278

1844

1844 Lofn 1836

333

F. Ct.

Wednesday — 2nd January, 1856

Mn. Court of the Tonjedaree Udalut

Present

G. L. Cooper, Esqre.,
W. A. Morehead, Esqre.,
T. Le. Strange, Esqre. — Division

Read Petty Cl. Judge of the Magistracy of Salem, submitted by the Acting Session Judge.

Read also Extract from the Proceedings of the Acting Session Judge of Salem, under date 10th Ulto. December 1855.

Vide Entry F. C. No. 585 of 1855.

Calendar No. I
Case No. 39

1. With reference to Para 2 of the above proceedings, the Court of Tonjedaree Udalut are of opinion that the acts of the prisoners did not amount to "resistance to a Magistrate's order" within the meaning of Section XVIII Regulation IX of 1816, and that the finding of the charge was correct, as also was the manner in which it was disposed of.

Case No. 40
Para 3 of Session Judge's Proceedings.

2. This charge should have been headed breach of the peace and the prisoner should

leave

have been dealt with under the provisions of Section XVII Act 13 of 1850.

Calendar No. IV. 3
Case No. 3

The charge is headed Breach of the Peace but it is impossible to gather from the abstract of it, how or where any breach of the peace took place. Nor would a breach of the peace form a subject for this Calendar.

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

/Sent in No./

Read Criminal Report for the month of November 1855, submitted by the Session Judge of Cuddapah.

/Vide entry Fr. Rc. No. 2601 of 1855/

Case No. 255

The case noted in the margin was one of "Culpable Homicide."

Ordered, that Extract from these Proceedings, be forwarded to the Session Judge of Cuddapah for communication to the Acting Subordinate Criminal Judge for his information and future guidance.

/Sent in No./

Read Criminal Report B. for the

the month of November, Zillah Mangalore.

/Vide entry Fr. Rc. No. 2609 of 1855/

Case No. 110 1 It is not apparent why this case was not prosecuted by the 1st witness, who is said to have been the injured party.

Case No. 118. 2. The indictment in this case is defective. It should have expressly alleged, that at the time of giving his deposition the prisoner well knew that the deceased Moodha had come by his death in the manner described in the charge in Case No. 29 of 1855, or else have declared that as a fact fully established.

Case No. 119. 3 The same remark applies to this case. It was essential to allege that the prisoner was well aware that the prisoner had not come to her house as she had asserted, or else to declare the fact, the proof of which showed that her testimony was wilfully false.

Case No. 120. 4. In this case also the Court to which the prisoner's statement was opposed should have been distinctly stated in the charge

5. The Court of Sunjidara Udulut observes with satisfaction the care that has evidently been taken in wording the several indictments

indictments. They would only suggest the use of certain terms showing the act charged to be a criminal offence, such as "unlawfully" or "maliciously" "wilfully" or "feloniously" according to the nature of the crime.

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

/Sent in No./

Read Criminal Report B for the months of November 1855, Zillah Chin:

/Vide Entry F. Pr. No. 2615 of 1855/.

Case. No. 87. The charge in this case is carelessly worded, conveying no definite idea of the nature of the property stolen.

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

/Sent in No./

Read Calendars of petty cases disposed of by the Magistracy of Ootacamund during the 3rd quarter of 1855.

/Vide Entry F. Pr. No. 2627 of 1855./

There

Case No. 66. 1 There is no 'Theft' set forth in the Abstract of charge.

Case No. 80. 2. A charge of 'Theft' can only lie when there is an abstraction of property from the possession of the owner. The fact of the bullock being a stray one changes the character of the offence, which should have been dealt with as a "Misdemeanour."

Ordered, that Extract from these proceedings, be sent to the Session Judge of Canara, for communication to the Additional Joint Magistrate for his information and future guidance.

/Sent in No./

Read Calendars of petty cases disposed of by the Magistracy of Mangalore during the 3rd quarter of 1855.

/Vide Entry F. Pr. No. 2649 of 1855./

Calendar No. I. 1 This case should have been treated

Case. No. 184. 'breach of the Post Office regulations.'

Case. No. 202. 2. It does not appear from this charge whose the property was and how the Prisoner obtained possession thereof.

Calendar No. II 3 The case noted in the margin

Case No. 32. should

should have been headed 'Misdemeanour.'

Ordered, that Extract from these proceedings be forwarded to the Session Judge of Mangalore, for communication to the Acting Head Assistant Magistrate for his information and future guidance.

/ Sent in No. /

Read letter under date the 19th December 1855, submitting for the final judgment of the Sanjidars Adalut, the Record of Case No. 62 of 1855 on the Calendar of the Agents Court at Kurnool.

/ Vide Inter F. Dr. No. 2677 of 1855 /

Mr. M.A. Morehead

The Court of Sanjidars 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 Mansum Saib
and
2nd Rajdar Khan

is sufficient to convict them of the Crime of Culpable Homicide, for which the penalty of Deynt is awardable under the Mohamedan Law

Law as declared in Futwas of their Law Officers, do convict them thereof, and under the provisions of Clause Second Section XV Regulation VII of 1802 and Section XXXIV. Act VII of 1843, sentence the Prisoner,

1st Mansum Saib

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, but considering that the confinement which the Pri-
-soner,

2nd Rajdar Khan

has already undergone is sufficient punishment for his offence, the Court direct that he be set at liberty.

/ Sent in No. /

Read Criminal Reports for November, from the Acting Subordinate Judge of Calicut.

/ Vide Inter F. Dr. No. 26085 of 1855. /

No. 205.

The punishment awarded in the case under notice appears unnecessarily severe The Court of Sanjidars Adalut accordingly direct that the Acting Subordinate

Judge

Judge call the case before him for review and pass therein such orders as he may deem fit.

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

/ Sent following precept No. /

Read return dated 15th Decembr. 1855, from the Session Judge of Chicacole, to the precept of the Tonjidaree Adalut under date the 4th December 1855, directing him to forward the Magistrates Petty Calendars for the 3d Quarter of 1855.

/ Vide entry F. Ds. No. 2636 of 1855 /

Read Criminal Report B, under date the 17th December 1855, submitted by the Session Judge of Vizore, for the month of November 1855.

/ Vide entry F. Ds. No. 2638 of 1855 /

Read Criminal Report B, under

under date the 10th December 1855, submitted by the Session Judge of Chittoor, for the month of November 1855.

/ Vide entry F. Ds. No. 2639 of 1855 /

Read letter dated 21st December 1855, from the Session Judge of Chittoor, forwarding Magistrates Criminal Report for the month of October 1855.

/ Vide entry F. Ds. No. 2640 of 1855 /

Read Calendar in Case No. 43 of 1855, submitted by the Session Judge of Chittoor, under date the 29th November 1855.

/ Vide entry F. Ds. No. 2642 of 1855 /

Read Calendar in Case No. 44 of 1855, submitted by the Session Judge of Chittoor, under date the 4th December 1855.

/ Vide entry F. Ds. No. 2643 of 1855 /

Read Calendar in Case No. 70 of 1855, submitted by the Session Judge of Cuddapah, under date the 19th December 1855

/ Vide entry F. Ds. No. 2646 of 1855 /

Read return dated the 24th December 1855, from the Session Judge of Chingleput to the precept of the Tonjidaree Adalut

2d Jan 2d January, 1856.

Udalut under date the 22d December 1855, directing the sentence passed by him in Session Case No. 25 of 1855 be reduced to 2 years imprisonment.

/Vide Entry F. Co. No. 2653 of 1855./

Read Extract dated 22d December 1855, from the Session Judge of Guntoor, reviewing Petty Calendars of the 1st Magisthacy for the 3d Quarter of 1855.-

/Vide Entry F. Co. No. 2654 of 1855./

Ex Clk.

F. 20.

Thursday. 3d January, 1856.

At a Court of the Foujdaree Udalut.

Present

G. S. Cooper, Esq 1st J.
W. A. Morehead, Esq 1st J.
T. L. Strange, Esq 1st J.
} Puisne Judges.

Read letter dated 24th Ult. from the Session Judge of Masulipatam, submitting for the final judgment of the Foujdaree Udalut the record of Case No. 55 of 1855, on the Calendar of the Session Court.

/Vide Entry F. C. No. 2685 of 1855/

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,

Doonga

is sufficient to convict him of the Crime of severe wounding, for which according to the Mahomedan Law, as declared in Fatwah of their Law Officers, discretionary punishment is awardable

awardable, do convict 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 /1/ One year.

/Sent in No./

Read letter dated 24th December 1855, from the Session Judge of Tinnevelly, submitting for the final judgment of the Foujdaree Adalut the record of Case No. 44 of 1855, on the Calendar of the Session Court.—

/Here enter F. Co. No. 2. of 1856/

Mr. T. Le 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 Ramasamy Naick.
2d Ramasamy Savun.
3d Soobbanaickan.
4th Sondalamoottoo Savun.
and
5th Ponthinaick.

is insufficient to convict them of the crime of Culpable

Culpable Homicide, for which the penalty of Deyut is awardable under the Mahomedan Law as declared in futwas of their Law Officers, do convict them thereof; and under the provisions of Clause Second, Section XV. Regulation VII of 1802 and Section XXXIV. Act VII of 1843, sentence them to be imprisoned and kept to labor, without irons, for, and during the period of /6/ six months.—

/Sent in No./

Exd Edd.

Read Calendars in Cases Nos. 58 and 61 of 1855, submitted by the Acting Session Judge of Salem, under date the 21st December 1855.—

/Here enter F. Co. Nos. 2655 & 2656 of 1855./

Read Calendar in Case No. 17 of 1855, submitted by the Session Judge of Tellicherry, under date the 12th December 1855.

/Here enter F. Co. No. 2657 of 1855./

Read Report B under date the 15th December 1855, submitted by the Agent to the Governor of Fort Saint George

3rd January, 1855.

George at Vizagapatam, of persons appre-
hended and delivered to the Agency in the
month of November 1855

/Here enter F. Gl. No. 2658 of 1855./

Read Calendar in Case No. 79
of 1855, submitted by the Session Judge
of Cuddapah under date the 22nd December 1855

/Here enter F. Gl. No. 2660 of 1855./

Read Calendar in Case No. 117
of 1855, submitted by the Officiating Session
Judge of Bellary under date the 21st
December 1855.-

/Here enter F. Gl. No. 2662 of 1855/

Read Criminal Reports
under date the 30th November 1855, submitted
by the Session Judge of Chicacole for the
month of November 1855.—

/Here enter F. Gl. No. 2663./

Friday
4th January, 1856.

F. Gl.

At a Court of the Foujdaree Adalut.

Present:

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

The record of trial in pro-
ceedings Case No. 33 of 1855 on the Ca-
lendar 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 again Calendar of
Cases Nos. 82 and 83 of 1855 of the
Sessions Court of Masulipatam.

/Here enter F. Gl. No. 2324 of 1855./

Read also Return dated
8th December 1855 from the Sessions
Judge of Masulipatam to the precept

of the Foujdaree Adalut under date the 12th November 1855, requiring the Sessions Judge to call upon the Magistrate to report whether the Head of Police of Nowmalabar is fit for the post he holds, and what situations he has hitherto held, and for what periods.

(Here recite S.R. No. 2575 of 1855.)

Under the circumstances represented in the above Return the Court of Foujdaree Adalut direct the Sessions Judge to instruct the Magistrate to warn the Head of Police of Nowmalabar to avoid for the future the irregularities noticed by the Sessions Judge in para. 4 of the Extract from his Proceedings dated the 12th October last, and to inform him that a similar error on his part will lead to his removal from Office.

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Mangalore for his information, and for communication to the Magistrate, by Precept returnable within X days from

from and after its receipt.

(And the following precept No.)

Read Calendar of Case Adalut No. 57 of 1855 of the Sessions Court of Mangalore.

(Here recite S.R. No. 2618 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 notes in the margin has been awarded to suffer on his conviction of High Pachassiya Robbery, be reduced to (2) two 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 Mangalore, for his information.

(And in No.)

Read letter under date the 24th December 1855 from the Sessions Judge of Tellicherry, forwarding an English translation of the Record of Case No. 135 of the Calendar of the Sessions Court, 1855 of the Sessions Court, for

for the final judgment of the Court of Sessions Adalut.

(Here recite S.R. No. 2686 of 1855.)

Messrs. H. A. Rosario and T. L. Strange.

The Court of Sessions 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,

"Kaloman Porrakkal Kallo,"

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

(Struck in No.)

Read letter under date the 26th December 1855 from the Session Judge of Chittoor, forwarding an English translation of the Record of Case No. 30 of 1855, of the Calendar of the Session Court, for the final judgment of the Court of

Sessions

4th. January. 1856.

Sessions Adalut.

(Here recite S.R. No. 2675 of 1855.)

Mr. G. F. Forbes

The Court of Sessions 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,

Pt. Cunnalan,

is sufficient to convict him of the crime of Administering poison with intent to kill, for which, according to the Mahomedan Law Laws as declared in Futwas of their Law Officers, discretionary punishment is awardable, do convict him thereof; and under the provision of Clause third, Section VII, Regulation XV of 1803, and Section XXXIV, Act VIII of 1843, sentence him to be imprisoned, and kept to hard labor in irons on the public roads or other public works for and during the period of (10) ten years.

But being of opinion, that the prisoner,

2nd. Ely Murdoyen,

iv

is not convicted on presumptive proof, or on the evidence of credible witnesses, or on his own confession of the above crime, do acquit him, and direct that he be set at liberty.

(Sentence in No.)

Read letter under date the 20th December 1855 from the Sessions Judge of Cuddapah, forwarding an English translation of the Proceedings in Case No. 11 of 1855 of the Calendar of the Sessions Court, for the final judgment of the Court of Sudder Adalut.

(Here enter S.R. No. 2676 of 1855.)

Mr. C. R. Hopper.

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

"Shaik Sadar,"

is sufficiently convicted by the crime of Attempt at Murder, do convict him thereof, and under the provisions of Clause third, Section VII, Regulation XV. of 1803, and Section XXXIV, Act VII of 1843

Continued

sentence him to be imprisoned and kept to hard labor in irons on the public roads or other public works for, and during the period of (7) Seven years.

(Sentence in No.)

Ed. R.

Read Calendar of Cases No. 10 of 1855 submitted by the Sessions Judge of Chicacole under date the 20th ultimo.

(Here enter S.R. No. 2668 of 1855.)

Read letter dated 24th ultimo from the Sessions Judge of Mangalore, stating that he entirely agrees with the opinion of expressed by the Court of Sudder Adalut that, "Suspicion 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."

(Here enter S.R. No. 2671 of 1855.)

Read letter dated 19th ultimo from the Acting Agent to the Governor of Fort St. George, at Ganjam, reporting the prosecution of

of the sentence in Case No. 44 of 1855 on the file of this Court.

/Here entered F.M. No. 2673 of 1855./

Read Return dated 26th ultimo from the Sessions Judge of Cuddapah, to the precept of the Conjeeveram Deputy Judge, dated the 22nd ultimo, directing the unconditional release of the three first prisoners in Case No. 63 of 1855 of this Calendar.

/Here enter F.M. No. 2679 of 1855./

Read Criminal Report B. dated 24th ultimo, submitted by the Sessions Judge of Masulipatam, for the month of November, 1855.

/Here enter F.M. No. 2681 of 1855./

Read Calendar of Cases No. 47 of 1855 submitted by the Acting Sessions Judge of Madura, under date the 26th ultimo.

/Here enter F.M. No. 2684 of 1855/

Read Calendar of Cases No. 25 and 26 of 1855 submitted by the Sessions Judge of Guntoor, under date the 27th ultimo.

/Here enter F.M. No. 2688 of 1855/

Read

Read Calendar of Cases No. 66 of 1855 submitted by the Sessions Judge of Cuddapah, under date the 24th ultimo.

/Here enter F.M. No. 2689 of 1855./

Read Calendar of Cases No. 67 of 1855 submitted by the Acting Sessions Judge of Cuddapah, under date the 24th ultimo.

/Here enter F.M. No. 2690 of 1855./

Ed Clerk

F. U.

Saturday.
5th January 1856. At a Court of the Fouzdaree Udalut.

Present

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

Read letter dated 19th December 1855. from the Sessions Judge of Cuddapah, submitting for the final Judgment of the Fouzdaree Udalut, the Record of Trial in case No 67. of 1855 of the Calendar of the Sessions Court.

(Here enter F.U. No 2670 of 1855.)

Mr. W. A. Morshead.

The Court of Fouzdaree Udalut, on a deliberate Consideration of all the Circumstances of the case in evidence before them, being of opinion that the proof against the prisoners,

1st T. Baligadoo.
and
2d Goragah alias Goorooradoo.

is sufficient to convict them of the crimes charged, do convict them thereof, and sentence them to

be

5th January 1856.

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 on the public roads or other public works for and during the period of their natural lives.

Sentence in Nº 5 confirmed.

Ex 8th Jan.

Monday 7th January 1856.

F. U.

At a Court of the Foujdaree Udalut.

Present.

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

Read Calendars of Cases Nos 66, 67 and 68 for 1855 submitted by the Sessions Judge of Nellore.

Vide enter F. U. Nos 25/6/7/7/8 of 1855.

1. The Prisoner has been convicted in these 3 cases of the charge of wounding with intent to kill and has been sentenced by the Sessions Judge to 7 years' imprisonment with hard labor in irons and to 100 lashes to be administered shortly before the expiration of his imprisonment.

2. Adverting to the serious nature of the offences of which the prisoner has been convicted, the Court of Foujdaree Udalut are of opinion that he was deserving of a severer sentence than

than that passed upon him and that the cases should have been preferred to them for disposal.

3. The Corporal punishment awarded should not be deferred as provided in the sentence, but should be inflicted at once.

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

(Sent in No)

Read Letter under date the 1st December 1855 from the Acting Sessions Judge of Combaconum, forwarding English Translation of the record of Case No 45 of 1855 on the Calendar of the Sessions Court for the final Judgment of the Court of Foujdaree Adalut.

(Here enter F.H. No 2582 of 1855)

Venkatasamy alias Changulvarayen.

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 Robbery by open Violence, be reduced to [illegible] three years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

Ordered

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

(Sent in No)

Read letter under date the 4th December 1855 from the Acting Sessions Judge of Combaconum, forwarding English Translation of the record of Case No 45 of 1855 on the Calendar of the Sessions Court for the final Judgment of the Court of Foujdaree Adalut.

(Here enter F.H. No 2582 of 1855)

Mr G. S. Hooper.

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

"David"

is not convicted on presumptive proof or on the evidence of credible witnesses or on his own confession of the crime charged do acquit him thereof and direct that he be set at liberty.-

(Sent in No)

F. 96.

Tuesday 8th January 1856. At a Court of the Fonjdaree Adalut.

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

Read Criminal reports for the Month of November 1855 submitted by the Acting Sessions Judge of Salem.

/Hereunto F.R. No 2633 of 1855/

A. 164 - / If the wounding set forth in the indictment had its origin in resistance and an attempt on the part of the Prosecutor to defend his property, the case was one of "Gang robbery."

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Salem, for communication to the Moofty under Arcot for his information and future guidance.

/sent in No /

Read Calendar of case No 47 of 1855 of the Sessions Court of Combaconum.

/Hereunto F.R. No 2687 of 1855/

Fee

8th January 1856.

1. The Acting Sessions Judge recommends that the period of Imprisonment which the Prisoner in this case has been adjudged to suffer on his conviction of House breaking and Theft may be mitigated to 2 years.

2. As the Prisoner is said to be an old offender, having on a former occasion been punished for a similar offence, the Court of Foujdaree Udalut refuse to sanction the proposed mitigation of the sentence passed upon him.

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

Sent in No /

Read Calendar in Case No 72 of 1855 submitted by the Sessions Judge of Nellore

Vide infra Ft. No 2674 of 1855

1. The Prisoners were charged with robbery by open Violence with wounding and on conviction were sentenced by the Sessions Judge to 4 years' imprisonment with

8th January 1856

with hard labor in irons under clause III Section IV Regulation XV of 1816.

2. The Court of Foujdaree Udalut point out to the Sessions Judge that under the clause and Section of the Regulation quoted, the sentence he should have passed upon the prisoners was 14 years' imprisonment - had he then considered there were grounds for doing so, he should have applied for a mitigation of punishment under clause II Section III Regulation I of 1825.

3. The sentence passed by the Sessions Judge the Court of Foujdaree Udalut consider too lenient, and they accordingly desire him to mitigate the legal sentence to 7 years' imprisonment with hard labor in irons.

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

Sent in No /

Read Criminal Report B for the month of November 1855 submitted by the

the Sessions Judge of Masulipatam.

Here enter F. R. No 2629 of 1855

No. 106.-

1. A grain pit is a place for the custody of property within the meaning of the Regulation. The case was one of "house breaking."-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Masulipatam for Communication to the Sudder Ameen for his information and future guidance.

/Sent in No /

Read B Criminal Report for the month of November 1855 of the Principal Sudr Ameen of Cuddalore.-

/Here enter F. R. No 2637 of 1855/

No. 130.

1. If the hole through the wall existed previous to the arrival of the Prisoner, the case did not amount to "house breaking."-

2. A Peishgar /properly so called/ being not a police but a revenue officer, a false Complaint preferred to him was not an offence cognizable by a criminal Court.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of

Cuddalore, for Communication to the Acting Principal Sudr Ameen for his information and future guidance

/Sent in No /

E. D. Ch.

F. H.

Wednesday 9th January 1856. At a Court of the Foujdaree Adalut

Present:

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

The record of trial in referred case N° 57 of 1855 on the Calendar of the Sessions Court of Cuddapah not having been yet received although called for on the 26th November last

Ordered that the Sessions Judge of Cuddapah be required to submit the record aforesaid without delay and explain the cause of the delay.

Precept returnable in III days from and after its receipt.

Sent following precept to /

Read Calendar in case N° 69 of 1855 on the file of the Sessions Court of Nellore.

Hereafter F. H. N° 264 of 1855

The Prisoners who were charged with Culpable Homicide, were tried and acquitted

acquitted by the Sessions Judge in concurrence with the Mahomedan law officer.

2. The Court of Foujdaree Udalut are of opinion that the evidence was sufficient for the conviction of the Prisoners. The deceased swore to them and the 1st Witness came to the spot on hearing cries and found the prisoners there, who were then accused by the deceased The foot of the field where the deceased was beaten belonging to the Prisoners is also strong in support of his statement, a motive also is found for the prisoners acts and such a motive as was not likely to have led others to beat the deceased.

