaconum for his
information.

(Sent in No /

F. U.

Wednesday. At a Court of the Foujdaree Udalut
13th December 1855 Present —

G. S. Hooper Esqre
W. A. Morehead Esqre
T. L. Strange Esqre
} Puisne Judges

Read Criminal Reports for the month of October 1855 submitted by the Officiating Session Judge of Bellary.

Here enter F. U. No. 2480 of 1855

By the Sub: Crim: Judge / No. 288

This was a case of "gang robbery" not of "house-breaking with Theft".

By Do. No. 304

2 The Court of Foujdaree Udalut have ruled that this kind of offence is punishable by the Magistracy, the enclosure not being a building such as would bring the act under the designation of 'house-breaking'.

By the Asst. Magte. No. 15

3 The charge in this case should have been laid for 'Theft'.

By Do. No. 16

4 The 1st Prisoner convicted of having stolen various articles the property of the Prosecutor who was his Master.

13th December 1855

Master was sentenced to six months
imprisonment with labor and irons on
The term of imprisonment would
in the opinion of the Court of Fo
Udalut, inadequate to the offence
5
The Court of Foujdarree
Udalut desire the officiating Sessi
Judge will in future have these p
folded lengthwise the manner in which
are now folded being highly inconven
as the pages cannot be turned over
being sewed.
6

In answer to the objection
raised that the reports if folded in the
the Court now suggest, would be contrary
with reference to the Post Office Rules
Court remark that similar reports
received from all other Courts folded lengthwise
and they are of opinion that the Officiating
Session Judge may be able to make
arrangements with the Postmaster for
for carrying out the wishes of the Court.

Ordered that Extract from
these Proceedings be sent to the Officiating S
Judge

3rd December 1855

Session Judge of Bellary for communication
to the Subordinate Criminal Judge and
the Head assistant Magistrate for their
information and future guidance

(Sent in No.)

Read Calendar of Case No.
41 of 1855 of the Session Court of Madura
[Heretofore F. R. No. 2493 of 1855]

1 The Court of Foujdarree

Udalut deeming the mitigated sentence
proposed of 5 years Imprisonment with
2nd Soobramanian hard labor in irons inadequate for the
3rd Cooppayandy
4th Avoonachellum punishment of the Prisoners noted in the
5th Moonyandi and margin, resolve to sentence them to a
6th Chittanadan like imprisonment for 7 years.

Ordered that Extract from
these Proceedings be sent to the acting
Session Judge of Madura for his information

(Sent in No.)

Read Calendar of Case No. 8
36 of 1855 of the Session Court of Trichinopo
[Heretofore F. R. No. 2504 of 185
1 The Session Judge recommend
that the period of Imprisonment which

the

the Prisoners have been adjudged to suffer
may be mitigated to 7 years.

2 The Court of Foujdaree Udalut
being of opinion that the sentence above
proposed is too severe, resolve to mitigate
the same to 3 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 sent to the Session
Judge of Trichinopoly for his information.

(Sent in No)

Read Calendar of Case No 54
of 1855 of the Session Court of Chittoor.

Here enter F. R. No 3527 of 1855

The Court of Foujdaree Udalut
approve of the recommendation made by the
Session Judge in this case, that the period
of Imprisonment which the Prisoner noted
in the margin has been adjudged to suffer
on his conviction of Robbery by open violence,
be reduced to (5) years with hard labor in
irons, and they do authorize the Session Judge

2nd Mottay

to

to issue his warrant accordingly.

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

(Sent in No)

No return having been received
from the Session Judge of Masulipatam
to the Precept of the Foujdaree Udalut
dated the 12th November 1855, calling upon him
with reference to para 4 of the Extract from the
Proceedings of the Session Court dated
12th October 1855, which accompanied Calendar
No 82 and 83 of 1855, to report whether the
Head of Police is fit to hold the post, and
what situations he has hitherto held and
for what period.

Ordered that the Session
Judge of Masulipatam, be required to
make a return to the above Precept without
further delay.

(Sent in No)

The record of trial in referred
case No 53 of 1855 on the Calendar of the
Session Court of Cuddapah not having

been

been yet received.

Ordered that the Sessions Judge of Cuddapah be requested to send the record aforesaid without delay.

(Sent in No.)

Read Calendar in Case No. 1 of 1855 submitted by the Sessions Judge of Cuddapah under date the 6th December 1855

Here enter F.H. No. 933 of 1855

The Court of Foujdaree Adawlut resolve in compliance with the request of the Sessions Judge, to direct that the Original record of the above case with such portions as have been translated be forwarded for their consideration.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah by precept returnable within 15 days from and after its receipt

(Sent following Precept No.)

Read Calendar of Case No. 42 of 1855 of the Sessions Court of Tinnevelly

(Here enter F.H. No. 2625 of 1855)

The Court of Foujdaree Adawlut

Motherooland

Adalut approve of the recommendation made by the Session Judge in this case that the period of imprisonment which the Prisoner noted in the margin has been adjudged to suffer on his conviction of House breaking with Theft, be reduced to (3) three years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

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

(Sent in No.)

Read letter dated 27th November 1855 from the Session Judge of Coimbatore Reporting execution at half past 6 Oclock A.M. on the 27th November 1855 of the sentence of death passed upon Venatachella Chetty, Prisoner in Case No. 73 of 1855 on the Calendar of the Session Court of Coimbatore

Here enter F.H. No. 2495 of 1855

Read Calendar of Case No. 104 of

of 1855 submitted by the Officiating Sessions Judge of Bellary under date the 28th November 1855

Here enter F.R. No 2512 of 1855

Read Return dated 5th December 1855 from the Sessions Judge of Chingleput to the Precept of the Fougdaree Adalut under date the 4th December 1855 directing him to forward the Petty Calendars of the Magistracy for the 3rd Quarter of 1855 without further delay—

Here enter F.R. No 2519 of 1855

Read Calendar of Case No 76 of 1855 submitted by the Sessions Judge of Coimbatore under date the 24th November 1855

Here enter F.R. No 2522 of 1855

Read Calendar of Case No 77 of 1855 submitted by the Sessions Judge of Coimbatore under date the 24th November 1855

Here enter F.R. No 2523 of 1855

Read Calendar of Case No 78 of 1855 submitted by the Sessions Judge of Coimbatore under date the 24th November 1855—

Here enter F.R. No 2524 of 1855

Read Calendar of Case No 66 of 1855 submitted by the Sessions Judge of Cuddapah under date the 30th November 1855

Here enter F.R. No 2525 of 1855

Read Calendar of Case No 106 of 1855 submitted by the Officiating Sessions Judge of Bellary under date the 30th November 1855—

Here enter F.R. No 2529 of 1855

Read Return dated 29th November 1855 from the Officiating Sessions Judge of Bellary to the Precept of the Fougdaree Adalut under date the 26th November 1855 desiring him to explain the grounds which induced him to demand security from the prisoner in Case No 102 of 1855—

Here enter F.R. No 2531 of 1855

Read letter dated 29th November 1855 from the Officiating Sessions Judge of Bellary stating with reference to the Extract of the Court of Fougdaree Adalut that the consent of the prisoners was obtained before the trial

14th December 1855

trial of the enclosed Nos 99 96 and 102 of
Proceedings F.C. No 2508 of
Read Calendar of Cases
of 1855 submitted by the Sessions Judge
Mungalore under date the 31st Novr
Proceedings F.C. No 2508 of

Encl 1 C.

F.C.

Friday 14th December 1855

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire
W. A. Morehead Esquire
J. Le. Strange Esquire
} Puisne Judges

Read Calendar of Case No 23
of 1855 of the Sessions Court of Chingleput.
(Here enter F.C. No 2508 of 1855)

The Court of Foujdaree
Adalut approve of the recommendation made
by the Sessions Judge in this Case that the
period of imprisonment which the prisoners
noted in the margin have been adjudged to suffer
on their Conviction of House breaking with Theft
be reduced to (3) Three years with hard labor
in irons, and they do authorize the Sessions
Judge to issue his warrant accordingly.

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

(Sent in No)

2nd Francis
3rd Veerum

Read

Read Report dated 15th Ultimo from the Agent to the Governor at Vizagapatam of persons apprehended in the Separate Jail of Vizagapatam and delivered to the Agency in the Month of October 1855.

(Here enter F. No. 2481 of 1855)

Read Criminal Report dated 19th Ultimo submitted by the Sessions Judge of Honore for the Month of October 1855.

(Here enter F. No. 2482 of 1855)

Read Report dated 24th Ultimo submitted by the Sessions Judge of Masulipatam of Case No. 33 of 1855 disposed of by the Head Assistant Magistrate in the Month of October 1855 with the Court's proceedings thereon.

(Here enter F. No. 2483 of 1855)

Read Petty Calendars dated 19th November 1855 submitted by the Sessions Judge of Rajahmundry for the 3d Quarter of 1855

(Here enter F. No. 2484 of 1855)

Read Criminal Reports dated 24th Ultimo submitted by the Acting Sessions Judge of Madura for the Month of October 1855.

(Here enter F. No. 2485 of 1855)

Read Report dated 1st December 1855 submitted by the Sessions Judge of Chingleput of Cases pending on the 30th November 1855 and Committed for trial during the said Month before the Sessions Judge.

(Here enter F. No. 2505 of 1855)

Read Calendar of Case No. 64 of 1855 submitted by the Sessions Judge of Cuddapah under date the 29th November 1855.

(Here enter F. No. 2509 of 1855)

Read Calendar of Case No. 94 of 1855 submitted by the Officiating Sessions Judge of Bellary under date the 28th November 1855.

(Here enter F. No. 2510 of 1855)

Read Calendars of Cases No. 103 & 105 of 1855 submitted by the Officiating Sessions Judge of Bellary under date the 28th Ultimo.

(Here enter F. No. 2511 & 2513 of 1855)

Read Criminal Report No. B dated 1st Ultimo submitted by the Agent to the Governor of Fort St. George at Rumnad for the Month of October 1855.

(Here enter F. No. 2515 of 1855)

F.M.C.

Saturday
15th December, 1855.

At a Court of the Foujdaree Adalut

Present.

G. L. Cooper, Esquire
W. A. Morehead, Esquire — Puisne Judges
T. L. Strange, Esquire

Read a Miscellaneous Petition presented on the 29th November 1855 by Varadappah of Zillah Salem.

(Here enter F. M. P. No. 295 of 1855)

Mr. G. L. Cooper v. Petitioner prays for a re-consideration of this Court's order dated 8th October 1855, refusing to disturb the sentence passed by the Sessions Judge upon his Brother Govinden 3rd Prisoner in Case No. 33 of 1855 on the Salem Calendar.—

2. The Court of Foujdaree Adalut see no reason to doubt the correctness of their order above adverted

to

5th December, 1855.

to and accordingly resolve to reject the Petition.—

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

Read Miscellaneous Petition presented on the 1st December 1855 by Mallaby of Zillah Trichinopoly.

(Here Enter F. M. P. No. 298 of 1855.)

Mr. G. S. Cooper. 1. Petitioner prays for the release of her sons the 3d. 5th. and 6th. [illegible] convicts in Case No. 15 of 1854 on the Trichinopoly Calendar, who were convicted of Robbery by open violence sentenced by the Sessions Judge to 10 years' imprisonment with hard labor in irons.—

2. The Court of Foujdaree Udalut see no ground to question the correctness of the sentence passed against the Prisoners in question & therefore reject this Petition.—

Ordered, that Extract of these Proceedings be furnished to the Petitioner

15th December, 1855.

Read Miscellaneous Petition presented on the 3d December 1855 by T. Mulliah of Zillah Nellore.—

(Here Enter F. M. P. No. 299 of 1855.)

Mr. G. S. Cooper. 1. Petitioner prays for the release of his son Srabhaya the Prisoner in Case No. 64 of 1855 on the Nellore Calendar, who was convicted of wounding and sentenced by the Sessions Judge to 5 years' Imprisonment with hard labor in irons.—

2. The Court of Foujdaree Udalut see no reason to question the correctness of the sentence passed in this case and resolve therefore to reject this Petition.—

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

Read Miscellaneous Petition presented on the 3d. December 1855 by Rajaiya Chetty of Zillah Tinnevelly.

(Here Enter F. M. P. No. 301 of 1855.)

Mr. G. S. Cooper. 1. Petitioner prays the Court of

15th December, 1855.

of Fouzdaree Adalut to reconsider their order dated 8th October 1855, declining to disturb the order of the Sessions Judge of Tinnevelly, which confirmed the proceedings of the Magistrate of that District, directing the removal of the Petitioner and others from the office of Archakars in the Pagoda at Alwarteroonagary.—

2. The Court of Fouzdaree Adalut see no ground to doubt the correctness of their order above adverted to, and accordingly resolve to reject this Petition.—

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

Read Calendars of petty cases disposed of by the Magistracy of Chingleput during the 3d Quarter of 1855.—

/Here enter F.M. No. 2507 of 1855/—

Calendar I. No. 28.

1. The Court of Fouzdaree Adalut observe that under the Regulation quoted

F.M.

15th December, 1855.

quoted, imprisonment in default is provided only in cases where a warrant of distress has been previously issued upon the property of the Defaulter, and no such property has been found within the limits of the District.—

Calendar II. Nos. 19. 20. and 21.