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

/Sent in No/

Read return made by the Session Judge of Chittoor to the precept of the Fouj: daree Udalut under date the 20th December 1855 calling upon him for an explanation of the cause of delay in the disposal of Case No 38 of 1855.

/Herewith F.C. No 2666 of 1855/

The

1. The Court of Foujdaree Udalut look upon the explanation afforded in the foregoing return as in no way satisfactory, the time occupied by the law officer was excessive, but even this cannot be held to justify the delay which subsequently occurred and the failure on the part of the Session Judge at once to record his sentence in the case.

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

/Sent in No/

Read Calendar of Case No 115 of 1853 of the Session Court of Bellary.

/Herewith F.C. No 2634 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

L Naja Naik

9th January 1856.

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.-

/Sentence No /

Read Calendars of Cases Nos 21 and 22 of 1855 of the Sessions Court of Chingleput.-

/Here enter FL Nos 2644 & 2645 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 the Prisoners noted in the Margin have been adjudged to suffer on their conviction of Gang robbery be reduced to light 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.-

/Sentence No /

Case No 21
2 Vencatasawmy Rajah
4 Veerasawmy
5 Sunda Vithen
6 Mootteyaloo
13 Thothucharalingum

Case 22
2 Soreingum

Read Calendar of Case No 46 of 1855 of the Sessions Court of Madura.

/Here enter FL. No 2628 of 1855/

9th January 1856.

The Court of Foujdaree Udalut approve of the recommendation made by the Acting 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 Robbery by open Violence be reduced to five 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 Madura for his information.-

/Sentence No /

1st Nagalingum
2 Mootteoocurpen.

4th Not N

The record of Trial in preferred case No 57 of 1855 on the Calendar of the Sessions Court of Cuddapah not having been yet received although called for on the 26th November last.

Ordered that the Sessions Judge of Cuddapah be required to submit the record aforesaid without delay and explain the Cause of the delay.

Precept in 10 days from and after its receipt.

/Sentence following precept No /

F. P.

Thursday — 10th. January, 1856.

At a Court of the Foujdaree Udalut.

Present

G. S. Hooper, Esqr. 1st.,
W. A. Morehead, Esqr. 2d.,
T. L. Strange, Esqr. 3d.,
} Puisne Judges.

Read return dated 29th. November 1855, from the Session Judge of Masulipatam to the Precept of the Foujdaree Udalut under date 22d. October 1855, directing the Session Judge to ascertain from the Magistrate what objection exists to restoring the Petitioner Lutchmana Row late Talookdar of Kylakoor Talook in the Zillah of Masulipatam, to his office.

(Here enter F. P. No. 2514 of 1854)

Read again Miscellaneous Petition presented on the 27th. February 1855, by E. Salmon Esqr. Barrister at Law on behalf of Lutchmana Row late Talookdar of Kylakoor Talook.

(Here enter F. M. P. No. 72 of 1855)

The Court of Foujdaree Adalut

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

but considers the grounds taken by the Acting Magistrate in his return to the precept of the Session

10th January, 1856.

Sessions Court of Masulipatam for refusing to restore Petitioner to his situation to be unwarrantable and improper. The Acting Magistrate was not warranted in depending upon evidence addduced against the Petitioner which has been judicially pronounced undeserving of credit, and public rumour unsifted and the statements of irresponsible persons, he should not have given ear to.

2. The Court of Fouzdaree Adalut refer the Petitioner for redress to the Board of Revenue, the proper authority from whence it should be sought.

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

/Sentence No/

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

/ Ex'd Seal /

F. D.

Friday
11th January 1856 At a Court of the Fouzdaree Udalut.

Present

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

Read letter dated 28th December 1855 from the Acting Sessions Judge of Combaconum, submitting proceedings held on Criminal cases Nos 128, 129, of 1855, on the file of the Subordinate Court for the opinion of the Judges as to the intention of Regulation I of 1820.

/Correspondence F. D. No 14 of 1856/

The Court of Fouzdaree Udalut

1. are of opinion that the Sentence passed by the Acting Subordinate Judge is correct.

The Court consider that when

2. the Collector finds it advisable to refuse to renew a license, he should take steps to admit of the party being enabled legally and fairly to dispose of his stock of liquor

on

in hand.

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

/True in No 1 /

Read letter dated 26th December 1855 from the Sessions Judge of Tellicherry returning death warrant in Case No 12 of 1855 on the Calendar of the Sessions Court duly executed.

/Hereunder F.H. No 1 of 1856/

Read Calendar of Case No 27 of 1855 submitted by the Sessions Judge of Guntoor under date the 29th December 1855.

/Hereunder F.H. No 3 of 1856/

Read return dated 26th December 1855 from the Acting Sessions Judge of Calicut to the precept of the Foujdaree Adalut under date the 17th December 1855, acquitting the Prisoner in Case No 48 of 1855 on the Sessions Court's file.

/Hereunder F.H. No 4 of 1856/

Read Calendar of Case No 46 of

of 1855 submitted by the Acting Sessions Judge of Combaconum under date the 29th December 1855.

/Hereunder F.H. No 7 of 1855/

Read Calendar of Case No 71 of 1855 submitted by the Sessions Judge of Nellore under date the 31st December 1855.

/Hereunder F.H. No 8 of 1855/

Read letter dated 27th December 1855 from the Agent to the Governor at Vizagapatam reporting the execution of the sentence passed against the Prisoner Cornanah Pydeadoo in Case No 19 of 1855.

/Hereunder F.H. No 12 of 1855/

Read return dated 29th December 1855 from the Sessions Judge of Tellicherry to the Precept of the Foujdaree Adalut under date the 24th December 1855, calling upon the Sessions Judge to submit without delay the record of trial in Case No 13 of 1855 on the Calendar of the Sessions Court.

/Hereunder F.H. No 15 of 1855/

Read Calendar of Case No 53 of 1855 submitted by the Sessions Judge of Mangalore under date the 29th December 1855.

/Hereunder F.H. No 25 of 1856/

Read supplemental return dated

the

11th January 1856.

The 29th December 1855, directing the Foujdaree Udalut to the Receipt of this to forward the Magistrate's Petty Calendars for the 3d Quarter 1855.

/Here enter F H. № 26 of 1856/

Read Statement dated 3d January 1856 submitted by the Sessions Judge of Guntoor of trials preferred during the 2d Half of 1855.

/Here enter F H № 29 of 1856/

Read Calendar of Case № 73 of 1855 submitted by the Sessions Judge of Cuddapah under date the 4th January 1856.

/Here enter F H № 33 of 1856/

Read Calendar of Case № 77 of 1855 submitted by the Sessions Judge of Cuddapah under date the 4th January 1856.

/Herenter F H. № 34 of 1856/

Ed Elliot Clk

F. H.

Saturday 12th January 1856. At a Court of the Foujdaree Udalut.

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

Read letter under date the 2nd January 1856 from the Sessions Judge of Cuddapah, forwarding English Translation of the Record of Case № 57 of 1855 on the Calendar of the Sessions Court for the final Judgment of the Court of Foujdaree Udalut.—

/Herenter F H № 29 of 1856/

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 prisoners.

1st B. Nagadoo
2d T. Selargadoo
and
3d Toakala Pollegadoo.

is sufficient to convict them of the crime of Murder, do convict them thereof, and under the provisions of Section X Regulation VIII of

of 1852, sentence the prisoner,

1st B. Nagadoo.

to suffer death by being hanged at the usual time and place of execution, and the prisoners

2d T. Selargadoo

and

3d Isakala Pollegadoo

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 on the Public roads or other public works for and during the period of their natural lives.

(Sd) in Tn

Calendars

Read Calendar of Case No 82 of 1855 submitted by the Sessions Judge of Cuddalore under date the 4th January 1856.

/Here enter F. H. No 38 of 1856/

Read Calendar of Case No 111 of 1855 submitted by the Sessions Judge of Masulipatam under date the 2d January 1856.

/Here enter F. H. No 39 of 1856/

Read Report dated 4th January

January 1856 submitted by the Sessions Judge of Cuddalore of Cases pending during the month of December 1855 before the Sessions Court for more than 25 days.

/Here enter F. H. No 41 of 1856/

Read Report dated 3d January 1856 submitted by the Sessions Judge of Tellicherry of a case pending on the 31st December 1855 before the Sessions Court.

/Here enter F. H. No 42 of 1856/

Read Calendar of Case No 69 of 1855 submitted by the Acting Sessions Judge of Calicut under date the 31st December 1855.

/Here enter F. H. No 47 of 1855/

Read Report dated 4th January 1856 submitted by the Sessions Judge of Mangalore of Cases pending in the Month of December 1855 for more than 25 days.

/Here enter F. H. No 50 of 1856/

Read Calendar of Case No 118 of 1855 submitted by the Officiating Sessions Judge of Bellary under date the 4th January 1856.

/Here enter F. H. No 51 of 1856/

Read Calendar of Case No 116 of 1855 submitted

12th January 1856.

submitted by the officiating Sessions Judge of Bellary under date the 4th January 1856.

/Hereunto F.H. No 32 of 1856/

Read letter dated 5th January 1856 from the Sessions Judge of Tinnevelly reporting the execution of the sentence of death passed on the Prisoners in Sessions Case No 41 of 1855.

/Hereunto F.H. No 58 of 1856/

Read Calendar of Case Nos 1 and 2 of 1856 submitted by the Sessions Judge of Guntoor under date the 8th January 1856.

/Hereunto F.H. No 60 of 1856/

Ex Ebb

F.H.

Monday.
14th January, 1856

At a Court of the Foujdaree Adalut.

Present

G. L. Cooper, Esq^re.
W. A. Morehead, Esq^re. — Puisne Judges.
T. L. Strange, Esq^re.

Read Calendar of Case No. 28 of 1855, of the Sessions Court of Guntoor.

/Hereunto F.H. No. 17 of 1856/

The Court of Foujdaree Adawlut do hereby approve of the recommendation made by the Sessions Judge in this case, that the period of imprisonment to which the Prisoner noted 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.

Mundroyahad Gidg. Pitchigandor

Ordered, that Calendar & Jour three proceedings, be forwarded to the Sessions Judge of Guntoor for his information.

/Sent in No/

Read Calendar of Case No. 46 of 1855, of the Sessions Court of

of Chittoor.

(Vide entry F. Dy. No. 185 of 1856)

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 Robbery by force violence attended with wounding, be reduced to [6] Six years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

Venkatagan
Gundum
Obadoo alias
Chengadoo

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

[Seal in No.]

Read Calendar of Case No. 47 of 1855 of the Sessions Court of Chittoor

[Vide Entry F. Dy. No. 19 of 1856.]

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

Gala Radagunty
Mottadoo
Gala Avanatu
Chegadoo.

on their conviction of Highway Robbery, be reduced 1st to eight years, and 2d to 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 Chittoor, for his information.

[Seal in No.]

Read Calendar of Case No. 19 of 1855 of the Sessions Court of Bellary.

[Vide Entry F. Dy. No. 10 of 1856]

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, have 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.

Venkatacondado

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

[Seal in No.]

Read

14th January, 1856

Read Calendar of Case No. 48 of 1855, of the Session Court of Chittoor. -

/ Vide entry F. Dy. No. 20 of 1856 /

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 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 Session Judge to issue his warrant accordingly.

Gander Venkadoo.

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

/ Sent in No. /

Read Calendars of Case Nos. 40, 41, 42 and 43 of 1855 of the Session Court of Mangalore.

/ Vide entry F. Dy. No. 24 of 1856 /

The Court of Foujdaree Udalut approve of the recommendation made by the Session Judge in these cases, that the period of imprisonment to which the Prisoners noted in the

Gunnaiha

14th January, 1856

margin, has been adjudged to suffer on his conviction of Forgery, be reduced to one year 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 Mangalore for his information.

/ Sent in No. /

Read Calendar of Case No. 73 of 1855, of the Session Court of Vellore.

/ Vide entry F. Dy. No. 30 of 1856 /

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 /5/ five years with hard labor in irons, and they do authorize the Session Judge to issue his warrant accordingly.

1. Bunni Kunganigadoo
2. Gudigan Subbegoudoo
3. Chinna Guramappa
4. Munna Guramappa
5. Gopu Ramoodoo

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

/ Sent in No. /

Read

Read Calendar in Case No. 74 of 1855, on the file of the Session Court of Cuddalore.

/ Here Enter F. Pa. No. 21 of 1856 /

The Court of Foujdaree Udalut desire the Session Judge will inform them, who the 2d Witness, P. Soobbadoo is, as there is strong reason to suspect him of being the prime mover in the robbery.

Ordered, that Extract from these proceedings, be sent to the Session Judge of Cuddalore by Express Peon III days from and after its receipt.

/ Sent following precept. No. /

Read Criminal Report B, of Cases disposed of by the Magistracy of Combaconum during the month of November 1855.

/ Here Enter F. Pa. No. 2664 of 1855 /

Case No. 9 by the Acting Head Assistant Magistrate

1. The manner in which this case has been dealt with is altogether irregular. There was no necessity for a public prosecution, and it is clear from the wording of the indictment that the 2d Defendant committed the act with which

which she was charged in self-defence and under provocation. The Court of Foujdaree Udalut, resolve to quash the sentence passed, and to direct that the prisoners, if still under restraint, be immediately liberated.—

Case No. 10

2. The offence of the prisoners was "Abuse of authority." The heading and charge should have been worded accordingly.

Ordered, that Extract from these proceedings, be forwarded to the Acting Session Judge of Combaconum, for his information and for communication to the Magistrate by Precept returnable in V days from and after its receipt.

/ Sent following precept No. /

Read Calendar in Case No. 81 of 1855, on the file of the Session Court of Cuddalore.—

/ Here Enter F. Pa. No. 37 of 1856. /

1. The prisoner was tried for Perjury and sentenced by the Session Judge to 4 years' imprisonment with labor suited to her sex which sentence the Session Judge recommended should be mitigated to imprisonment for one year only.—

Before

14/14th January, 1856.

2. Before passing final orders in this case the Court of Zoujdaree Adalut desire to be informed of the reasons which rendered it necessary for the Prisoner (when prosecutor in a former trial) being called upon to give two depositions before the Subordinate Judge. The Session Judge is also instructed to inform the Court whether the prisoner attempted any explanation of the discrepancy between her statement before the Subordinate Court and that made before the Session Court.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Cuddapah by precept returnable in 7 days from and after its receipt.

Seal following Precept No. 15

Ex. Clk.

F. No.

Tuesday 15th January 1856.

At a Court of the Zoujdaree Adalut

Present

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

Read Calendars of persons punished by the Acting Agent of Ganjam and his Assistants during the 3d Quarter of 1855.—

(Here Enter F. No. 2670 of 1855)

It should have been stated

Calendar No. 1 General No. 7 1 whether cases Nos. 32 and 33 referred to in the Abstract of the charge were cases of Petty theft, so as to keep the offence with which the prisoners now charged, within the provisions of Regulation IX of 1816.

General No. 8 2 The value of the property stolen as specified in counts 1 and 3 of the charge does not correspond.

The

15th January 1856

The value mentioned in the 1st Count looking to the lightness of the punishment awarded is doubtless a clerical error. The Court of Foujdaree Udalut desire the Acting Agent will furnish explanation on these points.

Ordered, that Extract from these Proceedings be forwarded to the Acting Agent to the Governor of Fort St. George at Ganjam by precept Returnable in X days from and after its receipt.

(Sent following Precept No.)

Read Criminal Report for the month of November 1855, Zillah Chicacole.

(Here Enter F.H.C. No. 78 of 1856)

Case No. 19 of 1855 1
by the Acting Principal Asst. and Magistrate.

The Court of Foujdaree Udalut observe that the crime of which the prisoners in this case were guilty was conspiracy. The heading and indictment should therefore have been worded so as to designate that as offence.

The

15th January 1856

Case No. 22 of 1855 2
by the Acting Principal Asst. and Magistrate.

The designation of the crime in this case should have been fraud.

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

(Sent Dup. No.)

E.W.B.C.

J. U.

Wednesday
16th January 1856. At a Court of the Foujdaree Udalut.

Present

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

Read letter dated 24th December 1855 from the Sessions Judge of Maduliapatam submitting for the final Judgment of the Foujdaree Udalut the Record of trial in case No 114 of 1855 on the Calendar of the Sessions Court.

/Here enter No 84 of 1856./

Mr. W. A. Morehead
and
" J. 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 proof against the prisoner

Gangoolah Lutchmoodoo "

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

th
Ja 16th January 1856.

Sentence him to suffer death by being hanged at the usual time and place of execution.

4 Th W

Sent in Mrs

Campbell

F. H.

Thursday 17th January 1856. At a Court of the Foujdaree Adalut.

Present

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

Read Calendar of Cases

No. 65 of 1855 of the Sessions Court of Cuddapah.

(Henry Victor F. H. No. 31 of 1856.)

1. The Court of Foujdaree Adalut are of opinion that a sentence of two 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 resolve to call upon the Sessions Judge to produce the sentence accordingly.

2. If unable to concur with the Court in the propriety of the anticipated sentence now proposed, the Sessions Judge will be pleased to submit an English translation of the

17th January, 1856.

Mr. T. L. Strange.

1. Petitioner prays for the release of his relatives Cundoola Mahalutchmee and Cundoola Pitchaya, 5th and 6th prisoners in Case No. 82 of 1855, on the Masulipatam Calendar, who were convicted of receiving stolen property with a guilty knowledge, and sentenced by the Sessions Judge to 5 years' imprisonment, the former with labor suitable to her sex, and the latter with hard labor in irons.

2. Before finally disposing of this petition, the Court of Foujdaree Adalut resolve to direct the Sessions Judge of Masulipatam to submit the original record in the case above adverted to, and further to state for their information what has been the result of the trial of the 1st (virtue) Rungoo Govindu, who was ordered by the Sessions Court to be committed for trial in its proceedings dated 12th October 1855.

Ordered that Extract from these proceedings be forwarded to the Session Judge of Masulipatam, by precept returnable within V days from and after its receipt.

(Sent following precept No.)

Read

17th January, 1856.

Read again Miscellaneous Petition presented on the 15th November 1855, by John Tachor Arun, Pleader on behalf of Nallasamy, 1st Prisoner in Case No. 9 of 1854 on the Combaconum Calendar.

(See prior F. R. No. 282 of 1855.)

Read also Return from the Sessions Judge of Combaconum under date the 18th December 1855, to the precept of the Foujdaree Adalut dated the 6th of the same month, calling for explanation with regard to the statements contained in the foregoing petition.

(See prior F. R. No. 2631 of 1855.)

Mr. T. A. Morehead

Under the circumstances stated in the above Return, the Court of Foujdaree Adalut think it unnecessary to pass any orders on this petition, and resolve, therefore, to reject it.

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

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

(Sent in No.)

Read

17th January, 1856.

Mr. T. L. Strange.

1.

Petitioner prays for the release of his relatives Cundoola Mahalutchmee, and Cundoola Pitchaya, 5th and 6th prisoners in Case No. 82 of 1855, on the Madurapatam Calendar, who were convicted of receiving stolen property with a guilty knowledge, and sentenced by the Sessions Judge to 5 years' imprisonment, the former, with labor suitable to her sex, and the latter with hard labor in irons.

2.

Before finally disposing of this petition, the Court thinks it desirable to direct the Sessions Judge of Madurapatam to submit the original Records in the case above adverted to, and further to state for their information what has been the result of the trial of the 1st convicted Ponga Gowdy who was ordered by the Sessions Court to be committed for trial in its proceedings dated 12th October 1855.

Ordered that the Records of these proceedings be forwarded to the Sessions Judge of Madurapatam, by Parcels Potah with two days from and after its receipt.

(Sent following Parcels No.

17th January, 1856.

Read again Miscellaneous Petition presented on the 15th November 1855, by John Taylor Arun, Pleader on behalf of Nallatanum, 1st Prisoner in Case No. 9 of 1854 on the Combaconum Calendar.

(Vide Order F. M. No. 2825 of 1855.)

Read also Return from the Sessions Judge of Combaconum under date the 18th December 1855, to the precept of the Foujdaree Adalut dated the 6th of the same month, calling for explanation with regard to the statements contained in the foregoing petition.

(Vide Order F. M. No. 2631 of 1855.)

Mr. T. A. Morehead.

Under the circumstances stated in the above Return, the Court of Foujdaree Adalut think it unnecessary to pass any orders on this petition, and resolve, therefore, to reject it.

Ordered, that the Record from these proceedings be furnished to the Petitioner's Pleader on his application.

Ordered also, that the Record from these proceedings be forwarded to the Sessions Judge of Combaconum for his information

(Sent in No.)

And

17th January, 1856.

Read letter under date the 9th January 1856 from the Acting Sessions Judge of Salem, forwarding for the final judgment of the Court of Zuljdaree Udalut, the record of trial in Case No. 57 of 1855, on the Calendar of the Session Court.

(Here rules S. D. A. No. 85 of 1856.)

Mess. H. A. Marshall and F. S. Stange.

The Court of Zuljdaree 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, Mahomed Cadim

and

2d, Essoph Saib,

is sufficient to convict them of the crimes 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 on the public roads, or other public works for, and during the period of their natural lives.

(Sentence No.)

17th January, 1856.

Read Zuljdaree Miscellaneous Petition presented on the 17th December 1855 by Mr. J. Nelson, Pleader in behalf of Narrainia Chitty and others of the Zillah of Combaconum.

(Here rules S. M. P. No. 310 of 1855.)

Mr. H. A. Marshall. 1. Petitioners appeal from an order of the Acting Session Judge of Combaconum, wherein the decision of the Head Assistant Magistrate, finding them guilty of Assault, was confirmed.

2. The Court of Zuljdaree Udalut, seeing no grounds for their interference in this case, resolve to reject this petition.

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

(Sentence No.)

Ordered also that Extract from these proceedings be furnished to the Petitioners' Pleader on his application.

R. D. Mills

C. Turnbull

F. C.

Friday.
18th January 1856. At a Court of the Foujdaree Adalut.

Present.

G. L. Hoopes, Esqre.
W. A. Morehead, Esqre.
I. L. Strange, Esqre.
} Puisne Judges.

Read Calendar of Cases
No. 45 of 1855 of the Sessions Court
of Madura.

(Here enter F. C. No. 44 of 1856.)