2. The offences in these cases, not being charged against the Defendants in their capacity of Police Officers, and having reference to Revenue matters, could not be dealt with as acts of "Abuse of Authority" properly so called, but were only cognizable under the general Regulations.—

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Chingleput for communication to the Magistracy for their information and future guidance.—

/Sent in No./—

Read Miscellaneous Petition received on the 30th November 1855 from Mootoosawmy Chetty of Zillah Cuddalore through the Sessions Judge of that Zillah.—

/Here enter F.M.P. No. 296 of 1855/—

Petitioner

15th December, 1855.

Mr. G. S. Hooper.

1.

Petitioner, the 1st Prisoner in Case No. 12 of 1855 on the Cuddalore Calendar, who was released on security, appeals from an order of the Sessions Judge of Cuddalore dated the 12th September 1855, refusing to return to him certain gold Ingots taken from him when he was apprehended on suspicion in that case.

2.

The Court of Foujdaree Udalut are of opinion that, as the property in question was not proved to belong to the Prosecutor, it should have been returned to the Prisoner, which they now therefore direct to be done.

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

(Sentence No. —)

Read letter dated the 29th November 1855 from the Sessions Judge of Tellicherry, referring for the final Judgment

15th December, 1855.

of the Foujdaree Udalut, the Record of Case No. 12 of 1855 of the Calendar of the Sessions Court.

(Here enter F. No. No. 2538 of 1855.)

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

1st Parrayil Pokun.

is sufficient to convict him of the crime of "Murder", the prisoners.

2d Pillantottatil Cheviddan.

and

3d Pandiarum Amboo.

of wounding, and the prisoner.

5th Parrayil Ambootty.

of aiding and abetting in the said acts, do convict them severally thereof - and under the provisions of Section X Regulation VIII of 1802, sentence the prisoner,

1st Parrayil Pokun.

to suffer death by being hanged at the usual time and place of execution, the

prisoners

15th December, 1855.

prisoners.

2d. Pillant Mathil Chowidan

and

3d. Pandaramil Amboo

to be imprisoned and kept to hard
labor in irons on the public roads or
other public works for and during the
period of (10) ten years and the prison-

5th. Parengil Ambooty

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.

/Sentences &c. /—

Read Petty Calendars dis-
posed of during the 3d. Quarter of 1855
submitted by the Acting Sessions Judge of
Calicut under date the 29th. ultimo.—

/Here enter F.No. No. 2517 of 1855/-

Read Report, dated the 1st
Instant submitted by the Officiating
Sessions Judge of Bellary, of a case
pending on the 31st October 1855 before
the Sessions Court for a longer period
than 25 Days.—

/Here enter F.No. No. 25

F.No.

15th December, 1855.

Read Extract from the
Proceedings of the Sessions Court of
Tinnevelly under date the 28th November
1855 held on review of the monthly
Reports of the Native Police Officers
for the 3d. Quarter of 1855.—

/Here enter F.No. No. 2520 of 1855/—

Read Calendar of Case
No. 107 of 1855 submitted by the Officiating
Sessions Judge of Bellary under date
the 30th. ultimo.—

/Here enter F.No. No. 2530 of 1855/-

Read Report B, dated the
30th November 1855 submitted by the
Sessions Judge of Mangalore, of Cases
Nos. 2-3-4 and 5 disposed of by the
Magistracy in the months of May
and September 1855.—

/Here enter F.No. No. 2534 of 1855/-

Read Report, dated the
1st Instant submitted by the Sessions Judge
of Tellicherry, of a Case pending on the 30th
November 1855 and committed for trial

during

dated the 4th December 1855 from the Session Judge of Cuddapah to the Precept of the Foujdaree Udalut under date the 19th October 1855, directing to report the acts of Mohadeen Saib referred to in Case No. 47 of the Calendar for the present year —

/Here enter F. No. 2549 of 1855/—

Read Calendar of Case No. 54 of 1855 submitted by the Sessions Judge of Cuddapah under date the 5th Instant. —

/Here enter F. No. 2551 of 1855/—

Ex. Clk.

Compton

during the month of September 1855 the Sessions Judge —

/Here enter F. No. 2540 of 1855/—

Read Calendar of Case No. 56 of 1855 submitted by the Acting Sessions Judge of Salem under date the 29th ultimo —

/Here enter F. No. 2542 of 1855/—

Read return, dated the 5th December 1855, from the Sessions Judge of Nellore to the precept of the Foujdaree Udalut under date the 1st idem, directing to be informed whether the sentence passed in Case No. 62 of 1855 on the Calendar is one of acquittal or conviction. —

/Here enter F. No. 2543 of 1855/—

Read Calendar of Case No. 108 of 1855 submitted by the Officiating Sessions Judge of Bellary under date the 3d Instant. —

/Here enter F. No. 2546 of 1855/—

Read Supplemental Return dated

Fº 110.

Monday 17th December 1855. At a Court of the Fouzdaree Adalut

Present.

G. S. Hooper Esqre — }
W. A. Morehead Esqre — } Sessions Judges
J. L. Strange Esqre — }

Read Fouzdaree Miscellaneous Petition presented on the 15th October 1855 by John Jacob Ireson, Pleader in behalf of Kolata Narraina Menon of Zillah Calicut

(Here enter F. M. P. Nº 265 of 1835.)

Read also Record of Case Nº 48 of 1855 on the Sessions Courts file Submitted in the Sessions Judge's return to the Precept of the Sudder Adalut under date 15th November 1855.

(Here enter F. Cs. Nº 2472 of 1855.)

Mr. J. L. Strange } Petitioner appeals from the Sentence of the Sessions Judge in the above case, wherein on a Charge of "forgery and uttering a forged document" he was Sentenced to be imprisoned for four years with

17th December 1855.

with hard labor in irons.

2 The Court of Foujdaree Adalut view this charge with much distrust. The Prisoner is son of one Rajah and Nephew of another Viz. the 7th witness and is moreover a man of some substance. It is difficult to believe he would incur the penalties of forgery for so small a sum as Rupees 7-12 a. The Bond is said to be in the Prisoner's hand writing. It is difficult to believe that when attempting a fraud upon either the Prosecutor or the 7th witness, who profess to be well acquainted with the Prisoner's hand, he would have subjected himself to exposure by writing the forgery himself. Still less would the Prisoner have set down as attesting witnesses persons not in his confidence and who were dependants of the 7th witness. The Prisoner's conviction depends chiefly on the proof of his handwriting in the bond. one of the witnesses on this point viz. the 3d. declared before the Subordinate Court that a copy was sent for experiment & was the real bond and in Prisoner's hand

17th December 1855.

writing a determination to bring about his conviction. The Court of Foujdaree Adalut are of opinion that there is much ground to believe, as pleaded by the Prisoner that the prosecution is the result of a conspiracy between the Prosecutor and the 7th witness. They therefore acquit the Prisoner and direct his discharge.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Calicut for his information by Precept returnable within III days from and after its receipt.

(Sent following Precept &c.)

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

Read again Calendar of Case No. 32 of 1855 submitted by the Acting Sessions Judge of Combaconum.