The Court of Foujdaree Ada
hut 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 Robbery by open violence
be reduced to (5) five years, with hard labour
in irons, and 50 lashes to each of the prisoners;
and they do authorize the Sessions Judge to
issue his warrant accordingly.

Ordered that Extract from
these proceedings be forwarded to the Acting
Sessions

1st, Vengidapathy Chitty,
2nd, Ringasawmy Chitty,
3rd, Veerapathy Thoraiyan Chetty,
4th, Muthyandy, and
6th, Veeramaigum.

18th January, 1856.

Sessions Judge of Madura for his information.

(Sent in No.)

Read letter dated 5th January 1856 from the Sessions Judge of Tinnevelly forwarding for the final consideration of the Court of Sudder Adalut, the record of trial in Case No. 45 of 1855, of the Calendar of the Sessions Court.

(Here enter S. R. No. 83 of 1856.)

Mr. G. L. Hooper.

The Court of Sudder 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,

Coopoo, a dancing girl,

is sufficient to convict her of the crime charged, do convict her thereof, and sentence her to be transported to such place as 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.)

18th January, 1856.

Read letter dated 4th January 1856 from the Sessions Judge of Cuddapah forwarding for the final consideration of the Court of Sudder Adalut, the record of trial in Case No. 53 of 1855, of the Calendar of the Sessions Court.

(Here enter S. R. No. 64 of 1856.)

Messrs. G. L. Hooper, and J. L. Strange.

The Court of Sudder 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,

"G. Gungoolagadoo,"

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.)

Ed Elliot.

F. U.

Saturday 19th January 1856. At a Court of the Fouzdaree Udalut.

Present

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

Read Criminal report B for the Months of November 1855 Zillah Bellary.

(Correspondence F. U. N° 2659 of 1855)

Case N° 340. 1. If the charge in this case was proved a definite punishment should have been awarded.

Case N° 369 2. The Court of Fouzdaree Udalut desire to be informed whether the property which the prisoner was convicted of possessing under suspicious circumstances was the same that he was charged with having stolen.

Case N° 371. 3 The prisoner's crime in this case was "Theft" and the heading and charge should have been worded accordingly.

Security

Case N° 372. 4. Security appears to have been de-
manded after the prisoners had undergone
their trial. As the case was beyond the
jurisdiction of the Subordinate Judge, if
he was of opinion that strong suspicion
rested upon the prisoners, he should have
committed the case to the Sessions Court for
disposal. If on the other hand, from the
absence of a material witness or other
cause, the case was too incomplete for
committal, the Subordinate Judge was
competent to call upon the prisoners
find bail for their appearance when
required within a reasonable period.

Case N° 373 5. This was a case of "Theft," simi-
lar to case N° 387.

Ordered that Extract from
these Proceedings be sent to the Officiating
Sessions Judge of Bellary by Precept (returnable
in III days.

Sent following precept N° /-

R. & C. C.

Read Statement dated 31st De-
cember 1855 submitted by the Sessions Judge

of Chingleput, of Batta paid to the Prosecutors
and Witnesses attending before the Sessions Court
for the half year ending 31st December 1855.

(Here enter F.R. N° 68 of 1856)

Read Calendar and Sentence in
Sessions Case N° 60 of 1855 submitted by the Acting
Sessions Judge of Salem under date the 5th January
1856.

(Here enter F.R. N° 62 of 1856)

Read Form B of Case N° 24 of 1855 sub-
mitted by the Sessions Judge of Guntoor dated
5th January 1856 disposed of by the Head Assistant
Magistrate for the Month of December 1855.-

(Here enter F.R. N° 70 of 1856)

Read Calendar of Case N° 47 of 1855
submitted by the Sessions Judge of Tinnevelly
under date the 8th January 1856.

(Here enter F.R. N° 73 of 1856)

Read Calendar of Case N° 121 of 1855
submitted by the Officiating Sessions Judge of Bellary under
date the 8th January 1856.

(Here enter F.R. N° 74 of 1856)

Read Calendar of Case N° 1 of 1856 submitted
by the Officiating Sessions Judge of Bellary under date
the 8th January 1856.

(Here enter F.R. N° 75 of 1856)

19th January 1856.

Read statement dated 8th January 1856 submitted by the Acting Sessions Judge of Madura, of Batta paid to the Prosecutors and Witnesses attending before the Sessions Judge during the 2d Half year 1855.-

/Herewith F.H. No 78 of 1856/

Read statement dated 7th January 1856, submitted by the Acting Sessions Judge of Calicut, required by Circular Order No 4 from 1st July to 31st December 1855.-

/Herewith F.H. No 80 of 1856/

Read Statement dated 7 January 1856, submitted by the Acting Sessions Judge of Calicut, of Batta paid to Prosecutors and witnesses attending the Sessions Court from 1st July to 31st December 1855.-

/Herewith F.H. No 81 of 1856/

Exd Ellis.

Monday 21st January 1856.

F.H.

At a Court of the Foujdaree Adalut.

Present

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

Read Miscellaneous Petition presented on the 10th December 1855 by Muthiemmayee of Gillalu Tsimavally.-

/Herewith F.H.P. No 308 of 1855/

Messrs Hooper and Strange.-

1. The Court of Foujdaree Adalut resolve to direct that the Petitioner be referred to the orders formerly passed by them in the matter of this Petition.

2 Petition rejected.

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

Read Criminal report B for the Month of November 1855 forwarded by the Agent to the Governor at Ganjam.

/Herewith F.H. No 56 of 1856/

The

The Court of Fouzdaree Udalut observe that great delay has occurred in Submitting this report, as also that a large proportion of cases appearing therein remained undisposed of at the end of the month. They desire the agent will take steps to avoid the recurrence of this delay in future.

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort Saint George at Purnood for his information.

/Sent in No /

Read Calendar of case No 799 1855 of the Sessions Court of Cuddapah.

/Hereunder F.R. No 72 of 1856/

1. The Court of Fouzdaree Udalut are of opinion that a sentence of 6 months imprisonment with hard labor in irons will be a Sequate punishment for the offence of which the Prisoner in this case has been convicted, and they do resolve to call upon the Sessions Judge to reduce his sentence accordingly.

+ By Yerrareddy

If

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 sent to the Sessions Judge of Cuddapah by Precept returnable in X days from and after its receipt.

/Sent following precept/

Read Calendar in case No 68 of 1855 on the file of the Sessions Court of Calicut.

/Hereunder F.R. No 46 of 1856/

The prisoner in this case was tried for Murder and on conviction by the Sessions Judge of Culpable homicide was sentenced to three years' imprisonment with hard labor in irons.

2. The Court of Fouzdaree Udalut in view of the circumstances of the case consider the sentence passed by the Acting Sessions Judge to be a very inadequate

inadequate one.

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

/Sent in Sr /

Read Calendar of Case Nr 26 of 1835 of the Sessions Court of Madura.

/Herewith F.H. Nr 25 of 1836/

The Court of Foujdaree Adalut approve of the recommendation made by the Acting Sessions Judge of Madura in this case that the term of imprisonment which the Prisoners noted in the Margin have been adjudged to suffer on their conviction of Robbery by open Violence be reduced to /5/ five years with hard labor in irons without stripes and that of the 17th Prisoner Mahomed Esoof to /6/ six months with labor without irons and they do authorize the Acting Sessions Judge to issue his warrant accordingly.

1 Soondra Rajan Chetty
2 Pottie Chetty
3 Tiroo Konda Kristnan Chetty
4 Tank Rungien Chetty
5 Tiroo Vellanda Rungien Chetty
6 Eyaloo Moottoo Kristnan Chetty
7 Lagoodoorah Soobben Chetty
8 Sonnia Inangamonna Chetty
9 Cundan Venaitan Chetty
10 Moottoo Carupen Ansary
11 Chockan Ansary
12 Vailoo Pillay
13 Cundasamy Cottan
14 Ramasamy Kuckan
15 Coottoo Mooppen
16 Narasimman Chetty
17 Cooppo Moottoo
18 Cooppan Ramasamy
19 Cheekkiengan..

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

/Sent in Sr /

Read Calendar in Case Nr 78 of 1835 on the file of the Sessions Court of Cuddapah.

/Herewith F.H. Nr 35 of 1836/

1. The Prisoner in this case was tried for Housebreaking and theft and being convicted was sentenced by the Sessions Judge to imprisonment for one year with hard labor in irons.

2. The Court of Foujdaree Adalut desire to point out to the Sessions Judge that the Prisoner was an old Offender the Sentence passed was an inadequate one.

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

/Sent in Sr /

Read Calendar in Case Nr 120 Submitted by the officiating Sessions Judge of Bellary under date the 29th December 1835.

/Herewith F.H. Nr 23 of 1836/

The Court of Foujdaree Adalut are

are of opinion that this is not a case in which security should be required and they accordingly direct that the 3 and 4th prisoners be unconditionally 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 Miscellaneous Petition presented on the 20th December 1835 by B Bapoo and another Gillahs of Calicut.

/Here enter F.H. No 311 of 1835/

Mr T.L. Strange /

The Petitioners appeal from an order of the Sessions Judge declining to send for and peirsue the proceedings of the Magistrate fining them five Rupees for a Assault &c

2 As the proceedings of Sessions Judge do not show that he has looked into the record of the case, the Court of Foujdaree Udalut direct he will do so and pass such order thereon as may appear to him necessary.

Ordered that Extract from these

these proceedings be sent to the Sessions Judge of Calicut by precept returnable in X days from and after its receipt.

/Sent following precept.No / ss.

Ed Dalb

Thos Sconce Blair

Read Calendar in Sessions Case No 48 of 1835 submitted by the Sessions Judge of Tinnevelly under date the 9th January 1836.

/Hereunter F.H. No 87 of 1836/

Read report B dated 11th January 1836 submitted by the Sessions Judge of Tanjore for the Month of December 1835.

/Hereunter F.H. No 88 of 1836/

Read Return dated 7th January 1836 from the Acting Agent in Tanjore to the precept of the Foujdaree Udalut under date the 20th December 1835 directing him to call for the records of cases Nos 31 and 45, with a view to the mitigation of the sentences passed therein.

/Hereunter F.H. No 89 of 1835/

Read return dated 11th January 1836 from the Acting Subordinate Criminal Judge in charge, Sessions Court Cuddalapah to the precept of the Foujdaree Udalut under date the 9th January 1836 requiring the Sessions Judge to submit the Record in Case No 5 of the Calendar for 1835.

/Hereunter F.H. No 90 of 1836/

21st January 1836.

Read Criminal Report dated 15th January 1836. Submitted by the Sessions Judge of Nellore for the Month of December 1835.

(Here enter F.H. No 91 of 1836)

Read Criminal Report B dated 16th January 1836 Submitted by the Sessions Judge of Tellicherry for the Month of December 1835.

(Here enter F.H. No 92 of 1836)

Read Calendar of Case No 2 of 1836 Submitted by the Officiating Sessions Judge of Bellary under date the 11th January 1836.

(Here enter F.H. No 93 of 1836)

Read Calendar of Case No 45 of 1835 Submitted by the Sessions Judge of Chittoor under date the 5th December 1835.-

(Here enter F.H. No 95 of 1836)

Read Calendar of Case No 2 of 1836 Submitted by the Sessions Judge of Chittoor under date the 5th January 1836.

(Here enter F.H. No 98 of 1836)

Exd Chs

F. H

Tuesday 25th January 1836 At a Court of the Foujdaree Adalut.

Present.

G. T. Hooper Esquire
W. A. Morshead Esquire } Puisne Judges
J. L. Strange Esquire.

Read again Magistrate's Petty Calendar for 3d quarter of 1835, Submitted by the Sessions Judge of Chittoor.-

(Here enter F.H. No 2573 of 1835)

Read also Return dated the 4th Instant from the Sessions Judge of Chittoor to the precept of the Foujdaree Adalut under date the 21st December 1835, desiring that the Magistrate will explain the grounds of the decision in Case No 21 of the statement No 2 of the Petty Calendar for the 3d quarter of 1835.

(Here enter F.H. No 40 of 1836)

Under the circumstances represented in the above picture the Court of Foujdaree Adalut resolve to cancel the

the Sentence passed upon the Prosecutrix in case No 21 of the Petty Calendar and to desire the Magistrate to issue the necessary instructions to his Head Assistant pursuance with the observations recorded by him in his return dated the 31st to the Sessions Court's precept of the 24th Ultimo as to the course that should have been pursued in this case.

Ordered that Extract from these Proceedings be sent to the Sessions Judge & Collector for his information and for Communication to the Magistrate of North Arcot.

/Sentence No 5/

Read letter under date the 11th January 1856 from the Agent at Harnoor submitting for the final judgment of the Foujdaree Adalut a report of trial of Calendar Case No 54 of 1855 on his file.

/Herewith F.R. No 113 of 1855/

The Court of Foujdaree Adalut concur

concur with the Government Agent in convicting the Prisoners.

1st Bodegah
2d Vencategah alias Poolliah
4th Illoogah
and
5th Tippadoo.

of Gang Robbery and Sentence them as recommended to imprisonment with hard labor in irons for a period of /7/ seven years under clauses 3d and 5th Section IV Regulation XV of 1803.

2. The Court of Foujdaree Adalut also concur in demanding security from the Prisoners.

6th Chinna Nagadoo
7th Chinnapergadoo
8th Soonkadoo
9th Pedichergadoo
and
12th Baling Soonkadoo

and accordingly direct that they be severally required to find two sureties each in /50/ fifty Rupees each surety for their good behaviour and appearance when required within three years or in default thereof they be imprisoned for that period under clause 6th Section II Regulation XV of 1803.

Ordered that Extract from these

These Proceedings be sent to the Agent to the Governor of Fort Saint George at Purnood for his information.-

/Sentence N°/

Read Calendar in Case N° 1 of 18[illegible] submitted by the Acting Sessions Judge of Madura under date the 14th January 1836.

/Hereunto F.R. N° 101 of 1836/

Read return dated 11th January 1836 from the Acting Sessions Judge of Calicut to the [illegible] precept of the Foujdaree Adalut under date the 2d Acting Sessions Judge to call the case N°20 of 1853 and take such orders as he may fit.-

/Hereunder F.R. N° 105 of 1836/

Read monthly account dated 5 January 1836 submitted by the Sessions Judge of Trichinopoly for the month of December 1835.

/Hereunder F.R. N° 111 of 1836/

Read Calendar of Case N°26 of 1835 submitted by the Sessions Judge of Bondar under date the 19th January 1836.

/Hereunder F.R. N° 112 of 1836/

Read statement of Batta dated 18th January 1836 submitted by the Sessions Judge of Guntoor paid to Prosecutors and Witnesses who attended before the Sessions Judge during the 2d Half year of 1835.

/Hereunder F.R. N° 113 of 1836/

Read

Read Criminal reports dated 16th January 1836 submitted by the Acting Subordinate Criminal Judge in charge Cuddalore for the month of December 1835.

/Hereunder F.R. N° 114 of 1836/

Ex Sd
Ed

Wednesday 23d January 1856. At a Court of the Foujdaree Adalut.

F. C.

Present.

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

Read letter dated 12th January 1856 from the Acting Sessions Judge of Calicut, forwarding the record of Case N° 70 of 1855, on the file of the Sessions Court.

(Here enter F. C. N° 104 of 1856)

Read again Calendar in Case N° 70 of 1855 submitted by the Acting Sessions Judge of Calicut.-

(Here enter F. C. N° 55 of 1856)

The prisoner a female was tried on a charge of wounding with intent to murder. The Acting Sessions Judge in Concurrence with the Law Officer convicted her of the crime and in consideration of her youth proposed that a sentence of 5 years' imprisonment with labor suitable to her sex should be passed on her.-

The

2. The Court of Foujdaree Adalut point out to the Acting Sessions Judge that as the case stands the sentence proposed by him is one that falls within his own power to pass under clause 7 Section II Regulation XV of 1803, and they therefore desire he will dispose of the case himself at the same time the Court of Foujdaree Adalut observe that had the case been one in which they were called to pass sentence, they would on conviction have awarded to the prisoner a much heavier punishment than that proposed by the Acting Sessions Judge. Her crime as charged is of a diabolical nature and she would seem to have been frustrated in carrying out her full intent of taking the prosecutrix's life by interruption. The prisoner is 15 years of age and was therefore capable of comprehending the enormity of such a crime nor does it seem that she was instigated thereto by another.

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

Sentence passed

Edw Elliot

Read Criminal reports dated 1st January 1856 submitted by the Sessions Judge of Combaconum for the Month of December 1855

[Register F.H. No 117 of 1856].

Read petition dated 16th January 1856 from the Acting Sessions Judge of Tanjore to the Precept of the Foujdaree Adalut dated the 4th January 1856 directing the Sessions Judge to instruct the Magistrate to warn the Head of Police of Trivadi to avoid for the future the irregularities noticed by the Sessions Judge and that similar error will lead to his removal from office.

[Register F.H. No 119 of 1856]

Read return dated 18th January 1856 from the Acting Subordinate Criminal Judge in charge Cuddalore to the precept of the Foujdaree Adalut under date the 4th January 1856 desiring the Sessions Judge to inform the Court who the 2d Acting P. Coobdar is in Case No 74 of 1855.

[Register F.H. No 120 of 1856]

Read statement dated 4th January 1856 submitted by the Sessions Judge of Tanjore paid to Prosecutors and Witnesses attending before the Session Court for the half year ending 31st December 1855.

[Register F.H. No 126 of 1856]

23 January 1856.

Read Calendar of Case N° 1 of 1856
submitted by the Sessions Judge of Combaconum
under date the 18th January 1856.

/Here enter F.H. N° 129 of 1856/

Exd CWB.

Thursday
24th January 1856 At a Court of the Foujdaree Adalut.

F. H.

Present

G. S. Cooper Esquire
W. H. Monstead Esquire } Puisne Judges.
T. L. Strange Esquire

Read Calendar of Case N° 1 of 1856
of the Sessions Court of Chittoor.

/Here enter F.H. N° 97 of 1856/

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
Gorraladoddy B noted in the margin, has been adjudged
Pampadoor. — to suffer on his conviction of Robbery by
open violence attended with murder
be reduced to /8/ eight years with hard
labor in irons, and they do authorize the
Sessions Judge to issue his warrant accord-
-ingly.

Ordered that Extract from
these Proceedings be forwarded to the
Sessions

24th January 1836.

Sessions Judge of Chittoor for his information.

/Sent in/

Read Calendar of Case No 49 of 1833 of the Sessions Court of Chittoor.

/Hereunto F.R. No 96 of 1836/

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 Robbery by open violence, be reduced to /8/ eight years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

1 Vadamalay
2 Govindalew
3 Kroomoogum
4 Varadum
5 Mootthoosawmy
6 Paroonah
7 Paramoggay

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

/Sent in/

Read Calendar in Case No 3 of 1836 submitted by the Officiating Sessions Judge of Bellary under date the 14th January 1836.

/Hereunter F.R. No 130 of 1836/ Rd

24th January 1836

Read Calendar of Case No 4 of 1836 submitted by the Acting Sessions Judge of Madura under date the 18th January 1836.

/Hereunter F.R. No 131 of 1836/

Read Calendar of Case No 3 of 1836 submitted by the Acting Sessions Judge of Calicut under date the 15th January 1836

/Hereunter F.R. No 133 of 1836/

Read Criminal report Bdated 15th January 1836 submitted by the Acting Sessions Judge of Calicut under date the 13th January 1836.

/Hereunter F.R. No 134 of 1836/

Read Calendar of Case No 2 of 1836 submitted by the Sessions Judge of Combaconum under date the 19th January 1836.

/Hereunter F.R. No 138 of 1836/

Read return dated 18th January 1836 from the Sessions Judge of Combaconum to the precept of the Foujdaree Udalut under date the 11th January 1836 containing their observations and orders on the criminal reports of the Magistracy for the month of November 1835.

/Hereunter F.R. No 136 of 1836/

F. W.

Friday
25th January 1836

At a Court of the Fouzdaree Adalut
Present—

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

Read letter from the Acting Agent to the Governor of Fort Saint Saint ve Garj and enclosing copy of and Extract of a letter from the Secretary to the Government of India urging upon this Government the expediency of sending natives of the Goomsoor Hills to the plains as Party or witnesses in Criminal Cases

[Here enter F. W. No. 57 of 1836]

With reference to the Proceedings held by the Court of Fouzdaree Adalut on their Review of Case No. 42 of 1835 in the Criminal Report for September, the Agent remarks that previous to the receipt of this Proceedings this Assistant disposed of a similar case as one of "Cattle Stealing"

He further urged that, on

2

consideration

consideration of the peculiar usages of the Khonds and the prevalence among them from time immemorial of the practice of receiving gifts from the losing party in cases decided by ordeal and of looking upon this as their right, - it would be, in his opinion, inadvisable to visit this crime with the same severity as in other districts, and that it would answer all the ends of justice if cases of this nature were dealt with under the Law for Cattle-Stealing -

3 The agent therefore requests that the Assistant may be vested with the power to dispose of cases of this description when not of a serious nature and when the offence has been committed in the day-time without actual violence and by unarmed persons -

4 Cases such as described by the Agent should the Court of Sonjdaree Adalut observe be hereafter treated as "Misdemeanors" They amount to unlawful enforcement of supposed rights in property - But if they are felonious they cannot be classed otherwise

third as "Gang Robberies" -

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

(Sentence No. 18)

Read Calendar of Cases No. 49 of 1855, submitted by the Acting Sessions Judge of Madura under date the 8th January 1856 (Received F. R. No. 176 of 1856)

The Court of Sonjdaree Adalut resolved to call the attention of the Acting Sessions Judge to their Circular Proceedings dated 11th July 1849 and to request he will without delay forward a copy of the opinion of the Medical Officer as to the State of the prisoner's mind

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Madura by precept returnable within III days from and after its receipt

(Sent following Precept No.)

Read Calendar of Cases No. 51 of 1855 submitted by the Acting Sessions Judge

25th January 1836

Judge of Madura under date the 8th January 1836

Here enter F.P. No 174 of 1836

Before disposing of the above Calendar the Court of Fouzdaree Udalut resolve to direct the Acting Session Judge to forward a translation of the record of the case for their consideration. The Court of Fouzdaree Udalut further desire to be informed why the Prosecutors Vakeel was examined by the Sessions Judge at the Prosecutors Bungalow instead of in open Court

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

Sent following Precept No

Read Calendar of Case No 9 of 1836 of the Session Court of Chittoor

Here enter F.P. No 99 of 1836

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

25th January 1836

Vodda Ramoodoo

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 Session Judge to issue his warrant accordingly

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

(Sentence 8)

Read letter under date 16th Instant from the Agent to the Governor of Fort Saint George at Rumnad, submitting for the final judgement of the Fouzdaree Udalut a Summary of the evidence of a Criminal Case on his file

Here enter F.P. No 140 of 1836

The Court of Fouzdaree Udalut concur in the conviction of the Prisoners

Cherichoo Goorvadoo and

D[illegible] Radegah

of Highway Robbery and sentence them to 6 months imprisonment with hard labor

25th January 1836

labor in irons under the provisions of Clauses III and V Section IV Regulation XX of 1803.

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort Saint George at Fort Marol for his information

(Sent in No.)

Read Criminal Reports for the months of December 1835 submitted by the Acting Sessions Judges of Masulipatam (Sent in No. 103 of 1835) No. 106 of 1835

A grain pit being a place for the custody of property within the meaning of the Regulation the charge should have been headed "House breaking"

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Masulipatam for his information and future guidance

(Sent in No.)

The record of trial in proceedings Case No. 58 of 1835 on the Calendar of the Acting Agent in Ganjam not having been yet received

Ordered

25th January 1836

Ordered that the Acting Agent in Ganjam be required to submit the record aforesaid without delay

(Sent in No. 5)

Rec. 18th

F. C.

Saturday.
26th January, 1856. At a Court of the Foujdaree Adalut.

Present

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

Read Calendar of Cases
No. 5 of 1856 of the Sessions Court of
Chittoor.

(Vide Mem. F. C. No. 100 of 1856.)

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 Sligh-way
Robbery, be reduced to (8) Eight years
with hard labor in irons, and they do authori-
-ze the Sessions Judge to issue his warrant ac-
-cordingly.

1- Ganadee Siddrogadoo
2- Peloogadoo

Ordered, that Extract from
these

these proceedings be forwarded to the Sessions Judge of Chittoor, for his information.

/Sent in No./

No return having been received from the Sessions Judge of Trichinopoly, to the precept of the Suppurce Adalut dated the 20th December 1855, conveying orders on the Petition of Sunda Pillay with reference to the retention under attachment of certain property in dispute between Petitioner and his undivided brother,

Ordered, that the Sessions Judge of Trichinopoly be required to make a return to the above Precept without further delay.

/Sent in No./

Read Criminal Report for the months of December 1855, submitted by the Sessions Judge of Nellore.

(Here entered F.B. No. 107 of 1856.)

No. 855 of 1855.

The Court of Suddaree Adalut observe that the requisition of Security should have been recorded under Regulation II of 1822, the Regulation quoted in the sentence having reference to "Breach of the Peace."

(Cont'd)

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

/Sent in No./

Read Supplemental Return dated 10th Instant, from the Acting Agent to the Governor of Fort St. George, at Ganjam, to the precept of the Suppurce Adalut, dated 20th ultimo, in Case

No. 215 of 1855.

/Herewith F.B. No. 147 of 1856./

Read Statement, dated 1st Instant submitted by the Sessions Judge of Tinnevelly, of Batta paid to Prosecutor and witnesses attending before his Court from 1st July to 31st December, 1855.

/Here entered F.B. No. 148 of 1856./

Read Calendar of Cases No. 19 of 1856 submitted by the Sessions Judge of Tellicherry, under date the 10th Instant.

/Here entered F.B. No. 152 of 1856./

Read

Read Calendar of Cases
No. 15 of 1856 submitted by the Sessions
Judge of Trichinopoly under date the 19th Instant

/Herewith enters F.R. No. 161 of 1856./

Read Calendar of Cases
No. 25 of 1856 submitted by the Acting
Sessions Judge of Madura under date the
21st Instant.

/Herewith enters F.R. No. 162 of 1856./

Read Calendars of Cases
No. 35 of 1856 submitted by the Acting
Sessions Judge of Madura under date the
21st Instant.

Ex Ettl

/Herewith enters F.R. No. 163 of 1856./

Monday
28th January 1856 At a Court of the Foujdaree Adalut.

F.R.

Present

G. J. Hooper Esquire
W. H. Morehead Esquire } Puisne Judges.
T. L. Strange Esquire

Read letter from the Sessions
Judge of Cuddalore forwarding Copy of a
letter from the Magistrate offering explan-
nation with reference to the observations
of the Foujdaree Adalut in their review
of the Calendar of Petty Cases for the 3d
quarter of 1855.-

/Herewith enters F.R. No 59 of 1856./

With reference to this explanation
the Court of Foujdaree Adalut direct that
the Magistrate in future amend his
charge according to what is actually
proved, or state in his sentence how
much of the charge has been established.

Ordered that Extract from
these Proceedings be sent to the Sessions
Judge of Cuddalore for communication
to

Communication to the Magistrate of South Arcot for his information and future guidance

/Sentence N° /

Road Criminal report B for the Month of December 1835 Gillah Inadura

/Hereunto F.H. N° 102 of 1836/

Case N° 135 1. In the heading the crime is declared to have been accompanied with Torture, but no mention is made of any ill treatment in the body of the charges.

Case N° 137 2. The indictment in this case has been carelessly framed - The heading of it mentions but no mention is made of the case having terminated fatally. The prisoner is charged with having cut with intent to kill and murder a bill-hook on the neck and murder his wife Chinnamootty aged 16 years.

Case N° 146 3. The crime of Arson was not proved in this case no party independent of the prisoners having been injured by their act in setting fire to the 2 prisoners house.

Case N° 147 4

5. The prisoners crime was Theft. Many cases were in arrears at the

the close of the month, some of which had been nearly a fortnight under examination. The cause of this delay is to be explained.

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

/Sent following precept N° /

Road Criminal report B for the Month of December 1835 Gillah Tinnevelly.

/Hereunto F.H. N° 123 of 1836/

The Criminal Court had no

Case N° 140 of 1835 / Concern with the act described in the first Count of the charge which should have been left to be dealt with by the Officer presiding over the Court in which the suits were filed.

Case N° 144 2 It does not appear why the first witness, the injured party, did not prosecute this case.

Case N° 145 3. The latter part of the charge is very badly worded, the prisoner being accused of having "murdered the child by drowning him into a well."

Ordered that Extract from these

Proceedings

28th January 1836.

Proceedings be sent to the Sessions Judge of Tu
=nevelly for his information.

/Sentence No /

Read Calendar of Cases Nos 56, 57, 58
of 1835 of the Sessions Court of Mangalore.
/Hereunto F.R. No 116 of 1836/

The Court of Foujdaree Udalut
approve of the recommendation made by the
Sessions Judge, that the period of imprisonment
in Case No 56 Doobbe which the Prisoners noted in the Margin* have
Ganabhara
in Case No 57 Timmy brew adjudged to suffer on their conviction of
aunta
Perjury, be reduced to two years with hard
labor in irons, and that adjudged to the
prisoner Coonhy in No 58, to 2 years imprison
=ment with labor suitable to her sex;
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 Mangalore for his information.-

/Sentence No /

Read Calendar in Case No 115
on the file of the Sessions Court of Mangalore
for 1835.-
/Hereunto F.R. No 109 of 1836/

28th January 1836.

1. The 2d Prisoner in this case was
tried for forgery and acquitted by the
Sessions Judge, who however, considering
that great suspicion attached to him,
required him to furnish security in
the sum of Rupees 50, in two Sureties of
25 Rupees each, for his conduct and
behaviour for one year, in failure of
which, he was to be imprisoned for
that period under Clause 6. Section II
Regulation XV of 1816.

2. The Court of Foujdaree Udalut
desire to point out to the Sessions Judge
that they have before ruled / vide proceedings
under date 17th November 1831 forwarded to
the Sessions Court of Mangalore / that
forgery and utterance of forgery are
crimes in respect to which a requisition
for security cannot with propriety be
made.-

3. The Court of Foujdaree Udalut
therefore resolve to cancel the requisition of
Security made by the Sessions Judge in
the case of the 2d prisoner, and should he
be

Proceedings be sent to the Sessions Judge of Ma
-nargaly for his information.

/Sentence No /

Read Calendar of cases Nos 56, 57 &
of 1835 of the Sessions Court of Mangalore.

/Hereunto F.H. No 116 of 1836/

The Court of Foujdaree Udalut
approve of the recommendation made by the
Sessions Judge, that the period of imprisonme
in case No 56 Soobba which the Prisoners noted in the margin* ha
Ganabhara
in case No 57 Timmy brew adjudged to suffer on their conviction o
anta
Perjury, be reduced to Two years with ha
labor in irons, and that adjudged to the
prisoner Coonhy in No 58, to 2 years imp
-sonment with labor suitable to her sex
and they do authorize the Sessions Judge to
issue his warrant accordingly.

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

/Sentence No /

Read Calendar in Case No 45
on the file of the Sessions Court of Mangalo
for 1833 --

/Hereunto F.H. No 109 of 1836/

28th January 1836.

1. The 2d Prisoner in this case was
tried for forgery and acquitted by the
Sessions Judge, who however, considering
that great suspicion attached to him,
required him to furnish security in
the sum of Rupees 50, in two Sureties of
25 Rupees each, for his conduct and
behaviour for one year, in failure of
which, he was to be imprisoned for
that period under clause 6. section II
Regulation XV of 1813.

The Court of Foujdaree Udalut
2. desire to point out to the Sessions Judge
that they have before ruled/vide proceedings
under date 17th November 1831 forwarded to
the Sessions Court of Mangalore/ that
forgery and utterance of forgery are
crimes in respect to which a requisition
for security cannot with propriety be
made.--

3. The Court of Foujdaree Udalut
therefore resolve to cancel the requisition of
Security made by the Sessions Judge in
the case of the 2d prisoner, and should he
be

be in confinement direct his unconditional release.

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

/Sent in Sr/

Read Miscellaneous Petition presented on the 21st January 1856 by Nagoo Zillah Combaconum.

/Hereunder F.M.P. Nr 13 of 1856/

Mr Strange 1

The object of this Petition is to induce the Court of Foujdaree Udalut to reconsider their order dated the 17th January 1856, refusing to disturb the sentence of transportation passed by them upon the Petitioner husband, Prisoner in Case Nr 37 of 1853, on the Combaconum Calendar.

2

The Court of Foujdaree Udalut see no ground to doubt the correctness of their order above adverted to, and resolve therefore to reject this Petition.

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

Read again Miscellaneous Petition presented

presented on the 18th August 1853 by Shashammah, wife of the 1st and aunt of the 11th Prisoner in Case Nr 57 of 1853 on the file of the Sessions Court of Nellore.

/Hereunder F.M.P. Nr 221 of 1853/

Read also return from the Acting Sessions Judge of Nellore under date the 28th September, to the Precept of the Foujdaree Udalut dated the 20th August 1855 directing that Officer to institute an enquiry regarding the allegations contained in Paras 1 and 2 of the foregoing Petition and to submit a report thereupon.

/Hereunder F.M.P. Nr 2135 of 1853/

Read also Miscellaneous Petition presented on the 21st January 1856 by the same party.

Hereunder F.M.P. Nr 17 of 1856

The Court of Foujdaree Udalut

Mr. J.L. Strange 1

resolve to direct that the Petition Nr 221 be returned to the Sessions Judge with instructions to make a further report thereon, the return made by the Acting Sessions Judge not satisfying them on the subject thereof.

The

2 The Court of Foujdaree Udalut further direct that the original record in the aforesaid case, received with the Acting Sessions Judges return dated the 18th July 1855, be returned to the Sessions Court as solicited by the Petitioner in her Petition No 17 above recorded.-

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

(Here enter precept No)

Read Foujdaree Miscellaneous Petition presented on the 5th January 1856 by J. B. Norton Esqr Pleader in behalf of Rajah Ringasawmy Iyengar Bahadoor of Gillakoo Trichinopoly.-

(Here enter F.M.P. No 2 of 1856.)

Mr J. L. Strange

Petitioner represents that the practice which has obtained in his family for upwards of Sixty years, of having peticoners wearing a badge or Bill to attend on him, has been interdicted by the Collector as opposed to Act XVIII of 1855; and that the Sessions Judge has refused

refused to entertain an appeal from the said order, from these Proceedings Petitioner now appeals.-

2- The Court of Foujdaree Udalut observe, that the issuing of the order complained of by the Collector was an error. It was only in the Capacity of Magistrate that the Officer in question could interfere.

3- On Consideration of the circumstances of the Case, the Court do not find that Petitioner has incurred any penalties under Act XVIII of 1855. The Act prelates to the nature of the badge to be worn, not to any form of wearing the badge. The badges used by Petitioners peticoners bear the name of their Employer, and come thus under the express description which Parties pursuant to the Act may make use of.-

4- The Court therefore direct, the Magistrate to offer no impediment to Petitioners use of the badges in question.-

Ordered that Extract from these

these Proceedings be sent to the Sessions Judge of Spelimoapoly, for communication to the Magistrate by Precept returnable within III days from and after its receipt.-

Ordered also, that Extract from these Proceedings be furnished the Petitioners Pleader on his application.

/Sent following precept No/

Read Calendars of Cases Nos 62 and 63 of 1855 Submitted by the Acting Sessions Judge of Salem under date the 11th January 1856.

/Here enter F.H. No 140 of 1856/

Read Criminal Report B dated 18th January 1856 Submitted by the Sessions Judge of Chingleput of Cases disposed of by the Magistrate and Principal Sudr Ameen during the month of December 1855.

/Here enter F.H. No 122 of 1856/

Read Extract of Proceedings dated 14th January 1856 submitted by the Sessions Judge of Guntoor, held on review of the Police Calendars for the 4th Quarter of 1855.-

/Here enter F.H. No 124 of 1856/

Read letter dated 16th January 1856, from the Sessions Judge of Bellary stating, that no Criminal Case was disposed of by the Sudr Ameen of Sirey for December 1855.-

/Here enter F.H. No 142 of 1856/

Read Criminal Report B dated 16th January 1856, submitted by the Sessions Judge of Bellary, of the Principal Sudr Ameens Court for December 1855.

/Here enter F.H. No 143 of 1856/

Read Criminal Report dated 15th January 1856 submitted by the Agent to the Governor of Fort Saint George at Vizagapatam, for the month of December 1855.-

/Here enter F.H. No 146 of 1856/

Read letter dated 21st January 1856, from the Acting Subordinate Judge in charge of the Sessions Court of Cuddapah, reporting the execution of the 1st Prisoner in Case No 57 of 1855.-

/Here enter F.H. No 154 of 1856/

Read Extract dated 19th January 1856 submitted by the Acting Sessions Judge of Salem from the Proceedings of the Sessions Court dated 19th January 1856.

/Here enter F.H. No 156 of 1856/

Tuesday

F.H.

29th January 1856. At a Court of the Foujdaree Udalut

Present

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

Read letter under date the 19th January 1856 from the Agent at Kurnool, submitting for the final judgment of the Foujdaree Udalut a report of trial of Calendar Case No 92 of 1855 on his file. / Hereunder F.H. No. 141 of 1856 /

The Court of Foujdaree Udalut concur with the Government Agent in convicting the Prisoners.

1st Jinkalee Mudelagah
2d Fakeergah
3d Posallegah
and
4th Mauregah

of House breaking and theft, and sentence them as recommended the

1st Jinkalee Mudelagah
and
4th Mauregah

to / 3 / three years imprisonment with hard labor

29th January 1856.

labor in irons, under Section XXI Regulation VII
of 1802, and the
2d Fakeergah
and
3d Poollegah
to (2) two years' imprisonment with hard labor
in irons under Clause 6th, Section II, Regulation
VII of 1822.-

Ordered that Extract from
these Proceedings be sent to the Agent to
the Governor of Fort Saint George at Kurnool,
for his information.-

The record of trial in referred
Cases Nos 40 and 41 of 1853 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.-

Exd Hall

F. W.

Wednesday
30th January 1856. 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 2 of
1856 of the Sessions Court of Calicut.
(Hereunto F.W. No 132 of 1856)

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 Gang robbery with at-
violence be reduced to (7) seven year with
hard labor in irons and they do authorize
the Sessions Judge to issue his warrant
accordingly.-

1st Hanaka Cheruen
Kanen

Ordered that Extract from
these Proceedings be forwarded to the Sessions
Judge of Calicut for his information.-
(Sent in No)

Read Calendar of Case No 30 of 1855 of the Sessions Court of Cuddalore.

/Hereunder F.R. No 127 of 1856/

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 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.

2d Lutchmanen
3d Ramen.

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

/Sentence No /

Read Calendar of Case No 60 of 1855 of the Sessions Court of Mangalore.

/Hereunder F.R. No 150 of 1856/

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

on his conviction 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 sent to the Sessions Judge of Mangalore for his information.

/Sentence No /

4d/ Hobbs

Read Calendar of Case No 64 of 1855 Submitted by the Sessions Judge of Mangalore under date the 21st January 1856

/Hereunder F.R. No 160 of 1856/

Read letter dated 24th January 1856 from the Acting Sessions Judge of Masulipatam reporting particulars connected with the execution of the Prisoner in Case No 116 of 1855.

/Hereunder F.R. No 169 of 1856/

Read Calendar of Case No 4 of 1856 Submitted by the Acting Sessions Judge of Masulipatam under date the 22d January 1856.

/Hereunder F.R. No 170 of 1856/

Read statement dated 1st January 1856 submitted by the Sessions Judge of Coimbatore of Batta paid to Prosecutors and Witnesses attending before the Sessions Judge.

/Hereunder F.R. No 173 of 1856/

30th January 1856.

Read letter dated 25th January 1856 from the Sessions Judge of Cuddalore forwarding copy of the Acting Principal Sudr Amins letter of the 18th Instant with reference to the proceedings of the Tonjadarce Adalut reviewing the Criminal reports for November 1855.

/Here enter F.H. No 174 of 1856/

Read Calendar of Case No 2 of 1856 submitted by the Sessions Judge of Trichinopoly under date the 26th January 1856.

/Here enter F.H. No 176 of 1856/

Read statement dated 1st January 1856 submitted by the Sessions Judge of Combaconum of Batta paid to the Prosecutors and Witnesses attending before the Sessions Court from 1st July to 31st December 1855.

/Here enter F.H. No 179 of 1856/

Read statement dated 1st January 1856 submitted by the Sessions Judge of Nellore of Batta paid to Prosecutors and Witnesses from 1st July to 31st December 1855.

/Here enter F.H. No 181 of 1856/

Read letter dated 28th January 1856 from the Acting Subordinate Criminal Judge in charge of the Sessions Court of Cuddalore reporting the execution of the Prisoner in Case No 53 on the Calendar for 1855.

/Here enter F.H. No 190 of 1856/

Thursday 31st January 1856. At a Court of the Tonjadarce Adalut

F. H.

Present

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

Read Miscellaneous Petition received on the 7th January 1856 from the Sessions Judge of Nellore on behalf of Ambaly Vencamma of that Zillah.

/Here enter F.H. No 3 of 1856/

Mr W. A. Morehead. 1. Petitioner appeals from an order of the Sessions Judge of Nellore, declining to interfere with the proceedings of the Acting Head Assistant Magistrate of that District, prohibiting him from carrying on the prosecution of his Dishy Dunga Boe as being unusual.

2. The Court of Tonjadarce Adalut resolve to direct that the Sessions Judge be informed that the Circular order No 188 does not apply to appeals of this nature but

but is to be confined to appeals by Prisoners against sentences passed upon them.

3. Petition rejected.

Ordered that Extract from these Proceedings be sent to the Sepoy Judge of Nellore for his information and guidance and for Communication to Petitioner.

/Sent in No/

Read again Miscellaneous Petition presented on the 6th December 1855 by Erooda-pillay of Gillala Trichinopoly.

/Hereunder F.R. No 3038/1855/

Read also returns from the Sepoy Judge of Trichinopoly under date the 19th January 1856 to the precept of the Foujdaree Adalut dated the 22d December 1855, directing that Officer to submit the Record in the matter of the foregoing Petition.

(Hereunder F.R. No 125 of 1856)

Mr W.A. Morehead 1.

On a Consideration of the record the Court of Foujdaree Adalut see no reason to disturb the Sepoy Judge's order appealed against and refuse therefore to interfere in the matter and the Petitioner

Petitioner, if he has any claims, must have recourse to a Civil Court.

2. Petition rejected.

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

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

/Sent in No/

Read Miscellaneous Petition dated 3d January 1856 by Nalla Chella Pillay of Gillala Trichinopoly.

/Hereunder F.R. No 1 of 1856/

Petitioner prays for a reconsideration of this Court's order dated the 20th December 1855, rejecting his Foujdaree Miscellaneous Petition No 253 of 1855.

Mr W.A. Morehead 1.

2 The Court of Foujdaree Adalut see no reason to doubt the correctness of the order above adverted to, and accordingly resolve to reject this Petition.

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

Read

Read Foujdaree Miscellaneous
Petition presented on the 3 January 1856
by Sreenevasooloo of Gillalo Cuddalore.
/Hereunto F.M.P. № 5 of 1856/

Mr G.L. Hooper

1.

Petitioner represents that in a quarrel which arose in consequence of indignities offered to his Petitioners wife, one Apparoo chetty and others set upon him and beat him up and wounded him severely and that afterwards in order to screen themselves they declared Petitioner had entered the house as a thief and for the purpose of thieving. He therefore prays this Court to investigate the case.

2.

The Court of Foujdaree Adalut see no ground for their interference in the matter and accordingly resolve to reject this Petition.

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

Read Miscellaneous Petition received on the 8th January 1856 from the Acting Sessions Judge of Madura on behalf of Palanyappa of that

that Gillalo.
/Hereunto F.M.P. № 4 of 1856/

Mr H.A. Morstead

Petitioner prays for the release of her relatives Sooboo and Syacumoo Prisoners in Case № 39 of 1853 on the Madura Calendar, who were convicted of purchasing stolen property with a guilty knowledge and sentenced by the Sessions Judge to 3 years' imprisonment with hard labor in irons.

The Court of Foujdaree Adalut

2.

see no reason to doubt the propriety of the conviction of the Prisoners in this case and resolve therefore to reject this Petition.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Madura for Communication to the Petitioner.

/Sent in №/

Read Foujdaree Miscellaneous
Petition presented on the 24th December 1855
by Syed Vallee Ahmed Reader in behalf
of Hajarising of Gillalo Masulipatam.
/Hereunto F.M.P. № 3 of 1855/

Petitioner appeals from the

1.