(Here enter F. Dis. No. 2088 of 1855.)

Read also Miscellaneous Petition presented on the 22d November 1855 by E. Salmon Esqr. Pleader on behalf of Mootiah Pillay of Tillah Combaconum.

(Here enter F. M. P. No. 288 of 1855.)

Before

17th December
1855.

Mr W. A. Morehead

Before finally disposing of the above Petition the Court of Foujdaree Udalut resolve to call upon the Acting Sessions Judge to forward the record of the above Case for their consideration.

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

(Sent following Precept No.)

Read Miscellaneous Petition presented on the 24th November 1855 by John Miller Esqr. Pleader on behalf of B. Lutchmee Narrainaneddy and 2 others, Zillah, Bellary

(Here Enter F. M. D. No. 259 of 1855.)

Mr W. A. Morehead.

Before finally disposing of this Petition the Court of Foujdaree Udalut resolve to call upon the Sessions Judge to forward the Original record for their consideration as regards the 5th and 7th Prisoners in Case No. 22 of 1855.-

Ordered that Extract from these Proceedings be sent to the Officiating Sessions Judge of Bellary by Precept returnable within X days from and after its receipt.

F. M.

Tuesday
18th December 1855 At a Court of the Foujdaree Udalut.-

Present

G. S. Hooper Esquire.
W. A. Morehead Esquire. } Puisne Judges
T. L. Strange Esquire.

Read Calendars of petty Cases disposed of by the Magistracy of Tellicherry during the 3d quarter of 1855.

(Here enter F. M. No. 2498 of 1855)

The cases Noted in the margin should have been headed "Trespass"-

Nos 14 and 15

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

(Sent in No.)

Read Calendar of Case No. 42 of 1855, submitted by the Acting Sessions Judge of Madura, under date the 6th December 1855,-

(Here enter F. M. No. 2553 of 1855)

Read Report dated 7th Instant submitted by the Session Judge of Cuddapah, of cases pending on the 31st October and Committed for trial during the month of November 1855.-

(Here Enter F. M. No. 2555 of 1855)

Read

18th December, 1855

Read return dated 7th Instant, from the Acting Session Judge of Combaconum, to the precept of the Fouzdaree Adalut under date the 4th Instant, directing the transmission of the Magistrate's Petty Calendars for the 3d Quarter of 1855 without delay.—

(Were enter F. Dc. No. 2558 of 1855)

Read Calendar in Case No. 110 of 1855, submitted by the Officiating Session Judge of Bellary, under date the 6th Instant.

(Were enter F. Dc. No. 2559 of 1855)

Read Report dated 7th Instant, submitted by the Session Judge of Tanjore, of cases pending for more than 25 days, for the month of November 1855.—

(Were enter F. Dc. No. 2561 of 1855)

Read Calendar in Case No. 57 of 1855, submitted by the Session Judge of Trichinopoly, under date the 8th Instant.—

(Were enter F. Dc. No. 2562 of 1855)

Read Calendars of Cases Nos. 64 and 65 of 1855, submitted by the Acting Session Judge of Cuttack, under date the 5th Instant.

(Were enter F. Dc. No.

18th December, 1855.

Read Calendar in Case No. 43 of 1855, submitted by the Acting Session Judge of Madura, under date the 7th Instant.

(Were enter F. Dc. No. 2565 of 1855)

Read Criminal Report No. 13 and other statements, submitted by the Session Judge of Rajahmundry, for the month of November 1855, under date the 1st Instant.—

(Were enter F. Dc. No. 2566 of 1855)

Read return dated 18th Instant, from the Session Judge of Cuddalore, to the precept of the Fouzdaree Adalut under date 4th Instant, calling for the Petty calendar for the 3d Quarter of 1855.—

(Were enter F. Dc. No. 2571 of 1855)

Read Criminal Report No. 3. submitted by the Session Judge of Guntoor, of Case No. 22 of 1855. disposed of by the Head Assistant Magistrate in Charge, in the month of November 1855.

(Were enter F. Dc. No. 2572 of 1855)

Read return dated 12th Instant, from the Session Judge of Chittoor, to the precept of the Fouzdaree Adalut

under

18th December, 1855.

under date the 4th Instant, directing the the submission of the Magistrate's Petty Calendars for the 3d Quarter of 1855.—

/Here enter F. Re. No. 2574 of 1855./

Read return dated 13th Instant, from the Session Judge of Tellore, to the precept of the Poygdarce Udalut under date the 29th November 1855, confirming the sentence passed on the Talaiyaris of Angole Taloke—

/Here enter F. Re. No. 2579 of 1855./

Read return dated 13th Instant, from the Session Judge of Tellore, to the precept of the Poygdarce Udalut under date the 11th Instant, directing the release of the Prisoner in Calendar No. 55 of 1855.

/Here enter F. Re. No. 2580 of 1855./

Wednesday
19th December 1855

F. No.

At a Court of the Poygdarce Udalut.—

Present

G. S. Hooper Esquire. —
W. A. Morehead Esquire. — Puisne Judges
T. L. Strange Esquire. —

Read Calendar of Case No. 40 of 1855 of the Session Court of Madura.

/Here enter F. M. No. 2497 of 1855/

Of the Prisoners in this Case, four in number, tried on a Charge of Theft and knowingly possessing stolen property; the 1st and 2nd were convicted and sentenced the former to 15 days confinement without labor and the latter to 6 Months Imprisonment with hard labor in irons—

The Court of Poygdarce Udalut

2

are of opinion that the sentence passed by the Session Judge is far too lenient for a Crime of this nature

Ordered that Extract from these Proceedings be sent to the acting Session Judge of Madura for his information.—

/Sent in No. /

Read letter dated 7th December 1855, from the Session Judge of Masulipatam.—

/Here enter F. M. No. 2560 of 1855/

With

8 19th. December 1855.

1 With the above letter the Session Judge forwards copy of one from the Joint Magistrate in Charge requesting to be informed, whether it is imperative on Magistrates trying cases under Section 32, 33 of Regulation IX of 1816 still to have the abstract of the evidence made in the Vernacular.

2 The Court of Foujdaree Udalut desire the Session Judge will inform the Joint Magistrate in charge, that they require the abstract of the evidence to be recorded in the Vernacular.—

Ordered that extract from these proceedings be sent to the Session Judge of Masulipatam for his information.