Sentence passed upon him by the Sessions Judge

Judge in case No 97 of 1855 wherein he was adjudged to be imprisoned for Eighteen Months with hard labor.-

2. Before finally disposing of this Petition the Court of Foujdaree Adalut resolve to call up the Original record of the case for their consideration.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Masulipatam by precept within 10 days from and after its receipt.-

/Sent following precept No /

Read Foujdaree Miscellaneous Petition presented on the 24th December 1855 by J. B. Norton Esqr, Pleader on behalf of C.M. Cauder Neerah Saib of Gillalo Inhabitants.-

/Here enter F.M.P. No 312 of 1855/

Mr W.R. Morshead /

Petitioner appeals from the Proceedings of the Sessions Judge under date the 16th May 1855 wherein the decision of the Magistrate and the Acting Head Assistant Magistrate dismissing a charge of "Assault and Trespass" preferred by him were confirmed.

The

2. The Court of Foujdaree Adalut observe that the matter referred to in this Petition has been fully gone into and disposed of by two European Officers and seeing no reason to interfere with their decisions, they resolve to reject the Petition.

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

Ordered also that Extract from these Proceedings be granted to Petitioner's Pleader on his application.-

/Sent in No /

Read Calendars of Petty cases disposed of by the Magistracy of Bellary during the 3d quarter of 1855.-

/Here enter F.M. No 172 of 1855/

By the Head Asstt Magte No 39

This case having reference to persons and not Police Matters, should have been dealt with under the general Regulations as one of "Assault" and not under the head of abuse of authority.-

By Do No 45

2. The property in question appears from

from the abstract of charge to have dropped from the Prosecutor's handy and to have been found on the road and appropriated by the Prisoner - the Offence - the Court of Foujdaree Udalut observe would have been more properly headed "Misdemeanour".-

3. The other Calendars do not call for any remark.-

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Bellary for Communication to the Head Assistant Magistrate for his information and future guidance

/Sent in No /

Read Calendars of petty cases disposed of by the Magistracy of Tanjore during the 4th quarter of 1855.-

/Hereunder F.H. No 178 of 1856/

By the Acting Head Asstt Magistrate No 57

1 The punishment awarded in this case was wholly inadequate to the nature of the offence.-

By the Joint Magte No 69.

2 It was observed by the Sessions Judge this case was one falling under the provisions of Regulation III of 1819, the circumstances plead

led

led to the alleged acts of "Abuse of Authority" should have been set forth in the charge.-

By the Asst Sessions Judge Magistrate's Apl No 73

3 The case noted in the margin should have been headed "Misdemeanour" and not "fraud."-

No 75

4 This was clearly a case of abuse of authority and should have been dealt with under Regulation III of 1819.

/Statement No II/

By the Acting Head Asstt Magistrate No 59

5 The charge should have been headed "Trespass" - as appears against the Defendant.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Combaconum for communication to the Acting Head Assistant and Acting Special Assistant Magistrates.-

/Sent in No /

Read Calendar of Case No 29 of 1855 Submitted by the Sessions Judge of Guntoor under date the 16th January 1856.-

/Hereunder F.H. No 115 of 1856/

The Court of Foujdaree Udalut

1. observe that the sentence passed upon the prisoner in this case is altogether disproportion-

to

to the offence of which he stands convicted which is but a petty theft punishable by the Head of Police.-

2. The Court of Foujdaree Udalut are therefore of opinion that the period of imprisonment already undergone by the Prisoner will be sufficient to meet the ends of justice, and they resolve to call upon the Sessions Judge to release the prisoner.-

3. If unable to concur with the Court in the release of the prisoner the Sessions Judge will be pleased to send up the Original record of the case for their Consideration.-

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

/Sent following precept No /

Read letter under date the 19th January 1856 from the Acting Sessions Judge of Madura forwarding English Translation of the record of Case No 48 of 1855 on the Calendar

Calendar of the Sessions Court for the Southern Division of the Court of Foujdaree Udalut for the Month of January 1856

/Hereunder Abstract of Proceedings/

Mesrs Hooper and 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 Prisoner "Alagherry" is not convicted on presumptive proof, or on the evidence of credible witnesses, or on his own confession of the crime charged, do acquit him thereof and direct that he be set at liberty.-

The prisoner was tried for murder and convicted by the Law Officer. The Acting Sessions Judge concurred in this Futwa and in forwarding the record of trial for the final judgment of the Court of Foujdaree Udalut, recommended that the prisoner should be hanged.-

In this conviction the Court of Foujdaree Udalut after a full consideration of the record are unable to concur. They do not consider that any of the circumstances

to the offence of which he stands convicted which is but a petty theft punishable by the Head of Police.-

2. The Court of Foujdaree Adalut are therefor of opinion that the period of imprisonment already undergone by the Prisoner will be sufficient to meet the ends of justice, and they resolve to call upon the Sessions Judge to release the prisoner.

3. If unable to concur with the Court in the release of the prisoner the Sessions Judge will be pleased to send up the Original record of the case for their consideration.-

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

/Sent following precept No /

Read letter under date the 19th January 1856 from the Acting Sessions Judge of Madura forwarding English Translation of the record of Case No 48 of 1855 on the

Calendar of the Sessions Court for the final judg-ment of the Court of Foujdaree Adalut.-

/Hereunto F.H. No 139 of 1856/

Mesrs 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 Prisoner

"Alagherry"

is not convicted on presumptive proof, or on the evidence of credible witnesses, or on his own confession of the crime charged, do acquit him thereof and direct that he be set at liberty.-

The prisoner was tried for murder and convicted by the Law Officer. The Acting Sessions Judge concurred in this Fatwa and in forwarding the record of trial for the final judgment of the Court of Foujdaree Adalut, recommended that the prisoner should be hanged.-

In this conviction the Court of Foujdaree Adalut after a full consid-eration of the record are unable to concur. They do not consider that any of the cir-cumstances

circumstances held by the Acting Sessions Judge so fully to corroborate the Prisoner's Police Confession, bring the charge home to him as a satisfactory matter. Little weight can attach to the circumstances of foot prints on the spot where the murder was committed being found to correspond with the feet of the prisoner, even if this, which is by no means the case, were clearly proved.

3. Again, the evidence as to the Bill hook with which the prisoner is said to have committed the murder to be also doubtful. The Prosecutrix on her examination before the Criminal Court is precise: called on this point, having first stated that it was found lying near the corpse, next that it was found in the Prisoner's house, and lastly adhering to her first statement. She also states that she met the Prisoner coming away from the place of the murder, but on this point her statements before the Police and the Sessions Court are discrepant and not to be depended on.

4. The Court of Foujdaree Adalut are

are not disposed to attach any importance to the fact of the loaded gun being found in the prisoners house, it may have been loaded for the purpose stated by him in his defence.

5. The Prosecutrix moreover when examined before the Sessions Court made to some statements which are not be found in her former depositions, among others, she states that the prisoner sent a woman to call the deceased to the well. Her statement before the Police is merely to the effect that a woman named Magherathkal had been living with the prisoner but had disappeared since the murder, this circumstance is also mentioned by the subordinate Police officer, but it is not shown that the Prosecutrix was asked whether this woman was the one the prisoner sent to call deceased to the well, nor does it appear that any search was made for her tho' her testimony was obviously of great importance.

6. There are other points also regarding which the record is deficient, for instance, the prisoner after to throughout that

prisoner be transported for life..

2. On Consideration of the record of this trial the Court of Foujdaree Udalut resolve to acquit the prisoner. The evidence is not such as can safely be relied on, the testimony of the 1st witness is evidently false; the prosecutor was examined on the 19th November but made no mention there of the 1st witness being able to depose to the murder of deceased and it was not until the 28th that the 1st witness appeared before the Police..

3 The Court also observe that it does not appear on the record that any inquest was held..

4 The Court of Foujdaree Udalut therefore direct that the prisoner be released unconditionally..

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

/Sentence Nº /

Read return dated 22d December 1855 from the Acting Sessions Judge of Combaconum to the Precept of the Court of Foujdaree

31st January 1856

Udalut under date 17th December 1855 calling for the record of Case Nº 82 of 1855 of the Sessions Court File.

/Hereunder F.H. Nº 265 of 1855/

Read again Miscellaneous Petition presented by C. Salmon Esquire Pleader on behalf of Moottiah Pillay Gillah Combaconum.

/Hereunder F.H. Nº 288 of 1855/

Read also Calendar in Case Nº 32 of 1855 submitted by the Acting Sessions Judge of Combaconum

/Hereunder F.H. Nº 2088 of 1855/

Mr. W.A. Morehead /

The Court of Foujdaree Udalut on a review of the record of the above case, see no reason to doubt that the prisoners committed the acts charged against them, but in consideration that the quarrel and affray in which the deceased met his death took place suddenly and that no previous malice or premeditation appear to have actuated the Prisoners in their assault on the deceased, they are of opinion that the imprisonment

that he fled immediately to the Talaute Catchery from the spot where his wife was murdered and the report of the subordinate Police officer states the same; but there is no evidence as to what the Prisoner stated on his first appearance there, or to the exact time of his appearing the date of his apprehension is stated in the Calendar to have been the 27th November which is also the date of his alleged Confession, the murder having been committed on the evening of the 26th.

7 The Confession of the Prisoner before the Police contains statements so strange and improbable that it is difficult to give it any credit.

8 Under these circumstances the Court of Toydaree Udalut have reason to doubt whether the murder was Committed by the Prisoner, and to the benefit of this doubt they Consider he is entitled. They accordingly acquit him of the charge and direct his immediate release.

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

Sent in No /

Read letter under date the 19th January 1856 from the Sessions Judge of Tinnevelly forwarding English Translation of the record of Case No 46 of 1855 on the Calendar of the Sessions Court, for the final judgment of the Court of Toydaree Udalut.

/Hereunder F.H. No 165 of 1856/

Messrs Hooper and Morehead. — The Court of Toydaree Udalut, on a deliberate Consideration of all the circumstances of the case in evidence before them, being of opinion that the Prisoner.

"Arnachellam"

is not convicted on presumptive proof, or on the evidence of credible witnesses, or on his own Confession of the crime charged, do acquit him thereof and direct that he be set at liberty.

1 The prisoner in this case was tried for Murder. The Law Officer acquitted the Prisoner. The Sessions Judge being unable to Concur in this Futwa referred the trial for the final judgment of the Court of Toydaree Udalut, recommending that the prisoner

prisoner be transported for life..

2. On Consideration of the record of this trial the Court of Toujdaree Udalut is=solve to acquit the prisoner. The evidence is not such as can safely be relied on, the testi=mony of the 1st witness is evidently false; the prosecutor was examined on the 19th November but made no mention there of the 1st witness being able to depose to the murder of deceased and it was not until the 28th that the 1st witness appeared before the Police..

3. The Court also observe that it does not appear on the record that any inquest was held..

4 The Court of Toujdaree Udalut therefore direct that the prisoner be released unconditionally.

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

/Sentence &c/

Read return dated 22d December 1855 from the Acting Sessions Judge of Cox=bazaar to the Precept of the Court of Toujdaree

Toujdaree Udalut under date 17th December 1855 calling for the record of Case No 82 of 1855 of the Sessions Court File.

/Hereunto F.H. No 2665 of 1855/

Read again Miscellaneous Petition presented by E. Salmon Esquire Pleader on behalf of Mootiah Pillay Gillah Coxbazaar.

/Hereunto F.H. No 2887 of 1855/

Read also Calendar in Case No 32 of 1855 dating submitted by the Sessions Judge of Coxbazaar.

/Hereunto F.H. No 2088 of 1855/

Mr W.S. Morehead /

The Court of Toujdaree Udalut on a review of the record of the above case, see no reason to doubt that the prisoners committed the acts charged against them, but in consideration that the quarrel and affray in which the deceased met his death took place suddenly and that no previous malice or pre=meditation appear to have actuated the Prisoners in their assault on the deceased, they are of opinion that the imprisonment

imprisonment they have already undergone is a sufficient punishment for their offence. They resolve therefore to order the immediate release of the prisoners in question.

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

/Sent following Precept/

Read Criminal Reports for the month of November 1855 submitted by the Sessions Judge of Coimbatoore.

/Hereunto F.R. No 167 of 1855/

By the Pt. Sadr Answer No 293.

The Court of Foujdaree Adalut observe that "Grain huts" are of the nature of the "places for the Custody of property" contemplated in Regulation VI of 1822, and that this case should have been headed "House breaking".

No 256

2

The Court of Foujdaree Adalut resolve to call upon the Sessions Court to Judge of the propriety of requiring Security of the Prisoners, as the charge

is not one that Ordinarily should call for such a measure. If evidence to convict the Prisoners of the assault be not forthcoming, they should be permitted to their release unconditionally.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore for communication to the Principal Sudr Ameen for his information and future guidance.

/Sent in/

Read Calendar of Case No 3 of 1856 submitted by the Officiating Sessions Judge of Bellary under date the 24th January 1856.

/Hereunder F.R. No 191 of 1856/

Read Statement dated 21st January 1856 submitted by the Sessions Judge of Chittoor of Batta paid to Prosecutors and Witnesses attending before him during the 2nd Half of 1855.

/Hereunder F.R. No 192 of 1856/

Read Calendar of Case No 3 of 1856 submitted by the Sessions Judge of Cuddapah under date 26th January 1856.

/Hereunder F.R. No 193 of 1856/

31st January 1856

Read Statement dated 25th January 1856 submitted by the Assistant Judge of Sellie[illegible] of batta paid to Prosecutors and Witnesses during the 3d half year of 1855:-

(Hereunto F.R. No 195 of 1856)

Read Calendar of Case No 1 of 1856 submitted by the Acting Assistant Judge of Salem under date the 23d January 1856.

(Hereunto F.R. No 197 of 1856)

Read Calendar of Case No 1 of 1855 submitted by the Acting Assistant Judge of Salem under date the 23d January 1856.

(Hereunto F.R. No 196 of 1856)

Ex Estb.

[signature]

Friday 1st February 1856

Mdu.

Mdu Court of the Assistant Magistrate

Present

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

Read Calendars of Petty Cases disposed of by the Magistracy of Madura during the 4th Quarter of 1855.

(Hereunto F.R. Mdu. No 157 of 1856)

By the Assistant Magistrate. No 33.

The charge in the case noted in the margin is unintelligible and its real nature should be stated.

By Do. 71. 2

The mode of entry which constitutes this a case of "house-breaking" should have been set forth.

Ordered, that Extract from these Proceedings be forwarded to the Acting Assistant Judge of Madura for communication

1st February 1856

communication to the Assistant Magis-
trate for his information and futur
guidance.—

(Sent in Ho.)

F.M.C.

Saturday
2d February 1856

A Court of the Foujdaree Adalut

Present

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

Read Criminal Report B
submitted by the Sessions Judge of
Rajahmundry for the Month of
December 1855.—

(Here Entered F.M.C. No. 135 of 1855)

Magistrate's Report
B

1 The Court of Foujdaree
Adalut observe, that the sentence
in this case is illegal.—

2 There does not seem to
have been either trespass or assault,
and however reprehensible the prison-
er's conduct, the law has not made
it penal.—

3 As however the period
of imprisonment awarded to the
prisoner

prisoner has expired, the Court can not now disturb the sentence.—

Ordered, that a Extract from these Proceedings be sent to the Sessions Judge of Rajahmundry, for communication to the Magistrate for his information and future guidance

(Sent in Ab.)

Read Calendar of case Ab. 6 of 1856 of the Sessions Court of Chittoor.—

(Here Enter F.No. Ab. 158 of 1856)

The Court of Foujdaree Udalut approve of the recommend-ation 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 (6) six years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.—

1st C. Moonegadu
2d Y. Chingadoo
3d Y. Moonegadoo

Ordered

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

(Sent in Ab.)

Read Calendar in Case Ab. 6 of 1856, submitted by the Officiating Sessions Judge of Bellary under date the 25th January 1856.—

(Here Enter F.No. Ab. 200 of 1856)

Read return dated 24th January 1856, from the Officiating Sessions Judge of Bellary to the precept of the Fouj-dalut under date the 19th January 1856, desiring to be informed, whether the property, which the prisioner was convicted of professing under suspicious circum-stances, was the same that he was charged with having stolen.—

(Here Enter F.No. Ab. 201 of 1856)

Read letter, dated the 28th Ultimo from the Acting Subordinate Criminal

2nd February 1856.

Criminal Judge in charge of the Sessions Court of Cuddapah, forwarding Statement in Case No. 67 of 1855, on the file of this Court as requisited.-

(Here Entered F.No. 206 of 1856)

Read Criminal Report B submitted by the Agent to the Governor of Fort St. George at Kurnool for the month of December 1855, under date the 1st instant.

(Here Entered F.No. 209 of 1856)

Ex the Sheriff

F.116.

Sunday 3rd February 1856. At a Court of the Foujdaree Adalut

Present

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

Read letter dated 2nd January 1856, from the Acting Agent to the Governor of Fort St. George at Ganjam, submitting for the final judgment of the Foujdaree Adalut the record of Case No. 11 of 1855 on his file.-

(Here Entered F.No. 184 of 1856)

Mr. G. S. Hooper and Mr. T. L. 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 Sowra Pookkoopla Pookkay

2nd Do. Soniah alias Sonnayee

3rd

3rd Sowra Daday
4th Do Soonnayee
5th Do and Seedah

is sufficient to convict them of the crime of wilful Murder, do convict them thereof, and under the provisions of Section x Regulation VIII of 1802 do sentence the prisoners,

1st Sowra Pookkoo alias Pookkay.
2d Do and Soniah alias Sonnayee

to suffer death by being lanced so soon as conveniently can be after the receipt of this warrant at such spot to be selected by the Acting Agent of Ganjam in the immediate vicinity of the place where the Murder was committed, the prisoners,

3d Sowra Daday
and
5th Sowra Seedah

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, on the public roads

3rd February 1856

roads, or other public works for and during the period of their natural lives, and the prisoner,

4th Sowra Soonnayee

to be imprisoned and kept to hard labor, in irons on the public roads or other public works for and during the period of [illegible] Ten years.

The Court of Foujdaree Udalut sanction the additional reward of 200 Rupees recommended by the Acting Agent to be distributed among those who captured the prisoners in the above case.—

Ordered that a Extract from these Proceedings be sent to the Acting Agent to the Governor in Ganjam for his information.—

(Sent in No)

Certificate

L.S.

Certificate of Pardon
to
1st Sowrah Huddia
and
2d Sowah Solabunza

Whereas under date the 12th November 1855, the Court of Fouj-
=daree Udalut were pleased to auth-
=rize the Acting Agent Ganjam to
tender an Offer of Pardon to Sowrah
Huddia and Sowrah Solabunza, on the
condition of their making a full
disclosure of every circumstance with
=in their knowledge relative to the
Murder of Boddoo Appiah committ-
-ted on the night of the 9th July 1855
near the Village of Moregam in the
Zillah of Ganjam:—

And whereas the Court
of Foujdaree Udalut are of opinion
that

3d February 1856

that the conditions of the said Grant
of pardon have been sufficiently
fulfilled.

Now these are to certify
and declare that in consideration
thereof, the Court of Foujdaree Uda-
-lut have been pleased under the
provisions of Section XX. Regulation
VIII of 1802, to confirm the pardon con-
-ditionally tendered as aforesaid
to the said Sowrah Huddia and
Sowah Solabunza in so far as regards
the Act herein refussed to—

And the Court do hereby
confirm the said pardon accordingly—

Given under Our hands
and the Seal of the Court this 3d
day of February—
Sent following letter No) 5

Ex Ltd.

Monday
4th February, 1856.

At a Court of the Fouzdaree Udalut.

Present

G. L. Cooper, Esqre,
W. A. Morshead, Esqre,
T. L. Strange, Esqre,
} Puisne Judges.

Read Calendar of Case
No 31 of 1855 of the Sessions Court
of Cuddalore.

(Vide prior F. U. No 153 of 1856.)

The Court of Fouzdaree Udalut
but assent to the recommendation made
by the Sessions Judge in this case that
the period of imprisonment which the prisoner
noted in the margin have been adjudged
to suffer on their conviction of Gang
Robbery, be reduced to (7) seven Years
with hard labor in irons, and they do
authorize the Sessions Judge to issue his
warrant accordingly.

1. Mootoolingum
2. Vakeu
3. Seenum
5. Parraday
6. Sorbhoo
8. Money

Ordered,

4th February 1856.

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

(Sub no 5)

Read Miscellaneous Petition presented on the 10th January 1856 by Venkatesa of the Zillah of Chittoor.

(Hon'ble Sutton J. M. P. No 8 of 1856.)

Mr. J. L. Strange. 1.

The object of this Petition is to induce the Court of Sudder Adalut to reconsider their order dated 22nd December 1855, rejecting to disturb the order passed by the Sessions Judge of Chittoor on the petition of Venkatesa Dasaragadu, 1st prisoner in Case No 18 of 1854 on the Chittoor Calendar.

2.

The Court of Sudder 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 be furnished to the petitioner on his application.

Read Miscellaneous Petition presented on the 17th January 1856 by Gelongoo of the Zillah of Chittoor.

(Hon'ble Sutton J. M. P. No 11 of 1856.)

Mr. J. L. Strange. 1.

Petitioner prays that the Court of Sudder Adalut will issue an order to the Magistrate of Chittoor to institute an inquiry and recover for him certain land and other property belonging to him, which were usurped by Ettery Chinnaganna Naick, Monegar of Pattiarajagandigay

The Court of Sudder Adalut

2.

see no ground to interfere in petitioner's behalf.

Ordered, that Extract from these proceedings be furnished to the petitioner on his application.

Read letter dated 24th January 1856 from the Sessions Judge of Tellicherry, submitting for the final Judgment of the Sudder Adalut the Proceedings of trial in Case No 18 of 1855, of the Calendar of the Sessions Court.

(Hon'ble Sutton J. M. No 203 of 1856.)

The

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

"Pullary Coddakadien Cummun,"

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

Mess^rs W. A. Morehead and T. L. Strange.

1.

The prisoner in this case was tried for murder. The Mahommedan Law Officer convicted him of the crime, and in this Latwah the Sessions Judge concurred, and in transmitting the Proceedings of trial for the final sentence of the Court of Sudder Adalut, recommended that a sentence of death should be passed on the prisoner.