/ Sent in N.o /

Read Calendar in Case N.o 39 on the file of the Sessions Court of Mangalore.—

/ Here enter F. Ho. N.o 2526 of 1855 /

1 The Court of Foujdaree Udalut observe that the Sessions Judge has remarked, that the suspicion which existed against the prisoner as to his guiltiness of the Charge of which he has been acquitted, might be taken into consideration in awarding punishment, supposing he were convicted, in a case remanded to the Acting Subordinate Judge for trial.—

2 The Court of Foujdaree Udalut object to this instruction to the Subordinate Judge, Suspicion attaching

19th December 1855

attaching to a prisoner for one offence of which he has been acquitted, should not be made use of to enhance his punishment on conviction for another offence.—

Ordered that Extract from these proceedings be Sent to the Session Judge of Mangalore.—

/ Sent in N.o /

4 of 1856

Read Calendars in Cases Nos. 111 and 112 of 1855, submitted by the Officiating Session Judge of Bellary under date the 10th. Instant.—

/ Here enter F. Ho. Nos. 2583 & 2584 of 1855. /

Read Return dated 10th. Instant from the Session Judge of Tellicherry to the precept of the Foujdaree Udalut under date the 5th. Instant, calling upon him to submit without delay the record of trial in Case No. 112 of 1855 on the Calendar of the Session Court.—

/ Here enter F. Ho. No. 2586 of 1855. /

Read Calendars in Cases Nos. 69 and 75 of 1855, submitted by the Session Judge of Cuddapah under date the 12th. Instant.

/ Here enter F. Ho. Nos. 2590 & 2591 of 1855 /

Read

18 19th December 1855.

With the above letter the Session Judge forwards copy of one from the Joint Magistrate in Charge requesting to be informed, whether it is imperative on Magistrates trying cases under Section 32, 33 of Regulation IX of 1816 still to have the abstract of the evidence made in the Vernacular.

2 The Court of Foujdaree Udalut desire the Session Judge will inform the Joint Magistrate in charge, that they require the abstract of the evidence to be recorded in the Vernacular.—

Ordered that extract from these proceedings be sent to the Session Judge of Masulipatam for his information.

/ Sent in No. /

Read Calendar in Case No. 39 on the file of the Session Court of Mangalore.—

/ Here enter F. Rl. No. 2526 of 1855 /

1 The Court of Foujdaree Udalut observe that the Sessions Judge has remarked, that the suspicion which existed against the prisoner as to his guiltiness of the Charge of which he has been acquitted, might be taken into consideration in awarding punishment, supposing he were convicted, in a case remanded to the Acting Subordinate Judge for trial.—

2 The Court of Foujdaree Udalut object to this instruction to the Subordinate Judge, Suspicion

attaching

19th December 1855

attaching to a prisoner for one offence of which he has been acquitted, should not be made use of to enhance his punishment on conviction for another offence.—

Ordered that Extract from these proceedings be Sent to the Session Judge of Mangalore.—

/ Sent in No. /

Read Calendar in Cases Nos. 111 and 112 of 1855, submitted by the Officiating Session Judge of Bellary under date the 10th Instant.—

/ Here enter F. Rl. Nos. 2583 & 2584 of 1855. /

Read return dated 10th Instant from the Session Judge of Tellicherry to the precept of the Foujdaree Udalut under date the 5th Instant, calling upon him to submit without delay the record of trial in Case No. 112 of 1855 on the Calendar of the Session Court.—

/ Here enter F. Rl. No. 2585 of 1855. /

Read Calendars in Cases Nos. 69 and 75 of 1855, submitted by the Session Judge of Cuddapah under date the 12th Instant.

/ Here enter F. Rl. Nos. 2590 & 2591 of 1855 /

Read

19th December 1855

Read Calendar in Case No. 55 of 1855 submitted by the Acting Session Judge of Salem under date the 12th Instant. —

/Were entered Fl. No. 2592 of 1855/

Read Calendars in Cases Nos. 113 and 114 of 1855 submitted by the Officiating Session Judge of Bellary under date the 11th and 12th Instant.

/Were entered Fl. Nos. 2594 & 2595 of 1855/

Read Criminal Returns under date the 8th Instant, submitted by the Acting Session Judge of Madura for the month of November 1855.

/Were entered Fl. No. 2598 of 1855/

Read Calendar in Case No. 325 of 1855. submitted by the Session Judge of Cuddalore under date the 15th Instant. —

/Were entered Fl. No. 2603 of 1855/

Read return dated the 16th Instant from the Session Judge of Cuddalore to the precept of the Foujdaree Adalut under date the 5th Instant directing to send up the Petty Calendars of the 3d Quarter of 1855.

/Were entered Fl. No. 2606 of 1855/

Read return dated 17th Instant from the Acting Session Judge of Combatore to the precept of the Foujdaree Adalut under date the 4th Instant, requiring the submission of the Magistrates Petty Calendars for the 3d Quarter of 1855

/Were entered Fl. No. 2598 of 1855/

F. U.

Thursday 20th December 1855. } At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esquire —
W. A. Morehead Esquire — } Puisne Judges
T. L. Strange Esquire —

Read letter dated 30 November 1855. from the Sessions Judge of Combatore.

/Were Entered Fl. No. 2521 of 1855/

With reference to the Extract

1.

from the Proceedings of the Foujdaree Adalut under date 1st November 1855. the Sessions Judge submits copies of further communications from the Magistrate and Joint Magistrate of Combatore and requests to be favored with the opinion of the Judges on the two points mooted by the Joint Magistrate.

The Court of Foujdaree

2.

Adalut desire the Sessions Judge will inform the Joint Magistrate that the Jailor having given away

his

his child must provide for its support, and that even under the circumstances of the loss of caste, he is equally bound by Hindu Law to provide for its maintenance.

3. In regards to the seconds point the Court of Tonjadare Cadalut remark that there was nothing in the peculiar features of the cases under consideration to exempt it from the provisions of the general Regulation which applies to all cases declared punishable under the Mahommedan Law, and not specially provided for by the Regulations.

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

/ Sent in Re /

Read Miscellaneous Petition presented on the 19th November 1855 by S. Sinnacaruppathevar, Pleader on behalf of Sunneyasee Chakara and others of Ziccah Ganjam.

/ Here Enter P.M°. 287 of 1855 /

Re

20 December 1855

W. A. Morehead Esqr

The number of the Calendar containing the case of the Prisoners referred to by the Petitioners not having been mentioned, the Court of Tonjadare Cadalut resolve to reject this Petition.

Ordered, that Extract from these Proceedings be furnished to Petitioners Pleader on his application.

Read letter dated 4th December from the Acting Sessions Judge of Madura.

/ Here Enter P.M. No. 2545 of 1855 /

In the above letter the Acting Sessions Judge forwards Proceedings of the Session Court together with Original return and an order of the Magistrate and 2 Original petitions and requests the instruction and Orders of the Court of Tonjadare Cadalut on the subject.

2. The Court of Tonjadare Cadalut desire to point out to the acting Sessions Judge that the reference he has made on this subject is irregular

irregular. The Orders passed by the Magistrate were appealed against to the Sessions Judge who had authority to set them aside.

3.

The Magistrate had no right to refuse obedience to the Precept of the Acting Sessions Judge which reversed the Orders he had passed.