2. In the conviction of the prisoner the Court of Sudder Adalut concur.

3. The prisoner stabbed the deceased when under the influence of great excitement, and it does not appear that he came to the place where he first found the deceased, with the intention of committing murder.

4. The Court of Sudder Adalut are of opinion that under all the circumstances of the case a sentence of transportation for life will suffice and that sentence they prescribe to pass on the prisoner.

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

Stuttin No. 1

Read Miscellaneous Petition presented on the 24th December 1855 by J. Pechlebay Esqre, Pleader on behalf of Nowabinga Saranul Haick, of the Zillah of Madura.

(See Rules S.D.A. Vol. for 313 of 1855.)

4th February, 1856.

Read, also, Calendar in Case
No. XXXVI of 1855, submitted by the
Acting Sessions Judge of Madura.

Mr. T. L. Strange.

(Vide entry F.H. No. 2488 of 1855.)

1.

Petitioner, aggrieved by the
manner in which the trial of Case
No. XXXVI of 1855, on the file of
the Sessions Court of Madura has been
conducted by the Acting Sessions Judge, moves
the Court of Sudder Adalut to direct
that the prisoner in that case, who has
been acquitted of the crime of forgery, for
which he had been put on his trial, should
be re-apprehended and re-tried.

2.

On the hearing given by the
Court of Sudder Adalut to this petition,
nothing has been presented to them of a
nature to call for their notice. The Court
therefore dismiss this petition.

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

Leave Clerk.

2 Petns.

F. H.

Thursday,
5th February, 1856.

At a Court of the Sudder Adalut.

Present:

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

Read Criminal Reports of
the Principal Sudder Ameen and the Joint
Magistrate of South Arcot, submitted by
the Sessions Judge of Cuddalore.

(Vide entry F.H. No. 1405 of 1856.)

Joint Magistrate's
B. Report, No. 78 of 1855.

1.

The Sessions Judge in his
Review of the A Report remarked that
this case, as set forth in the Indictment,
was one, rather of "Theft" than of "Fraud."
The Court of Sudder Adalut, gather
from the Abstract of Charges, that the
ornament in question fell from the person
of the prosecutor while being carried in the
palanquin, and that the prisoner appro-
priated it. The case, as far as they can
judge from the charge, was a "Misdemeanor,"
and

and not a "Theft," to constitute which latter offence, the property must be taken from the possession of the owner.

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

/ Sent in Ack. /

Read, again Calendar in Case No. 81 of 1855, on the file of the Sessions Court of Cuddalore.

(Here enter F. M. No. 375 of 1856.)

Read also Return dated the 21st January 1856 from the Acting Subordinate Judge in charge of the Sessions Court of Cuddalore, to the precept of the Sanguam Adalut under date the 14th idem, directing the Sessions Judge to inform the Court of the reasons which rendered it necessary for the prisoner in Case No. 81 of 1855, being called upon to give new depositions before the Subordinate Judge.

/ Here enter F. M. No. 153 of 1856. /

5th February 1856.

The Court of Sanguam Adalut being of opinion that a severe punishment is not called for in this case, resolve to direct the Sessions Judge to forward the Original proceedings for their consideration.

Ordered, that Extract from these proceedings be forwarded to the Acting Subordinate Judge in charge of the Sessions Court of Cuddalore, by Precept No. = Annexed within III days from and after its receipt.

/ Sent following precept No. /

Read Criminal Reports forwarded by the Acting Sessions Judge of Salem for the months of December 1855.

(Here enter F. M. No. 121 of 1856.)

The Acting Sessions Judge

Criminal Case No. 160 of 1855. By the Moorsy Sub Annum.

Case No. 186. By the Acting Subordinate Judge.

1. in this case should have directed the re-trial of the prisoner by the Moorsy Sub Annum. In the note appended to

2. this case a delay of 193 days has not been accounted for; the prisoner it appears was not re-examined on the 16th May and

Sentence.

sentence was not passed until the 4th December, the Court of Tanjore Udalut desire that the reasons for this long delay in the disposal of the case, be explained.

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

/ Sent following precept No. /

Read letter under date the 23d January 1856 from the Agent to the Governor of Fort St. George at Madras, submitting for the final judgment of the Tanjore Udalut a Report of the trial of Criminal Case No. 106 of 1855 on his file.

/ The rules F.R. No. 1885 of 1856. /

The Court of Tanjore Udalut concur in the conviction of the Prisoner,

Bithal Timmiador,

of Cattle Robbery and sentence him to five years imprisonment with hard labor in irons, as proposed by the Agent.

Ordered, that Extract from these

No. 293.

5th February 1856.

these proceedings be forwarded to the Agent to the Governor of Fort St. George at Madras, for his information.

/ Sent in No. /

Read Criminal Reports for the months of December 1855, submitted by the Sessions Judge of Coimbatore

/ Rule rules F.R. No. 175 of 1855. /

No. 294.

1. The Court of Tanjore Udalut have repeatedly ruled "Theft from Grain-pits" to be "House-breaking". The sentence has, however, they observe, been passed under the proper Regulation, (XII of 1822).

No. 295.

2. One months imprisonment with hard labor is an inadequate sentence in a case of "House-breaking".

Ordered, that Extract from these proceedings be forwarded to the Sessions Judge of Coimbatore, for communication to the Principal Sudr Ameen, for his information and future guidance.

/ Sent in No. /

Read

Read Calendars of Cases
Nos 3 and 4 of 1856 of the Session
Court of Conchacoonum.

/ Vide entry F.C. No 177 of 1856. /

The Court of Foujdaree Adalut
approves of the recommendation made by the
Sessions Judge that the period of imprisonment
which the Prisoner noted in the margin
has been adjudged to suffer on his conviction
of House-breaking, and knowingly receiving
stolen property, be reduced to 18 / eighteen /
months with hard labor in irons, and they
do authorize the Session Judge to issue his
warrant accordingly.

Cases No. 3.
1. Tulsyeda pun-
dareen

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

/ Sent in No. /

Read Calendar of Cases
No. 1 of 1856 of the Session Court of Bellary.

/ Vide entry F.C. No. 171 of 1856. /

The Court of Foujdaree Adalut
approves of the recommendation made by the Officiat-
ing

Officiating Session Judge in this Case
that the period of imprisonment which
Sukaya the prisoner noted in the margin, has
been adjudged to suffer on his conviction
of the crime of High-way Robbery, be
reduced to / five years with hard
labor in irons, and they do authorize the
Officiating Session Judge to issue his
warrant accordingly.

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

/ Sent in No. /

Read letter under date
the 26th January 1856, from the Session
Judge of Calicut, submitting for the final
judgement of the Court of Foujdaree Adal-
-ut, the Record of trial in Case No. 5
-ut, the Record of trial in Case No. 5
of 1856, on the Calendar of the Session
Court.

/ Vide entry F.C. No. 212 of 1856 /

Refer to Mr. Bruce
Mr. Strange.

The Court of Foujdaree
Adalut, on a deliberate consideration of all

(2)

all the circumstances of the Case in evidence before them, being of opinion that the proof against the prisoner,

"Tirovanjooratha Razoo,"

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 /5

Read Calendar of Case Nº 5 of 1856 submitted by the Acting Sessions Judge of Masulipatam under date the 25th Ultimo.

/ Here enter F.C. Nº 215 of 1856. /

Read Calendar of Case Nº 2 of 1856 submitted by the Sessions Judge of Cuddalore under date the 31st ultimo.

/ Here enter F.C. Nº 217 of 1856. /

Read Calendar of Case Nº

Nº 1 of 1856 submitted by the Sessions Judge of Nellore under date the 31st ultimo.

/ Here enter F.C. Nº 219 of 1856. /

Read Calendar of Case Nº 62 of 1855 submitted by the Sessions Judge of Mangalore under date the 28th ultimo.

/ Here enter F.C. Nº 211 of 1856. /

Read Calendar of Case Nº 6 of 1856 submitted by the Acting Sessions Judge of Masulipatam under date the 26th Ultimo.

/ Here enter F.C. Nº 214 of 1856. /

Read Calendar of Case Nº 4 of 1856 submitted by the Sessions Judge of Guntoor under date the 30th ultimo.

/ Here enter F.C. Nº 220 of 1856. /

Read Criminal Report A. dated 30th ultimo submitted by the Sessions Judge of Guntoor, for the month of January 1856.

/ Here enter F.C. Nº 221 of 1856. /

Read Criminal Report dated 1st instant submitted by the Sessions Judge of Chingleput, for the month of

5th February, 1856.

Ext Edb.

4th January, 1856.

(Here enter F. Et. No. 222 of 1856.)

Read Return dated 25th ultimo from the Acting Agent to the Governor of Essequebo & Demerara, at Georgetown, to the President of the Fiscal Court under date the 15th ultimo, calling for explanation regarding Caveat Nos. 32, 33, and 41 of 1855.

(Here enter F. Et. No. 224 of 1856.) a

F. Et.

Wednesday, 6th February, 1856. At a Court of the Fiscal Court.

Present:

G. L. Hopkins, Esqre.,
W. A. Marshall, Esqre.,
T. L. Strange, Esqre.,
— Puisne Judges.

Read letter dated 29th January 1856 from the Stipendiary Judge of Demerara, submitting for the final judgment of the Fiscal Court, the Record of Case No. 39 of 1855, of the Calendar of the Supreme Court.

(Here enter F. Et. No. 210 of 1856.)

The Court of Fiscal Court on a deliberate consideration of all the circumstances of the case in Evidence before them, being of opinion that the proof against the prisoners,

2nd, Cornelius Peters,
3rd, Palmyandy,
4th, Para Cossipore,
5th, Annasamy Iyer,
6th, Ramasamy Naicken,

and

and 7th Nezammoden,

is sufficient to convict them of the crime of Robbery by open violence attended with aggravating circumstances, do convict them thereof, and in conformity with the provisions of Clause 3rd and 5th, Section II, of Regulation XV of 1803, Regulation VIII of 1828, and Section XVIII, Regulation VIII of 1802, sentence the prisoners,

4th, Pira Coopooray,

6th, Ramasamy Naicken,

and

7th Nezammoden,

to be transported beyond sea 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; and the prisoners,

2nd, Coomarahamy,

3rd, Palaniyandy,

and

5th Annasamy Iyen,

to receive 50 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 (14) fourteen years,

years, in addition to any sentence already passed over them:

But being of opinion that the prisoner,

1st, Nuttaw,

is not convicted on presumptive proof or on the evidence of credible witnesses, or on his own confession of the above crime, do acquit him thereof, and direct that he be unconditionally released.

Mssrs G. L. Hoffer
J. L. Skinner.

The prisoners were convicted by the Sessions Judge of the crimes charged, and in referring the record of trial for the final judgment of the Court of Sudder Adalut, he recommended that the 1st prisoner should be sentenced to seven years' imprisonment to be sentenced to seven years' imprisonment with hard labor in irons, and that the 2nd, 3rd, 4th, 5th, 6th, and 7th, prisoners should be transported for life.

The Court of Sudder Adalut concur with the Sessions Judge in his conviction of the prisoners from 2nd to 7th, but they are of opinion that it will suffice for the

the sake of example if the extreme sentence of transportation be passed upon the 4th prisoner as the apparent principal mover in the robbery and on the 6th and 7th prisoners as being first prisoners.

3. The Court of Inquiry Adelaide sentence the 2nd, 3rd, and 5th prisoners to 14 years' imprisonment with hard labor in irons in addition to any sentence already hanging over them, and to 150 lashes each.

4. With respect to the 1st prisoner the Court of Inquiry Adelaide do not consider that the grounds for his conviction are sufficient. He took no part in the actual commission of the robbery, all that appears against him is, that he brought the prosecutor to the spot where the robbery was effected; but that he did so for the purpose of the robbery is not proved. The 4th prisoner doubtless obtained from him the information that the prosecutor had money with him, but this may possibly have been given by him inadvertently. Under these circumstances, the Court resolve to acquit the prisoner, and direct his release.

6th February, 1856.

5. The Court of Inquiry Adelaide are of opinion that they are precluded from recommending the Government to indemnify the prosecutor for his loss. In the first place it does not appear that the prosecutor acted with great want of caution, the Government are not to be prejudiced against his own indiscretion. In the next place that the prosecutor acted with great want of caution, the Government are not to be prejudiced to further against his own indiscretion.

6. The Court of Inquiry Adelaide express their approbation of the good conduct of the officer with regard to the Police Auxiliary Guards, Sergeant Alexander, in this case, and in assisting in securing evidence in this case, and in assisting to bring the Criminals to justice.

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

Chief Sec. Office 6/2

Sergt Alexander

F 11.

Thursday.
7th February 1856 } At a Court of the Foujdaree Adalut.

Present

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

Read letter under date the 23d January 1856, from the Agent to the Governor of Fort St. George at Rumnad, submitting for the final judgment of the Foujdaree Adalut a report of the trial of Criminal Case No. 70 of 1855 on his file - Case No. 70 of 1855 on his file - Rec'd Entered No. 180 of 1856 /

The Court of Foujdaree Adalut, concur in the conviction of the Prisoners:

1st Telugoo Doraigah
2d Cummum Muddegah

of Petty breaking and Theft, and, in accordance with the Agents' recommendation, sentence the 2d Prisoner,

* Mr. C. S. Hooper

7th February 1856.

Prisoner (the 1st having been sentenced in another Case) to one years Imprisonment with hard Labor in irons.

2. "The Court also ~~con~~ cause in holding the 3d and 4th Prisoners to security as recommended by the Agent.

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 /

Read Letter dated 5 September 1855, from the Sessions Judge of Chittoor, transmitting the death warrant passed by him in conformity with the final Sentence of the Court of Nizamut Adalut in Case No 17 of the Calendar of 1855, duly ~~con~~ countersigned and returned by the Subordinate Judge.

/ Here Enter Dft No 2000 / 1856 /

Read return dated 12th December 1855 to the precept of the Nizamut Adalut under date the 4th idem

7th February 1856.

directing that the Magistrates Petty Calendars be forwarded without any further delay.

/ Here Enter Dft No 2596 /

Ex 27/2/56

P.U.

Friday
8th February 1856 } 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 the 23rd January 1856 from the Agent to the Governor of Fort St. George at Purnea submitting for the final judgment of the Foujdaree Adalut a report of the trial of Criminal Case No. 75 of 1855 on his file.

[Rec'd Entered No. 187 of 1856.]

The Court of Foujdaree Adalut concur in the conviction of

Prisoners,

1st Teloogoo Boreegah and
2nd Venkatah

of "Attempt at Gang Robbery" and in accordance with the Agents' recommendation, sentence the 1st to (4) four years and the 2d to (2) two years imprisonment with

Mr R. A. Morehead

with hard labor in irons.

Ordered that Extract from these Proceedings be forwarded to the Agent to the Governor of Fort St. Geo^r at Kurnool for his information.

/ Sent in Rc /

Read again Calendar of Case No. 46 of 1855 of the Session Court of Madura.

/ Vide Entry Pl. No. 45 of 1856 /

Read also letter dated 25th Ultimo from the Acting Session Judge of Madura.

/ Vide Entry Pl. No. 182 of 1856 /

The Court of Foujdaree Adalut resolve to intimate to the acting Session Judge that the stripes recommended to be inflicted on the prisoners in the above case were remitted by this Court.

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

/ Sent in Rc / Read

Read letter under date the 28th January 1856 from the Session Judge of Chittoor forwarding English Translation of the record of Case No. 33 of 1855 on the Calendar of the Session Court for the final Judgment of the Court of Foujdaree Adalut.

/ Vide Entry Pl. No. 194 of 1856. /

Mr. G.S. Hooper
Mr. W.A. Morehead
Mr. E.L. 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 Prisoners,

1st Venkatareddy
and
2d Ramireddy

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 tried

/

The Mohomedan Law Officer

for Murder.

delivered in a Futwa of acquittal - - -

crime charged and in refusing the records of Trial for the final judgment of the Court of Fouzdaree Adalut recommended that they should suffer the extreme penalty of the Law.

2. In the conviction of the prisoners the Court of Fouzdaree Adalut do not concur. The prisoners it is clearly shown by the report of the Village Mooneef and his depositions before the Tahseeldar were not mentioned to him on the night of the Murder although the Prosecutor states that he went immediately to the Village Mooneef. The witnesses also who were present at the time the decoity was beaten, were equally silent, and under such circumstances, the statements subsequently made by them appear to the Court of Fouzdaree Adalut unworthy of belief.

3. The Court of Fouzdaree Adalut consider that the Sessions Judge was guilty of a serious omission in not having examined

examined the Village Mooneef, who moreso, as the Prosecutor alleged, that he had named the Prisoners to him on the night the Mooneef made his report to the Tahseeldar.

With this view of the case

4. the Court of Fouzdaree Adalut acquit the prisoners of the crime charged and direct their immediate release.

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

/Sent in Re./

Dead letter dated 29th January 1856 from the Sessions Judge of Chingleput reporting that the annual Criminal Statements for the past year cannot be forwarded within the ends of the month in consequence of the non receipt of the Magisterial returns.

/Here Enter Dft No 204 of 1856/

The Court of Fouzdaree Adalut resolve to call upon the Magistrate

8th February 1856.

Magistrate of Chingleput for an explanation of the delay in forwarding to the Sessions Court the annual Criminal Statements for the year 1855.

Ordered, that Extract from these Proceedings be forwarded to the Magistrate of Chingleput by Precept returnable in III days from and after its receipt.

/ Sent following Precept &c. /

E. Thorn

F. W

Saturday.
9th February 1856.

At a Court of the Fauzdaree Adalut

Present

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

Read Calendar of Case No. 2 of 1856 submitted by the Acting Sessions Judge of Salem.

(Here Enter F. W. No. 198 of 1856)

The Court of Fauzdaree Adalut are of opinion that a fine commutable to imprisonment would have been more appropriate punishment in this case.

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

(Sent in No)

Read Return of the Acting Sessions Judge of Madura to the Precept of this Court under date the 28th January 1856 issued on review of the Criminal Return B for December 1855.

(Here Enter F. W. No. 238 of 1856)

With the above Return the Acting Sessions Judge submits the explanation furnished by

9th February 1856.

by the Subordinate Judge.

2. The Court of Foujdaree Adalut consider that the Subordinate Judge has satisfactorily accounted for the delay remarked upon in their processings of the 28th ultimo.

3. The 2d para of the Subordinate Judge's Return has reference to this Court's observations on Case No 137. The Subordinate Judge considers that the crime of Murder was plainly alleged in the terms did cut with a bill hook (with intent to kill) and murder his 2d wife &c. The Court observe that these are not the words of the indictment, which runs thus: "did cut, with intent to kill, with a bill-hook on the neck, and murder his 2d wife &c." which if it has any clear meaning at all, describes the crime of "wounding with intent to kill." The Court of Foujdaree Adalut remark that the words "with intent to kill" have no place in an indictment for murder. In the charge in question it is nowhere stated that the prisoner's wife died.

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

(Sent in &c.)

Monday
11th February 1856.

F. A.

At a Court of the Foujdaree Adalut

Present

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

Read Foujdaree Miscellaneous Petition presented on the 10th January 1856 by Mr J. K. P. Wilson Pleader in behalf of Veery of Vizillah Trichinopoly.

(Here Enter F. M. P. No 7 of 1856)

Petitioner's Mother of the 10th Prisoner in Criminal Case No 68 of 1855. Appeals in behalf of her son, and prays that the sentence of 14 years imprisonment passed upon him by the Sessions Judge may be cancelled.

The Court of Foujdaree Adalut see no ground for interfering with the Order appealed from, and resolve to reject this petition.

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

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

(Sent in &c)

Mr. T. L. Strange.

&c.

No return having been received from the Sessions Judge of Masulipatam to the Precept of the Fouzdaree Adalut dated the 17th January 1856, calling for the Original record in Calender Case No 82 of 1855 on the Sessions Courts file, and certain information regarding the 1st witness in the Case.

Ordered that the Sessions Judge of Masulipatam be required to make a return to the above Precept without further delay.

(Sent in A.)

No return having been received from the Sessions Judge of Cuddapah to the Precept of the Fouzdaree Adalut dated the 17th January 1856 calling upon him to reduce the sentence passed upon the Prisoners in Case A. 65 of 1855 to two years.

Ordered that the Sessions Judge of Cuddapah be required to make a return to the above Precept without further delay.

(Sent in A.)

Read Miscellaneous Petition presented on the 15th January of 1856 by Veerabhen Poojary of Tellicherry Trichinopoly.

(Here Enter F. M. D. A. No 6 of 1856)

Mr. W. D. Moorhead.

Petitioner prays for the release of his own Vicepoory 1st Prisoner in case A. 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 to one of 7 years by the Fouzdaree Adalut on the recommendation of that officer.

Before finally disposing of this Petition the Court of Fouzdaree Adalut resolve to direct the Sessions Judge to submit for their consideration that portion of the original 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 Trichinopoly by Precept returnable in X days.

(Sent following Precept A.)

Read Extract from the Proceedings of the Sessions Court of Guntoor dated the 31st January 1856, held on review of the Petty Calendar of the Magistracy for the 4th Quarter 1855.

(Here Enter F. M. A. No 228 of 1856)

Read Calendar of Case A. 83 of 1855 submitted by the Sessions Judge of Coimbatore under date the 11th January 1856.

(Here Enter F. M. A. No 230 of 1856)

Read Calendar of Case A. 61 of 1855 submitted by the Sessions Judge of Mangalore under

under date the 31st January 1856.

(Here Enter F. R. No 232 of 1856.)

Read Calendar of Cases No 79 & 80 of 1853 submitted by the Sessions Judge of Coimbatore under date the 11th January 1856.

(Here Enter F. R. Nos 242 & 243 of 1856)

Read Calendar of Case No 3 of 1856 submitted by the Sessions Judge of Trichinopoly under date the 2nd February 1856.

(Here Enter F. R. No 244 of 1856.)

Read Calendar of Case No 1 of 1856 submitted by the Sessions Judge of Rajahmundry under date the 1st February 1856.

(Here Enter F. R. No 245 of 1856)

Read Report dated 1st February 1856 submitted by the Acting Sessions Judge of Salem, of Cases pending on the 31st January 1856 for a period in excess of 25 days, calculated from the date of Commitment.

(Here Enter F. R. No 248 of 1856)

Read Report dated 1st February 1856 submitted by the Acting Sessions Judge of Tellicherry of Cases pending in the 31st January 1856, and committed for trial in the Months of November and December 1855.