4

The proper course for the Magistrate and which the Court of Dewanny Adalut desire he will at once adopt, was to have carried out the orders contained in the Sessions Courts Precept leaving it to the parties who objected thereto to appeal in the regular manner.

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

Sent in Rc.

Read Criminal Reports for the month of October 1855 submitted by the Acting Agent at Gunjam.

/ Dew Enter. Pl. No. 2491 of 1855 /

Re

Re Court of Dewanny Adalut deeming the punishment awarded in this case unnecessarily severe, resolve to direct the Acting Agent to call for the records with a view to the mitigation of the sentence, and to pass such order as may be required.

2. Re Acting Agent will also be pleased to review this case, the sentence passed therein appearing too severe.

Ordered, that Extract from these Proceedings be forwarded to the Acting Agent at Ganjam by Precept returnable within x days from and after its receipt.

/ Sent following Precept No. /

Read Calendar of Cases No. 24 of 1855 of the Sessions Court of Ramnad.

/ Here Enter Pl. No. 2552 of 1855 /

1. The Sessions Judge recommends that the prescribed punishment

9

7 7 years' Imprisonment with hard labor in irons awarded to the Prisoner in this case, on his conviction of Burglary, may be reduced to a like Imprisonment for 5 years.

2.

As the Prisoner is said to be an old Offender, having on two former occasions been punished for theft and burglary, the Court of Fouzdaree Udalut decline to sanction the proposed mitigation of the sentence passed upon him.

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

/ Sent in Re.

Read Calendar of Case No 7 1855 of the Sessions Court of Bullaj.

/ Here Enter P.M. No 2557 of 1855 /

The Court of Fouzdaree Udalut approve of the recommendation made by the Sessions Judge in this Case, that the Periods of imprisonment which the Prisoners noted in the margin have

/ Roomzadoo alias Fautejadoo S/o Kanoomadoo.

have been adjudged to suffer on their conviction of Highway Robbery, be reduced to (5) five years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

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

/ Sent in Re. /

Read Miscellaneous Petition presented on the 19th November 1855 by Mr. J Wilson Pleader in behalf of Sauda Pillay of Zillah Trichinopoly.

/ Here Enter P.M. No 255 of 1855 /

Mr Da Rowhead.

This is a petition of appeal from an Order of the Civil Judge declining to allow certain property in dispute between Petitioner and his undivided brother to remain under attachment.

The Court of Fouzdaree

2.

Udalut are of opinion that as the order of the Sessions Judge directed that

that the property in dispute should not be released unless sufficient Security were given, he should on a complaint being made to him that his order was not being duly carried out, have and enquiry to be made and decided this amount of Security that should be demanded.

3. This comes the Court of Tonjidaree Adalut therefore desire the Sessions Judge now to adopt.

Ordered, that Extract from these Proceedings be forwarded to the Sessions Judge of Trichinopoly by Peons returnable in X days from and after its receipt.

/ Sent following Precept &c /

Ordered also, that Extract from these Proceedings be furnished to Petitioner's Pleader on his application

Read again Miscellaneous Petition presented on the 4th October 1855 by Nulla Chellum Pillay of Zillah Trichinopoly.

/ Here Enter Pttn No 253 of 1855

Read also Return made by the Sessions Judge of Trichinopoly to the precept of the Tonjidaree Adalut under date the 11th October, calling upon him to explain how he came to pass the Order above appealed from, if passed by himself being contrary to Orders previously in the case.

/ Here Enter Ptt No 2258 of 1855 /

Read also the Records connected with the foregoing, submitted in the Sessions Judges' Return to the precept of the Tonjidaree Adalut under date the 29th October.

/ Here Enter Ptt No 2408 of 1855 /

Mr. Wa. Morehead. 1. This is a petition of appeal from an Order (without date) wherein the Sessions Judge made over a certain garden in Petitioner's holding to one Canthapermaul Pillay, reduced the fine imposed by the Head Assistant Magistrate upon the said Canthapermaul Pillay to 5 Rupees and cancelled the requisition of Security.

De

The same being directly opposed to his previous orders dated 21st June & 3rd July 1855, confirming the proceedings and decisions of the Head Assistant Magistrate.

2. In view of the Records of the Proceedings held in the matter referred to, the Court of Enquiry Vedalai see no reason to interfere with the Order passed by the Sessions Judge, and therefore reject the petition.

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

/ Sent in Rt /

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

Read Calendar of No 36 of 1855 submitted by the Sessions Judge of Chittoor under date the 7th November 1855.

(Here Enter Cal. No 36/55 of 20th)

20th December 1855.

1. The Court of Enquiry Vedalai observe that the trial in this case was closed on the 1st and the sentence on it was not passed till the 11th December 1855.

2. The Sessions Judge will be pleased to explain the cause of the delay.

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

/ Sent following precept No /

Ed Elliot.

Assistant

F. U.

Friday
21st December 1855. At a Court of the Fougdaree Udalut.

Present.

G. S. Hooper Esquire
W. F. Morshead Esquire } Principal Judges
J. L. Strange Esquire

Read Calendars of petty Cases disposed of by the Magistracy of the Southern Division of Arcot during the 3rd quarter of 1855.

Ferreter Fl. No 2569 of 1855

The Court of Fougdaree Udalut are of opinion that the acts of abuse of authority set forth in these charges, more especially that in the former case wherein the 1st and 2d Defendants pinioned and beat the Prosecutor with a view to extort a Confession, called for a more severe punishment than that awarded by the Magistrate: they however presume that in addition to the fines imposed the parties have been dismissed from their situations.

By the Magistrate
Nos 2 & 4 to 6.

The

21st December 1855.

By the Magistrate 2.
No 52.

The same remark applies also to the case noted in the margin.

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

/Sent in Pr/

Read Magistrate's Petty Calendar for 3d quarter of 1855, submitted by the Sessions Judge of Chittoor.

/Here enter F.H. No 2573/

General No 21.
Calc. I.

1.

In this case the Prosecution has been joined as well as the 2d Defendant, no reason being assigned for the imposition of the fine.

2.

The Court of Foujdaree Adalut desire the Magistrate will explain the grounds of this decision.

General No 26.
Calc. II.

3.

The official designation of the prisoner should have been stated in order to show that the acts charged against him constituted abuse of authority.

Ordered

21st December 1855.

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

/Sent following precept No /

Read Criminal Report B from the Principal Sudr Ameen of Tellicherry for the Month of November 1855.

/Here enter F.H. No 2587 of 1855/

1

The malicious intent, without which the act was not a Criminal offence, should have been set forth.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Tellicherry for Communication to the Principal Sudder Ameen for his information and future guidance.

/Sent in No /

Read letter dated 10th December 1855. from the Sessions Judge of Tinnevelly submitting for the final Judgment of the Foujdaree Adalut the Record of Trial in Case No 41 of 1855 of the Calendar of the Sessions Court.