(Here Enter F. R. No 250 of 1856)

Read

Read Return dated 31st January 1856 submitted by the Sessions Judge of Calicut to the precept of the Foujdaree Adalut under date the 21st January 1856, directing the Sessions Judge to look into the record connected with the case of Lee Bawooty and another, and pass such order thereon as may appear to him necessary.

(Here Enter F. R. No 251 of 1856.)

Read Calendar of Case No 1 of 1856 submitted by the Sessions Judge of Chingleput under date the 1st February 1856.

(Here Enter F. R. No 252 of 1856)

Read Calendar of Case No 1 of 1856 submitted by the Sessions Judge of Tellicherry under date the 1st February 1856.

(Here Enter F. R. No 254 of 1856)

Read Return dated 5th February 1856 submitted by the Sessions Judge of Guntoor to the precept of the Foujdaree Adalut under date the 31st January 1856 calling upon the Sessions Judge to release the Prisoner in Case No 29 of 1855.

(Here Enter F. R. No 259 of 1856)

Read Calendar of Case No 5 and 6 of 1856 submitted by the Sessions Judge of Combaconum under date the 5th February 1856.

(Here Enter F. R. No 262 of 1856)

F Wo

Tuesday. At a Court of the Fongdared Wdalut
12th February 1856 Present—

Q. S Hosfuer Esquire
W A Morehead Esqre
T L Strange Esqre
} Puisne Judges.

Read Calendar of Case No 7
4 of 1856 Submitted by the Sessions Judge of Bellary
[Herein entered F Wo No 199 of 1855]

On a consideration of the evidence
in this case as recorded in the Calendar, the
Court of Fongdared Wdalut are of opinion
that the prisoner should have been con-
victed of manslaughter—

Ordered that Extract from
this Proceeding be sent to the Officiating
Sessions Judge of Bellary for his information—

[Sentence No]

No return having been
received from the Sessions Judge of Cuddapah
to the Precept of the Fongdared Wdalut
dated the 21st January 1856 calling upon
him to reduce his Sentence in Calendar
Case No 199 of 1855 to 6 months imprisonment
with

with hard labour and irons

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

(Sentd. No.)

Read letter dated 2nd February 1856 from the Sessions Judge of Tinnevelly, submitting for the final judgement of the Foujdaree Adawlut the Record of Case No. 49 of 1838 of the Calendar of the Sessions Court

(Here enter F. A. No. 269 of 1836)

Mr. W. A. Morehead

on a deliberate consideration of all the circumstances of the case as evidenced before them, being of opinion that the proof against the prisoner,

"Sunkaranarrainen Jovey"

is sufficient to convict him of the crime of Forgery, do convict him thereof; and under the provisions of Clause third Section III Regulation VII of 1811, Regulation VIII of 1818, and Section XXXIV Act XII of 1843, sentence him to receive (50) fifty lashes with a cat o nine tails and to be imprisoned and kept to hard labour and irons on the public roads or other public works, for and during the period of fifty

Seven

Seven years

3

The Court of Foujdaree Adawlut direct that it be pointed out to the Sudr Ameen that the parties to the Civil Action should not have been declared exparte inasmuch as the notices issued were returned unserved, the parties not having been forthcoming and their place of abode not being known—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Tinnevelly for communication to the Sudr Ameen

(Sentd. No.)

Rs. 18.0.

Wednesday 13th February 1856. F. W.

At a Court of the Fouzdaree Adalut

Present

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

Case No 416.

Read Criminal Report B for the months of December 1855 Gillah Bellary

/Hereunto F.R. No 208 of 1856/

The Court of Fouzdaree Adalut observe that the most the prisoners in this case could be charged with, would be Misdemeanor, supposing that the well was near some public thoroughfare and dangerous to passers by. The indictment is headed "Culpable homicide" but no offence is alleged which can be properly designated homicide. The child's death appears to have been purely accidental.

Ordered that Extract from these Proceedings be sent to the Officiating Sessions

13th February 1856

Sessions Judge of Bellary for his information.

(Sent in N°)

The record of trial in referred case N°68 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 N°)

The record of trial in referred case N°76 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 N°)

The record of trial in referred case N°38 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

31st January 1856

record aforesaid immediately and to explain the cause of the delay.

Precept returnable in III days from and after its receipt.

(Sent following precept N°)

Ed Gribble

Cannon

F.U.

Thursday
14th February 1856. At a Court of the Fongdare Udalut

Present

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

Read again Miscellaneous
Petition presented on the 29th November 1855
by Varadaspa of Gillala Salem.
/Here enter F. Ck. P. No 295 of 1855/
Read also return from the
Acting Sessions Judge of Salem under date
the 9th January 1856, to the precept of the
Fongdaree Udalut dated the 22d December
1855, directing that Officer to submit the
record of trial in Sessions Case No 33 of
1855 for their consideration.-
/Here enter F.R. No 82 of 1856/

The Court of Fongdaree Udalut

Mr W. R Morehead

having perused the record of trial, see
no reason to disturb the sentence re-
corded against the 3d Prisoner in the
above

above case and accordingly resolve to reject this Petition.

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

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

/Sentence No /

The Calendar of Petty cases disposed of by the Magistracy during the 4th Quarter of 1855 not having been yet received,-

All Sessions Judges except Combatore Judge of Nilgiris Cuddapah and Madura.

Ordered that the Sessions Judge of ——— be required to submit the same without further delay.-

/Sentence No /

The Monthly Criminal Reports for December last not having been yet received,-

Ordered that the Agent to the Governor at Vizagapatam be required to submit the same without further delay.-

/Sentence No /

Ex Chk.

Saturday
16th February 1856. At a Court of the Fouzdaree Adalut

F. A.

Present

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

Read petition dated 4th February from the Acting Sessions Judge of Madura to the Precept of this Court of Fouzdaree Adalut under date 25th January 1856, directing the transmission of the translation of the record in Calendar Case No 31 of 1855 and calling for information as to why the Prosecutor's Witnesses examined in the Prosecutor's Bungalow.-

/Hereafter F. A. No 263 of 1856/

Read again Calendar of Case No 31 of 1855 on the file of the Sessions Court of Madura.-

/Hereafter F. A. No 7 of 1856/

The Court of Fouzdaree Adalut on perusal of the record of the trial of the above case consider that there is no evidence to justify the

the conviction of the prisoner of the charge preferred against him Viz^t. being in possession of stolen property knowing it to be such. Under these circumstances the Court of Fouzdaree Adalut acquit the prisoner and direct his immediate release.

2. The Court of Fouzdaree Adalut desire the Acting Sessions Judge will intimate to the Subordinate Judge that his mode of examining the Prosecutor's Vakeel was irregular and they desire that such mode of examining parties in Criminal cases may not be again repeated.

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

/Sent in No /

Read Calendar of Case No 82 of 1835 of the Sessions Court of Coimbatore.

/Herewith F.R. No 253 of 1835./

1. The Court of Fouzdaree 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

1 Palany
2 Carroor Jews
3 Cherumy

adjudged to suffer on their conviction of Gang 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 Coimbatore for his information.

/Sent in No /

Read Calendar of Case No 9 of 1836 of the Sessions Court of Combaconum.

/Herewith F.R. No 261 of 1836/

The Court of Fouzdaree 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 the crime of Robbery be reduced to /18/ Eighteen months with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

1st August from
2 Cummum

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

/Sent in No /

Read

16th February 1836.

Read Calendar of Case No 7 of 1836 of the Sessions Court of Coimbatore.-

/Hereunder F.H. No 231 of 1836/

The Court of Foujdaree Adalut approve of the recommendations made by the Sessions Judge in this case that the period of imprisonment in which the Prisoners noted in the margin have been adjudged to suffer on their Conviction of Attempt at Gang robbery be reduced to /7/ seven years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.-

1 Valon
2 Puttow

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

/Sent in Ad /

Read Calendar of Case No 27 of 1835 of the Sessions Court of Chingleput.-

/Hereunder F.H. No 265 of 1836./

The Court of Foujdaree Adalut approve of the recommendation made by the Sessions Judge in this case that the period of imprisonment in which the Prisoners noted in the Margin have been adjudged to suffer on their Conviction of robbery by open Violence be reduced

1 Mottoy alias
2 Naugnappa Gramany
2 Dasary alias
Venkatasum

16th February 1836

be reduced to /8/ Eight 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 sent to the Sessions Judge of Chingleput for his information.-

/Sent in Ad /

Read Calendar in Case No 2 of 1836 submitted by the Sessions Judge of Nellore under date the 2d Instant

/Hereunder F.H. No 233 of 1836/

The Court of Foujdaree Adalut direct that the Security demanded from the 2d Prisoner in this case, be cancelled the circumstances stated for demanding the same being in their opinion inconclusive as pointing to the prisoner's guilt.-

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

/Sent following precept Ad /s

Ex Edd.-

F. Ec.

Monday 18th February 1856. At a Court of the Fouzdaree Adalut

Present.

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

Read Copy of an explanation submitted by the Magistrate of Tanjore through the Sessions Judge, with reference to the remarks of the Court of Fouzdaree Adalut in their Review of Criminal Reports for November 1855.

(Above entered F. Ec. No. 229 of 1856.)

Under the explanation afforded by the Magistrate, the Court of Fouzdaree Adalut observe that the Case in question was rightly dealt with as one of "Assault".

1.

No. 10 of 1855 on the No. Pol. Mag.te's file.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Combaconum for communication to the Magistrate for his information.

(Sent in No.)

Read Miscellaneous Petition presented on the 28th January 1856 by Seenee

annual

18th February 1856

Annmah of Zillah Combaconum.

(Here enter F.M.O. No. 21 of 1856.)

Mr. G. S. Hooper 1. Petitioner prays for the relea
of her son Ravanen Sikaderah Routen,
Prisoner in Case No. 27 of 1855. on the Combac
Calendar, who was Convicted of Rape
and sentenced by the Fouzdaree Adalut
to receive 100 Lashes with a Cat-o'-nine tails
and to be imprisoned with hard labor in
irons for 5 years.

2. The Court of Fouzdaree Adalut
see no reason to doubt the correctnes
of the Sentence passed in this Case and
accordingly resolve to reject this Petitio

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

Read Miscellaneous
Petition presented on the 10th January 1856 by
Carrakammah of Zillah Chittoor.

(Here enter F.M.O. No. 16 of 1856)

Mr. G. S. Hooper 1. Petitioner prays for a review
of this Court's Order dated the 25th August
1855, refusing to disturb the Sentence pass
by the Sessions Judge upon her husband,
Prisone

18th February 1856.

Prisoner in Case No. 21 of 1855 on the Chittoor
Calendar.

2. The Court of Fouzdaree
Adalut see no reason to doubt the
correctness of their order above referred
to and accordingly resolve to reject this
Petition.

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

Read Calendars of petty
Cases disposed of by the Magistracy of
Salem during the 4th Quarter of 1855 Sub
mitted with the Acting Sessions Judge's
review thereof.

(Here enter F.M.O. No. 298 of 1856.)

The Court of Fouzdaree
Adalut observe that the Defendant at
the time of the commission of the Acts
of oppression charged against him, was
engaged not in the duties devolving
upon him as a "Police Officer" but in the
collection of Revenue; and that he was
not therefore indictable under Regulation
III of 1819. The Case should have been dealt with

By A. No. 18. Sth. Mayte 1.
A. 49 of Calr. 5.

with under the general Regulations.-

By the Actg. Pr. Asstt. Magte. Cuddr. No. 39 of Cal. II

2. This Case should have been headed "Murder". The charge however it is observed was not proved.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Salem, for communication to the Acting Pr. Assistant Magistrate for his information and future guidance

(Sent in No.)

Read Miscellaneous Petition received from the Acting Session Judge of Madura enclosing Petition of Nallan and 10 others of that Zillah.-

(Here enter F. M. P. No. 9 of 1856.)

Mr. R. A. Morehead

1. Petitioners, who are the Prisoners in Case No. 41 of 1855. on the Madura Calendar, appeal from the Decision of the Acting Session Judge sentencing them to 14 years' Imprisonment with hard labor in irons, on their Conviction of Robbery by open violence &c., which Sentence was subsequently reduced to one of 7 years by the Foujdaree Adalut except in the Case of the 1st Prisoner.-

Before

2 Before finally disposing of this Petition the Court of Foujdaree Adalut resolve to direct the Acting Session Judge to submit the Original Record in the Case above alluded to, for their consideration.-

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Madura by Precept returnable in V days from and after its receipt.-

(Sent following Precept No.)

Chd.

Read letter dated 8th February 1856 from the Session Judge of Chingleput reporting the escape of a Prisoner under trial in Session Case No. 28 of 1855.-

(Here enter F. Ro. No. 264 of 1856)

Read return dated 5th February 1856 from the Officiating Session Judge of Bellary to the precept of the Foujdaree Adalut under date the 21st Ultimo, cancelling the Security demanded from the 3rd and 4th Prisoners in Case No. 121 on the Sessions Calendar for

1856 and directing their unconditional release.

(Here enter F. No. 268 of 1856.)

Read Calendar of Cases No. 5 of 1856 submitted by the Sessions Judge of Chittoor under date the 24th January 1856.

(Here enter F. No. 270 of 1856.)

Read Calendar of Cases No. 6 of 1856 submitted by the Sessions Judge of Trichinopoly under date the 9th February 1856.

(Here enter F. No. 274 of 1856.)

Read Calendar of Cases No. 7 of 1855 submitted by the Acting Sessions Judge of Madura, under date the 7th February 1856.

(Here enter F. No. 275 of 1856.)

Read Calendar of Cases No. VII of 1856, submitted by the Acting Sessions Judge of Madura, under date the 7th February 1856.

(Here enter F. No. 276 of 1856.)

Read return dated 11th February 1856, from the Magistrate of Chingleput, to the precept of the Foujdaree Adalut under date the 8th ultimo calling for explanation of the delay in the transmission of the Criminal Statements for 1855.

(Here enter F. No. 280 of 1856.)

Read return dated 9th February 1856, from the Sessions Judge of Combaconum to the precept of the Foujdaree Adalut under date the 31st January 1856, directing the immediate release of the Prisoners in Sessions Case No. 32 of 1855.

(Here enter F. No. 281 of 1856.)

Read Calendar of Cases No. 81 of 1855, submitted by the Sessions Judge of Coimbatore under date the 11th January 1856.

(Here enter F. No. 284 of 1856.)

Read Calendar of Cases No. 65 of 1855, submitted by the Sessions Judge of Mangalore, under date the 8th February 1856.

(Here enter F. No. 287 of 1856.)

Read Calendar of Petty Cases for the 4th Quarter of 1855, submitted by the Acting Agent to the Governor of Fort St. George at Ganjam, under date the 2nd February 1856.

(Here enter F. No. 295 of 1856.)

18th February 1856.

Read Calendar of Cause No. 7 of 1856. Submitted by the Sessions Judge of Combaconum, under date the 11th February 1856.

(Here enter F.Co. No. 296. of 1856.)

Ex. Clk

Fee.

Tuesday, 19th February 1856.— At a Court of the Foujdaree Adalut.

Present.

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

Read return dated 7th February 1856 from the Acting Subordinate Judge in charge of the Sessions Court of Cuddapah, to the precept of the Foujdaree Adalut under date the 5th February 1856, directing the Sessions Judge to forward the Original record in Case No. 81 of the Calendar for 1855.

(Here enter F.Co. No. 267 of 1856.)

Read again Calendar in Case No. 81 on the file of the Sessions Court of Cuddapah.

(Here enter F.Co. No. 37 of 1856.)

On a full consideration of the whole Record of the Trial of this Case the Court of Foujdaree Adalut have arrived of the conclusion that the prisoner, chiefly through

through ignorance and partly from heedlessness in regard to the solemnity of the oath which she had taken, has made two statements before the Subordinate Judge one of which must be clearly false. They therefore deem the conviction of the prisoner of the Crime of perjury valid; but considering the rank of life of the prisoner and the circumstances of the Case, they resolve to reduce the Sentence passed upon her to imprisonment for a period of four months-the Sentences to date from the 29th December 1855.-

Ordered that Extract from these Proceedings be forwarded to the Acting Subordinate Judge in charge of the Sessions Court of Cuddapah, for his information.

(Sent in No.)

Read letter dated 8th February 1856 from the Sessions Judge of Calicut, referring for the final Judgment of the Foujdaree Adalut the Record of Case No. 6 of 1856, of the Calendar of the Sessions Court.

(Here enter Fde. No. 290 of 1856.)

The Court of Foujdaree Adalut

Mr. G. L. Hosper
and
Mr. W. A. Morehead

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 Chalien Konjan Kanaven.

and

2d Chalien Raroo.

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 by the neck at the usual time and place of execution.-

(Sent in No.)

Ed Sdr.

Read Calendar of Case No. 5 of 1856, submitted by the Sessions Judge of Gunloor under date the 11th February 1856.

(Here enter Fde. No. 303 of 1856.)

Read Calendar of Case No. 5 of 1856 submitted by the Acting Sessions Judge of Salem, under date the 28th January 1856.

Here enter Fde. No. 304 of 1856.

Read

19th February 1856.

Read Statement dated 16th February 1856, submitted by the Sessions Judge of Chittoor, of Batta paid to the Prosecutors and witnesses, attended before his Court for the 2nd Half, 1855.

(Here enter F. No. 309 of 1856.)

Read Calendar of Cases No. 3 of 1856 submitted by the Acting Sessions Judge of Salem, under date the 11th Feby 1856.

(Here enter F. No. 311 of 1856.)

Read Calendar of Cases No. 7 of 1856 submitted by the Acting Sessions Judge of Salem, under date the 6th February 1856.

(Here enter F. No. 312 of 1856.)

Read Criminal report dated 13th February 1856, submitted by the Acting Sessions Judge of Madura, for the month of January 1856.

(Here enter F. No. 313 of 1856.)

Read Criminal report dated 15th February 1856, submitted by the Sessions Judge of Cuddapah, for the month of January 1856.

(Here enter F. No. 314 of 1856.)

X

Thursday 21st February 1856

F. U

At a Court of the Foujdaree Adalut

Present

G. A. Hoopet Esquire
W. A. Morshead Esquire } Puisne Judges.
J. L. Strange Esquire

Read Misc. Mancons Petition presented on the 10th January 1856 by Jones and 5 others of Gillah Chinglepute.

(Here enter F. No. 30 of 1856)

The object of this Petition is to induce the Court of Foujdaree Adalut to reconsider their order dated the 26th November 1835, refusing to interfere with an order of the Sessions Judge passed in the matter of certain grain stored in the house of one of the Petitioners which was ordered to be made over to their opponent Venkatasawmy.

The Court of Foujdaree Adalut

2. See no reason to revise their order above adverted to and accordingly resolve to reject this Petition.

Ordered that Extract from these

these Proceedings be granted to the Petitioners on their application.-

Read Fouzdaree Miscellaneous Petition presented on the 21st January 1836 by Mr. J. Wilson, Pleader in behalf of Vamanoddy Venkatareddy of Gillala Nellore.

/Here enter F. M. P. No 15 of 1836/

Mr. G. S. Hooper.

Petitioner, with reference to the Proceedings of the Sessions Court under date the 22nd September 1833, prays that this Court will instruct the Sessions Judge to institute further enquiry into the charge of theft preferred by him against one Annem Reddy.

2. The Court resolve to reject the petition.-

Ordered that Extract from these Proceedings be granted to Petitioner's Pleader on his application.-

Read Fouzdaree Miscellaneous Petition presented on the 28 January 1836 by Chokalingen Pillay of Gillala Salem.

/Here enter F. M. P. No 20 of 1836/

Mr. G. S. Hooper /

Petitioner appeals on behalf of

of his brother who, in Calendar No 49, 50 of 1833 on the Sessions Court's file, was sentenced to 5 years' imprisonment with hard labor in irons and prays that the said sentence may be quashed.-

2. The Court of Fouzdaree Adalut seeing no ground to interfere with the order appealed from, resolve to reject this Petition.-

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

Read Miscellaneous Petitions presented on the 4th January 1836 by Veeraen Tatiah of Gillala Vizagapatam.

(Here enter F. M. P. Nos 36, 37, 38, 39, 40 and 41 of 1836)

Mr. W. A. Morehead.

The Court of Fouzdaree Adalut resolve to reject these Petitions and direct that the Petitioner be referred to the orders already passed by them in this case.-

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

Read

Read Criminal report B dated 12th February 1856 submitted by the Acting Sessions Judge of Tellicherry for the month of January 1856.

/Hereunder F.H. No 317 of 1856/

Read Form B. of Criminal cases dated 14th February 1856 submitted by the Sessions Judge of Cuddapah disposed of in the month of January 1856.

/Hereunder F.H. No 318 of 1856/

Read Calendar of Case No 8 of 1856 submitted by the Sessions Judge of Coimbatore under date the 8th February 1856.

/Hereunder F.H. No 322 of 1856/

Read Calendar of Case No 9 of 1856 submitted by the Sessions Judge of Coimbatore under date the 8th February 1856.

/Hereunder F.H. No 323 of 1856/

Read Calendar of Cases Nos 10 and 11 of 1856 submitted by the Officiating Sessions Judge of Bellary under date the 13th February 1856.

/Hereunder F.H. No 324 of 1856/

Read

21st February 1856.

Read Statement dated 13th February 1856 submitted by the Acting Sessions Judge of Masulipatam of Batta paid to Prosecutors & Witnesses attending before the Sessions Judge for the 2nd half year 1855.

/Hereunder F.H. No 326 of 1856/

Read Calendar of Case No 7 of 1856 submitted by the Acting Sessions Judge of Masulipatam under date 13th February 1856

/Hereunder F.H. No 327 of 1856/

Read Calendar of Case No 8 of 1856 submitted by the Acting Sessions Judge of Madura under date the 15th February 1856.

/Hereunder F.H. No 328 of 1856/

Read Calendar of Case No 9 of 1856 submitted by the Acting Sessions Judge of Madura under date the 15th February 1856.

/Hereunder F.H. No 329 of 1856/

E.D. Clerk.

Friday

F. U.

22d February 1836. At a Court of the Foujdaree Udalut

Present

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

Read letter under date the 26th

January 1836 from the Agent to the Governor of
Fort Saint George at Vizagapatam, submitting
for the final judgment of the Foujdaree
Udalut a report of the trial of Criminal
Case No 1 of 1836 on his file.