/Here enter F.H. No 2611 of 1855/

The

21st December 1863.

Mepsrs Hooper and Strange

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 Veerachetty

2d Mouttoosamy

3d Ramasamy and

4th Aroonachellum.

is sufficient to convict them of the crime of Murder, do convict them thereof and under the provisions of section X Regulation VIII of 1802 sentence them to suffer death by being hanged at the usual time and place of execution - And being of opinion that the Prisoner

5th Mootoo caroopen.

is not convicted on presumptive proofs on the evidence of credible witnesses on his own confession of the above crime, do acquit him thereof and direct that he be set at liberty.

1. In this case 16 prisoners were tried for murder and robbery.

2. The Sessions Judge in concurrence with the assessors convicted the prisoners 1 to 5 of murder and acquitted the remainder.

3 In forwarding the proceedings of the trial for

21st December 1863

for the final judgment of the Court of Foujdaree Adalut the Sessions Judge recommended that the first 5 prisoners should suffer death.

4. The Court of Foujdaree Adalut concur with the Sessions Judge in his conviction of the prisoners 1 to 4 they were criminated by the deceased on the night of the murder and their names communicated in the village police report made next day and the evidence as may be accepted.

5. With regard to the 5th prisoner the Court of Foujdaree Adalut observe that he was not named by the deceased nor was any information given against him until the 18th September when the prosecutrix mentioned him in her deposition the murder having occurred on the 15th. Others also have since been committed whom the Sessions Judge has acquitted. It is possible that the 5th prisoner name may have been wrongfully introduced: he is brother of the first 4 prisoners and much ill will has been shown to exist between

between them and the prosecutrix's party.

6. In these circumstances the Court of Foujdaree Udalut prefer to acquit the 5th prisoner and sentence the prisoners Nos 1 to 4 to suffer death by being hanged.

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

Sentence Accordingly

E. Elliot.

F. U.

Saturday, 22d December, 1855.

At a Court of the Foujdaree Udalut

Present

H. S. Cooper Esquire
W. H. Morehead Esquire
T. L. Strange Esquire
} Puisne Judges.

Read return of the Sessions Judge of Nellore to the Precept of this Court under date the 4th December 1855 requiring the transmission of the Petty Calendars for the 3rd quarter of 1855.

[Here enter F. U. No 2330 of 1855]

Case No 275 by Joint Magistrate.

The Court observe that the offence described in the charge in this case was theft. This should therefore have been the heading instead of Embezzlement.

No 33 by ditto

2. The act with which the defendant was charged appears to have been committed by him in abuse of his authority as a police officer - If so, the charge should have been headed "Abuse of authority" and not

and the sentence passed under Regulation III of 1819.

Nº 36 by the Acting Registrar

3. The fine imposed upon the 1st Defendant should have been inflicted under Regulation III of 1819.

Nº 37.

4. This case should have been tried and damages awarded under Regulation V of 1832, the affray having arisen out of a dispute respecting the occupation of the land.

Nº 40.

5. As the defendants were Police Peons their offence deserved a somewhat severer punishment than was awarded.

Nº 41.

6 The sentence against the 1st prisoner should have been passed under Regulation III of 1819.

Nº 42.

7. The punishment in this case not inadequate to the offence proved against the prisoner.

Nº 43

8. This case should have been tried Theft and punished as such.

l. II. Nº 39

9. The details given on the first part of the charge were quite unnecessary.

41.

10 The offence, as far as it consisted

the

the defendant, was extortion. The heading should have been "Abuse of authority."

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

(Sentence Nº)

Read Calendar of Case Nº 63 of 1855, submitted by the Sessions Judge of Cuddapah, under date the 12th December 1855.

(Here enter Fll. Nº 2389 of 1855)

As it appears that there is no trustworthy evidence on the only point on which the Sessions Judge considers suspicion to attach to the 3 first prisoners in this case, the Court of Foujdaree Udalut are of opinion that the security demanded from these prisoners was not justifiable, and accordingly direct their unconditional release.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddapah by Precept returnable in 10 days from and after its receipt.

(Sent following precept Nº)

Read Calendar of Case Nº 25 of 1855 of the Sessions Court of Chingleput.

(Here enter Fll. Nº 2667 of 1855)

The

1855.

1. The Court of Fouzdaree Udalut are of opinion that a sentence of 2 years' imprisonment with hard labor in irons will be adequate punishment for the offence of which the Prisoners in this case have been convicted, and they proceed to call upon the Sessions Judge to reduce their sentence accordingly.

2. If unable to concur with the Court in the propriety of the mitigated sentence now proposed, the Sessions Judge will be pleased to submit an English translation of the entire record of the case for their consideration.

Ordered that Extract from these proceedings be forwarded to the Sessions Judge of Chingleput by Precept returnable in X days from and after its receipt.

Sent following precept N° /

Read Calendar of Cases N° 59 of 1835 of the Sessions Court of Salem.

Ferreuter F. R. N° 2593 of 1835

The Court of Fouzdaree Udalut approve of the recommendation made by the Acting Sessions Judge in this case, that the period of imprisonment to which the prisoners noted in the margin have been adjudged to suffer on their conviction of House breaking and theft, be reduced to 3 Three years with hard labor in irons; and they do authorize the Acting Sessions Judge to issue his warrant accordingly.

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Salem for his information.

Sentence N° /

Read Miscellaneous Petition presented on the 18th December 1835 by Mootoo-samy of Pillaly Cuddalore.

Ferreuter F. R. N° 306 of 1835

1 Brochigaw alias Tchinnien
2 Venkatappen

Mr W. B. Morehead.

1. The object of this Petition is to induce the Court of Fouzdaree Udalut to cancel or mitigate the sentence of 4 years Imprisonment with hard labor in irons passed by the Sessions Judge upon the Petitioner's son Alagerry Prisoner in Case N° 27 of 1835 on the Cuddalore Calendar, who was convicted of Forgery.

2. The Court of Fouzdaree Udalut having taken into consideration the pleas urged on behalf of the Prisoner for a mitigation of

of the sentence recorded, are of opinion that they are such as would warrant them in suggesting to the Sessions Judge that his sentence may with propriety be reduced to one of two years. They accordingly direct the Sessions Judge should he consent to pass such mitigated sentence to do so, otherwise he must submit the record of trial.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddalore by Precept returnable in V days from and after its receipt.

/Sent following precept No /

Read Miscellaneous Petition presented on the 6th December 1835 by Ponnusamy Pillay of Villiake Pychinaopoly.

/Here enter F.M.P. No 303 of 1835/

Mr H. A. Morehead / Petitioner appeals from an order of the Sessions Judge of Pychinaopoly dated the 17th July 1835, directing the Magistrate of that District to make over to one Ramasamy Pillay an ex-Shalle belonging to the Petitioner.

2. Before finally disposing of this Petition the Court of Foujdaree Adalut

resolve to direct the Sessions Judge to submit the Record for their Consideration.

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

/Sent following Precept No /

Read again Miscellaneous Petition presented on the 29th November 1835 by Varadapa Pillay of Villiake Salem.

/Here enter F.M.P. No 295 of 1835/

Mr H. A. Morehead / Petitioner prays for a reconsideration of this Court's order dated the 8th October 1835 refusing to disturb the sentence passed by the Sessions Judge upon his Brother Govindan, 3d Prisoner in Case No 93 of 1835 on the Salem Calendar.

2. The Court of Foujdaree Adalut having again gone into the Calendar considered that the record of trial should be called for. They accordingly resolve to direct the Sessions Judge to submit the same for their consideration.

Ordered that Extract from these Proceedings

Proceedings be sent to the Sessions Judge of Salem by Precept returnable in V days from and after its receipt.

/sent following Precept N° /

Read Miscellaneous Petition received on the 6th December 1833 from the Sessions Judge of Tinnevelly on behalf of Caroopia Tavia of that Zillah.

/Hereafter J. M. P. N° 302 of 1833/

Mr W. A. Thornhead / Petitioner prays for the release of his Nephew Mootheeolamy Prisoner in case N° 42 of 1833 on the Tinnevelly Calendar who was convicted of House breaking and Theft and sentenced by the Sessions Judge to 7 years' imprisonment with hard labor in irons, which sentence was subsequently reduced to one of three years by the Fouzdaree Adalut on the recommendation of that Officer.

2 The Court of Fouzdaree Adalut observe that the Prisoner did not, as he might have done, state before the Court below all that is now set out, nor did he in fact attempt any defence. Hence the Court of Fouzdaree Adalut see no reason to disturb

disturb the sentence passed upon him and accordingly resolve to reject this Petition.

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

/sent in N° /

Read Miscellaneous Petition received on the 6th December 1833 from the officiating Sessions Judge of Bellary on behalf of Juggannath of that Zillah.

/Hereafter J. M. P. N° 304 of 1833/

Mr W. A. Thornhead / Petitioner prays for the release of his relation Soonnada, the 1st Prisoner in case N° 99 of 1833 on the Bellary Calendar who was convicted of Gang Robbery and sentenced by the Sessions Judge to 14 years' imprisonment with hard labor in irons.

2 The Court of Fouzdaree Adalut see no reason to question the correctness of the sentence passed by the Sessions Judge upon the Prisoner, and resolve therefore to reject this Petition.

Ordered that Extract from these

22nd December 1853.

these Proceedings be sent to the Sessions Judge of Clonmel for his information.

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

(Entries No 25)

Ex'd [illegible]

22nd December 1853.

these Proceedings be sent to the Sessions Judge of Kilkenny for Communication to the Petitioner.

(Entries No 1)

Read again Miscellaneous Petition presented on the 8th October 1853 by Vincent of Gillabe Chittoor.

(Here enter F. M. P. No 257 of 1853)

Read also Return and Supplemental Return from the Sessions Judge of Chittoor dated the 31st October and 18th December, to the Precept of the Foujdaree Adalut under date the 11th October 1853, directing that he should submit for their consideration a translation of that portion of the Record which relates to the 1st Prisoner in Case No 18 of 1852 on the Chittoor Calendar.

(Here enter F. H. No 2326 of 1853)

Mr H. A. Morehead.

The Court of Foujdaree Adalut having perused the record of trial as regards the charge against the 1st Prisoner, are of opinion that no grounds exist for interfering with the sentence passed upon him - the petition is therefore rejected.

Ordered that Extract from these

24th 2

Monday
24th December 1855. Sta Court of the Sanjdaree

Present

G.T. Hooper Esqre
W.A. Morehead Esqre } Puisne
T. Le. Strange Esqre

The record of trial in the
Case No. 13 of 1855 on the Calendar of the Sessi
Court of Vellicherry not having been yet rece
although called for on the 19th Ultimo.

Ordered that the Session Judge
Vellicherry be required to submit the record afore
without delay and explain the cause of the delay tha
has already occurred.

Precept returnable in III days from
and after its receipt.

Sent following Precept &c

Read Miscellaneous Petition
presented on the 3d December 1855 by Govindoo
Iyengar of Tillah Tinnevelly.

Hereunto T. Mc. No. 330 of 1855.

Petitioner appeals from an order
1 of the Sessions Judge of Tinnevelly dated the 24th July 1855
confirming the proceedings of the Magistrate of that Dis-
trict, dismissing the Charge of abuse of authority pre-
ferred by the Petitioner and others against the Police Ameen of
Alwar Tinnevelly.

The Court of Sunjeeve Udaliar in
2 no ground to object to the proceedings complained of
and resolve therefore to reject this Petition.

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

Read Extract dated the 13th December
1855 submitted by the Sessions Judge of Cuddapah
forwarding the Magistrate's Petty Calendars for
the 3d Quarter 1855.

/Here enter J. No. No. 2588 of 1855/

Read Criminal Report B dated
15th December 1855 submitted by the Sessions Judge of
Nellore for the Month of November 1855.

/Here enter J. No. No. 2601 of 1855/

Read Criminal Report B dated
14th December 1855 submitted by the Sessions Judge of
Tinnevelly for the Month of November 1855.

/Here enter J. No. No. 2622 of 1855/

Re

24th December 1855.

-5-

Read Monthly Report dated
1st December 1855 submitted by the Sessions Judge
of Trichinopoly for November 1855.

/Here enter J. No. No. 2626 of 1855/

Read Return dated 15th December
1855 submitted by the Acting Sessions Judge of
Calicut to the Precept of the Sunjeeve Udaliar under
date the 1st December 1855 on a review of the Crimi-
nal Reports B for October last.

/Here enter J. No. No. 2630 of 1855/

Read Return dated 15th Decem-
1855 submitted by the Sessions Judge of Trichinopoly
to the Precept of the Sunjeeve Udaliar under date
the 3d December 1856 directing the unconditional
release of the Prisoners in Calendar Cases No. 70 of 1855
on the file of the Sessions Court of Trichinopoly.

/Here enter J. No. No. 2606 of 1855/

Read Calendar dated 15th
December 1855 submitted by the Sessions Judge of
Cuddalore in Sessions Case No. 29 of 1855.

/Here enter J. No. No. 2610 of 1855/

Read Copy of the Calendar
dated 15th December 1855 submitted by the Sessions
Judge of Mangalore in Case No. 54 of 1855 with the
Remarks of the Sessions Court thereof.

/Here enter J. No. No. 2619 of 1855/

Re

14th December 1855.

Read Calendar dated 17th December 1855 submitted by the Stipendiary Judge of Trichinopoly of Case No 38 of 1855.

Here enter No 76. No 2625 of 1855/25

Ex Well

Copy Clerk