(Here enter F. R. No 294 of 1836)

Mr. J. L. Strange. The Agent convicts the

Prisoner

Moorjaty Appigandoo.

of House breaking by night and Theft,
and recommends that he be sentenced
to four years' imprisonment with hard
labor in irons and further to receive one
hundred lashes with a Cat-o-nine tails,
he being an old offender, having on a

former

former occasion been convicted and punished for a similar offence.

2. The Court of Foujdaree Adalut Concur in the Conviction of the Prisoner of the crime laid to his charge, but as the sentence he has recently undergone has not sufficed to deter him from crime, the Court are of opinion that the Prisoner should now receive an enhanced punishment and they accordingly sentence him to 7 years Imprisonment with hard labor in irons and to Corporal punishment recommended by the Agent.-

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort Saint George at Vizagapatam for his information.-

/Sent in No /

Read Criminal Report for the Month of January 1856 submitted by the Sessions Judge of Nellore.-

/Here enter F.H. No 315 of 1856/

No 226 of 1855. 1. The Malicious intent should have been set forth.-

The

No 2 of 1856. 2. The theft from a "Grain-pit" the Court of Foujdaree Adalut have ruled to be "House breaking"-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Nellore for Communication to the Principal Sudr Ameen for his information and future guidance.-

/Entire No /

Read Calendar of petty cases disposed of by the Magistracy of Rajahmundry during the 4th quarter of 1855.-

/Hereunder F.H. No 320 of 1856/

No 34 of Calendar I. 1. There is nothing set forth in the charge rendering this a case cognizable under Regulation III of 1819.- The fact of the Defendants being at the time of the alleged acts of Abuse of Authority engaged in "Police duty" should have been specified.-

No 14 of Calendar II. 2. The mode of entry should have appeared in the Indictment.-

Ordered that Extract from these Proceedings be sent to Sessions Judge of Rajahmundry for Communication to the

the Magistrate for his information and future guidance.-

/Sentence/

Read Calendar of Case No 2 of 1856 of the Sessions Court of Jaffna holden at Point Pedro /Vide Judicial Letter from Fiscal No 292 of 1856/

The Sessions Judge recommends that the period of imprisonment which the Prisoner in this case has been adjudged to suffer on his conviction of Gang robbery by Open Violence, may be reduced to 5 years.-

The Court of Fouzdaree Adawlut deeming the mitigated sentence above proposed inadequate for the punishment of the Prisoner, resolve to sentence him to Imprisonment for 7 years with hard labor in irons.-

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

/Sentence/

Read Calendar of Case No 3 of 1856 of the Sessions Court of Cuddalore-

/Coroner's Letter Fiscal No 272 of 1856/

The Court of Fouzdaree Adawlut approve

Pommarawa Kalawa + Prisoner

22nd February 1856.

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 be reduced to /8/ Eight years with hard labor in irons and they do authorize the Sessions Judge to issue his warrant accordingly.-

1st Aroomoogum.

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

/Sentence/

Read Calendar of Cases Nos 4 and 5 of 1856 of the Sessions Court of Trichinopoly.-

/Coroner's Letter Fiscal No 273 of 1856/

The Court of Fouzdaree Adawlut 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 Highway robbery attended with aggravating circumstances, be reduced to /7/ Seven years with hard labor in irons, and they do authorize

1 Maroody
2 Aravelu.

authorize the Sessions Judge to issue his warra
accordingly.-

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

/Sentence No /

Read Calendar of Case No 6 of 1856
of the Sessions Court of Coimbatore.-

/Hereunto F.R. No 284 of 1856/

The Court of Sanjadaree Adalut ap
prove of the recommendations made by the
Sessions Judge in this Case that the pe
imprisonment which the Prisoners noted
the margin have been adjudged to suffer
their conviction of Gang Robbery be reduced to
seven years with the hard labor in irons, and
they do authorize the Sessions Judge to issue
his warrant accordingly.-

1 Parapalany
2 Palapulaby
3 Pinjanchubbily

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

/Sentence No /

Read

Read Calendar of Case No 10 of 1856
Submitted by the Sessions Judge of Combaconum
under date the 16th February 1856

/Hereunto F.R. No 332 of 1856/

Read Calendar of Case No 10 of 1856
Submitted by the Acting Sessions Judge of Madura under
date the 16th February 1856.

/Hereunto F.R. No 334 of 1856/

Read Calendar of Case No 9 of
1856 Submitted by the Officiating Sessions
Judge of Bellary under date the 14th February
1856

/Hereunto F.R. No 335 of 1856/

Read letter dated 18th February 1856
from the Sessions Judge of Chittoor submitting report
B of cases disposed of for the Months of December
1855.

/Hereunto F.R. No 337 of 1856/

Read letter dated 5th February 1856
from the Sessions Judge of Chicacole forwarding
Petty Calendars for the 4th Quarter of 1855

/Hereunto F.R. No 339 of 1856/

Read report B dated 14th February
1856 Submitted by the Sessions Judge of Mangalore
for

for the Month of January 1856

/Here enter F. C. N° 340 of 1856/

Read Criminal Report B dated 16th February 1856 submitted by the Acting Sessions Judge of Masulipatam for the Month of January 1856.

/Here enter F C N° 341/1856/

Exd Clk Cr.

Saturday 23rd February 1856. At a Court of the Foujdaree Adalut

F. C.

Present

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

Read letter dated 15th Instant from the Sessions Judge of Combaconum, submitting for the final judgment of the Foujdaree Adalut the Records in Case N°s of 1856 on the Calendar of the Sessions Court.

/Here enter F. C. N° 331 of 1856/

Mess^rs Hooper and Strange.

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

Govindan

is sufficient to convict him of the crime of Culpable Homicide, for which the penalty of Deyut is awardable under the Mahomedan Law as declared in Fatwas of their Law Officers

Officers, do convict him thereof and, under the provisions of clause second, Section XV Regulation VII of 1802, sentence him to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of /3/ three years.

(Sentence No 1)

Read letter dated 21st January 1856 from the Acting Magistrate of Banjaw.

/Hawgrave F. H. No 189 of 1856/

1.

In the above letter the Acting Magistrate requests the opinion of the Judges as to whether he can use his discretion to obtain information as to the perpetration of any crime whether the same is brought to Magistrates' notice by anonymous petitions or otherwise.

2.

The Court of Foujdaree Udalut consider that a Magistrate is at liberty to make what use he pleases of information conveyed to him by anonymous petitions likely to lead to the detection of crime.

3.

The Court at the same time desire to point out to the Acting Agent that

that he should have addressed his objections to the remarks of the Sessions Judge through that officer with a request that the opinion of the Court of Foujdaree Udalut might be obtained on the subject.

Ordered that Extract from these Proceedings be forwarded to the Acting Agent of Banjaw for his information.

/Sentence No /

Read Calendar of Case No 8 of 1856 of the Sessions Court of Chittoor.

/Hawgrave F. H. No 271 of 1856/

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

1 Nagereddy
2 Boodalagan

Ordered that Extract from these

23 February 1856.

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

/Sanction &c/ J.S.

Ex Clk.

F.N.C.

Monday
25th. February, 1856. Act a Court of the Foujdaree Udalut

Present

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

Read Miscellaneous Petition presented on the 28th. January 1856 by Lutchmee and Dungee of Zillah Nellore.—

/Here Enter F.M.P. No. 23 of 1856/—

Mr. T. L. Strange. 1. Petitioners pray for the release of their relation Pooga Ven. Katigadoo Prisoner in Cases Nos. 23 and 24 of 1855 on the Nellore Calendar, who was convicted of Highway Robbery and sentenced by the Sessions Judge to 14 years' Imprisonment with hard labor in irons.—

2. The Court of Foujdaree Udalut

25th. February, 1856.

Udalut see no sufficient grounds for questioning the sentence passed upon the Prisoner and resolve, therefore to reject this Petition.—

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

Read Criminal Report dated the 15th. Instant submitted by the Officiating Sessions Judge of Bellary for the month of January 1856.—

//Here Enter F.No. No. 344 of 1856//-

Read return, dated the 18th. February 1856 from the Sessions Judge of Cuddapah to the precept of the Fouzdaree Udalut under date the 17th. January 1856, calling upon him to reduce the sentence passed on the Prisoners in Case No. 65 on the Calendar for 1855.—

//Here Enter F.No. No. 346 of 1856//

Read return dated the

Febry

February 1856 from the Sessions Judge of Cuddapah to the precept of the Fouzdaree Udalut under date the 21st. January 1856 calling upon him to reduce the sentence passed on the Prisoner in Case No. 79 on the Calendar for 1855.—

//Here enter F.No. No. 347 of 1856//-

Read return under date the 18th. February 1856 from the Sessions Judge of Nellore to the precept of the Fouzdaree Udalut dated the 16th. idem, cancelling the security demanded from the 2d. Prisoner in Calendar No. 2 of 1856.—

//Here Enter F.No. No. 349 of 1856//-

Read Criminal Report B dated the 15th. Instant submitted by the Sessions Judge of Calicut for the month of January 1856.—

//Here Enter F.No. No. 352 of 1856//-

Exd

Tuesday
26th February 1856. At a Court of the Fouzdaree Adalut

Present

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

F. W.

Read again Miscellaneous
Petition presented on the 17th December 1855
by L. N. Cunderavacharry Pleader on behalf
of M. Pitchamuthu, praying for the release
of his relatives the 5th and 6th Prisoners in
Case No 82 of 1855 on the Masulipatam
Calendar.

[Here enter Fh. P. No 309 of 1855]

Read also return from the
Sessions Judge of Masulipatam under date
the 4th February to the Precept of the
Fouzdaree Adalut dated the 17th January
1856, calling upon that Officer to submit
the Original record in the above case
and further to state what has been the

result

F. U.

Tuesday
26th February 1856. At a Court of the Foujdaree Adalut

Present

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

Read again Miscellaneous
Petition presented on the 17th December 1855
by L. N. Cunderaracharry, Pleader on behalf
of his relatives the 5th and 6th Prisoners in
Case N° 82 of 1855 on the Masulipatam
Calendar.

(Vide enter Th. P. N° 309 of 1855)

Read also return from the
Sessions Judge of Masulipatam under date
the 4th February to the Precept of the
Foujdaree Adalut dated the 17th January
1856, calling upon that Officer to submit
the Original record in the above case
and further to state what has been the
result

result of the trial of Rungoo Govindoo the 1st Witness who was ordered to be committed for trial by the Sessions Court.

/Here enter F.H. No 289 of 1856/

Mr. L. L. Strange.

On consideration of the evidence adduced, the Court of Foujdaree Adalut see no ground to interfere with the sentence of the Sessions Judge and accordingly resolve to reject this Petition.

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

Ordered also that Extract from these Proceedings be granted to Petitioner's Pleader on his application

/Entries No /

Read Calendar of Case No 13 of 1856 of the Sessions Court of Bellary.

/Here enter F.H. No 325 of 1856/

1. The Officiating Sessions Judge recommends that the period of Imprisonment which the prisoners noticed in the margin have been adjudged to suffer on their

1 Nalgandoo
2 Rodgaingandoo
3 Nardypah
4 Potigandoo.

their Conviction of Gang robbery may be reduced to 7 years.

2. The Court of Foujdaree Adalut deeming the punishment above proposed too Severe a one, resolve to sentence the Prisoners to Imprisonment for 3 years with hard labor in irons.

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

/Entries No /

Ed Elliot

Lewis Allen

S.M.

Wednesday 27th February 1856. } At a Court of the Foujdaree Adalut

Present

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

Read Calendar of Case

No. 6 of 1856 of the Sessions Court of

Nellore.

(Here enter Fld. No. 306 of 1856.)

The Sessions Judge recommends that the period of imprisonment

which the Prisoners in this Case have been adjudged to suffer on their conviction of Highway Robbery may be reduced to 2 years.

The Court of Foujdaree Adalut deeming the mitigated sentence above proposed inadequate for the punishment of the Prisoners reached to sentence them to 3 years Imprisonment with hard labor in irons.

Ordered that Extracts from these Proceedings be forwarded to

1 Mutukana Ramudu
2 Crapana Capadu

1

2

to

to the Sessions Judge of Nellore for his in-
information.

Sent in No.

Read Calendar in Case
No. 12 of 1856 on the file of the Sessions
Court of Bellary.

(Here enter Fld. No. 305 of 1856.)

The Court of Foujdaree
Adalut observe that there was no ne-
necessity for sending up this Case.

2

The evidence of the Prose-
cutrix they notice should have been
entered in the Calendar.

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

Sent in No.

Read Calendar of Committed
Case No. 1 of 1856 on the file of the Prin-
cipal Sudr Ameen of Vizagapatam

(Here enter Fld. No. 297 of 1856)

The Court of Foujdaree
Adalut are of opinion that the Pro-
ceeding of the Principal Sudr Ameen
in

in committing this Case was harsh
and ill-Judged.

Ordered that Extract from
these Proceedings be forwarded to the
Sessions Judge of Chicacole for com-
-munication to the Principal Sudr
Ameen for his information.

Sent in No.

Read letters dated 28th January &
and 8th February 1856, from the Acting Agent
to the Governor of Fort St. George at Ganjam
Submitting for the decision of the Foujdaree
Adalut Reports of Criminal Cases con-
tained in Nos. 56. 57. and 58 on the file of the Agents
Court.

(Here enter Fld. No. 300. 316 & 842 of 1856)

The Court of Foujdaree Adalut
direct that it be pointed out to the Acting
Agent that the letters above recorded
should not have been forwarded to them,
till the whole of the cases in which the
Prisoners are concerned have been disposed
of by him and they have therefore suspended
passing orders on the above letters till they
have been informed of the result of those
cases.

Ordered that Extract from
these

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

Sent in No.

Read Calendar of Case No. 87 of 1855 submitted by the Sessions Judge of Coimbatore under date the 11th January 1856.

(Here enter F.C. No. 370 of 1856)

Read Calendar of Case No. 1 of 1856 submitted by the Sessions Judge of Coimbatore under date the 11th January 1856.

(Here enter F.C. No. 372 of 1856)

Read Calendar of Case No. 2 of 1856 submitted by the Sessions Judge of Coimbatore under date the 11th January 1856.

(Here enter F.C. No. 373 of 1856.)

Read Calendar of Case No. 5 of 1856 submitted by the Sessions Judge of Coimbatore under date the 21st January 1856.

(Here enter F.C. No. 374 of 1856)

Read letter dated 18th February 1856 from the Sessions Judge of Coimbatore acknowledging the receipt of an Extract from

from the Proceedings of the Court of Fouzdaree Adalut under date the 31st January 1856 and forwarding copy of an Extract held on review of Case No. 256 of 1855 on the Principal Sudr Ameen's file.

(Here enter F.C. No. 376 of 1856.)

Read Extract from the Proceedings of the Sessions Court at Coimbatore under date the 18th Instant held on review of the Petty Calendars for the 4th Quarter of 1855

(Here enter F.C. No. 378 of 1856.)

Read Calendar in Case No. 6 of 1856 submitted by the Acting Sessions Judge of Salem under date the 19th Instant.

(Here enter F.C. No. 384 of 1856)

Read Calendar of Case No. 8 of 1856 submitted by the Acting Sessions Judge of Salem under date the 18th Instant.

(Here enter F.C. No. 385 of 1856)

Read Calendar of Case No. 12 of 1856 submitted by the Acting Sessions Judge of Madura under date the 20th Instant.

(Here enter F.C. No. 386 of 1856)

Read Calendar of Case No. 13 of 1856 submitted by the Acting Sessions

Session Judge of Madura under date the
20th Instant.

(Here enter F.C. No. 387 of 1856)

Read return dated 22d Instant
from the Session Judge of Chittoor to the precept
of the Fouzdaree Adalut under date the 13th
February 1856 directing the Session Judge
to submit the record in Calendar No. 38 of 1855
and to explain the cause of the delay.

(Here enter F.C. No. 391 of 1856)

Read letter dated 18th Instant
from the Session Judge of Calicut forwarding
the warrant issued for the execution of the
sentence of death passed on the Prisoner
in Case No. 25 of 1856 on the Calendar of
Sessions Court Zillah Calicut with the
Acting Subordinate Judge's endorsement thereon
and Copy of his report.

(Here enter F.C. No. 393 of 1856)

Ex'd Clk.

Thursday
28th February 1856

F. C.

At a Court of the Fouzdaree Adalut.

Present.

G. J. Cooper Esqr.
J. L. Strange Esqr. } Puisne Judges

Read Petty Calendars for
the last quarter of 1855, Zillah Trichinopoly
(Here enter F.C. No. 307 of 1856)

The Court of Fouzdaree Adalut

Ordered that the Magistrate be informed, with reference to the small number of cases disposed of during the above quarter, whether it is customary in this Zillah to enter in the Calendars cases decided by the Magistrate upon the report of the Heads of Police, in addition to those personally investigated by them.

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

(Sent following Precept No.)

Read Criminal Report B for
the Month of January 1856 Zillah Rajamundry
(Here enter F.C. No. 319 of 1855)

Ex'd Clk.

28th February 1856

Nos 2 and 3 of 1856.

No 3.

1. The Cases noted in the margin should have been designated "wounding".

2. The Charge in this Case has not been carefully framed, the wording being very indifferent.

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

Sent in Nos

Read the Petty Calendars for the last quarter of 1855 Zillah Chittoor.

[Were entered Nos 308 of 1856]

Calendar I Nos 29 & 36.

The Court of Foujdaree Udalut conclude that in the Cases noted in the margin, the prisoners did not break into the houses in question. The mode in which they effected their entry, however, should have been stated.

No 37.

2. The wording of the charge is too vague to enable the Court to judge of the nature of the Crime committed by the prisoners. Their intent in entering the prosecutor's premises should have been stated as well as their object in snatching the purse and clothes, whether these were afterwards returned, &c.

The

28th February 1856

No 38.

3. The sentence in this Case was altogether inadequate to the Offence alleged, and which appears to have been proved.

No 39.

4. The heading of the charge should have been "abusive language".

Nos 42 & 43

5. The punishment awarded was insufficient to operate as a check to such crimes; a somewhat severer sentence should have been passed under the extended powers conferred on the Magistracy.

Calendar II No 29

6. The Court conclude that the words "in whose employ the man was" should have been "in whose employ the prisoners were", otherwise it is not clear what "man" could be referred to.

No 33

7. The Charge should have stated where the grain was stored, and how the theft was committed.

No 35

8. The charge as it is worded should have been headed "theft".

No 36

9. The measures taken by the defendant were justified by the admission of the prosecutor himself, who acknowledges that he misrepresented the cause of his brother's death. Unless therefore there were grounds for believing that the defendant had extorted money from the prosecutor, he should not have been put on his trial. The Regulations

authorize

28th February 1856

authorize the Magistracy to use their discretion with respect to the appearance of the defendant to answer the charge, allowing them to postpone the issue of a warrant until by previous enquiry they may have reason to think that there is some truth in the charge. This precaution is specially necessary in cases of abuse of authority

Nos. 37. 38 & 39

10. The Prisoner in each of these cases being the same as in No. 36 his name should have been entered in Red ink.

No. 40.

11. The false pretence and fraudulent intention should have been specified.

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

(Sentence &c)

Read Miscellaneous Petition presented on the 31st January 1856 by Chacrapany Ayen of Zillah Combaconum.

(Here enter J. Mo. P. No 25 of 1856)

Mr J. L. Strange

Petitioner appeals from an order of the late Acting Sessions Judge of Combaconum under date the 16th November 1835, declining to interfere with the Decision of the Joint Magistrate of Tanjore, fining him 5 Rupees for an assault.

The

28th February 1856

2 The Court of Tanjore Udalut resolve to reject this Petition, no grounds appearing for their interference

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

(Sentence &c)

Read Miscellaneous Petition presented on the 31st January 1856 by Yetterazoo Kaiken of Zillah Combaconum

(Here enter J. Mo. P. No 24 of 1856)

Mr J. L. Strange

Petitioner appeals from an order of the late Acting Sessions Judge of Combaconum under date the 29th November 1835, declining to interfere with the Decision of the Joint Magistrate of Tanjore fining him 7 Rupees for an assault.

The Court of Tanjore Udalut, before passing final order on this Petition, require explanation from the Sessions Judge, as to whether evidence adduced by Petitioner to his plea of Alibi, was examined by the Joint Magistrate, it being,

Summoned

furnished from the Session Judge having called upon the Joint Magistrate for a Report on the subject that the Records did not embrace such examinations.

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Combaconum by Receipt returnable in V days from and after its receipt.

Sent following Receipt &c.

Read Calendar in Case &c. 6 of 1856 submitted by the Session Judge of Cuddalore under date the 23d February 1856.

/Here enter J. No. &c. 402 of 1856./

Read Calendar in Case No. 9 of 1856 submitted by the Session Judge of Calicut under date the 20th February 1856.

/Here enter J. No. &c. 404 of 1856./

Read Calendar in Case No. 12 of 1856 submitted by the Session Judge of Chittoor under date the 19th February 1856.

/Here enter J. No. &c. 407 of 1856/

Read Calendar in Case No. 5 of

of 1856 submitted by the Session Judge of Tellicherry under date the 22d February 1856.

/Here enter J. No. &c. 408 of 1856./

Ent. Clerk.

F.No.

Friday -
29th February, 1856.

At a Court of the Foujdaree Udalut.

Present.

G. L. Cooper, Esquire — }
T. L. Strange, Esquire — } Puisne Judges.

Read letter under date the 15th February 1856 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. 99 of 1855 on his file. —

Here enter F.No. No. 351 of 1856/-

In the above letter, the Agent convicts the 1st and 2d Prisoners of the crime of Highway robbery by open violence, and recommends that they be sentenced to Four years' imprisonment with hard labor in irons under Clause III Section IV Regulation XV of 1803. —

Mr. T. L. Strange.

The

2. The Court of Fouzdaree Udalut are of opinion that the evidence adduced in this case serves to convict the 1st Prisoner of the Robbery by open violence laid to his charge and the 2d of receiving part of the stolen goods knowing them to be such.—

3. Even the Prosecutrix, the Court remarks, does not allege that the 2d Prisoner was one of the actual robbers, nor has he confessed that he engaged in the robbery.—

4. The Court therefore sentence the 1st Prisoner.

Chennooga.

to imprisonment for 4 years with hard labor in irons as recommended by the Agent, and the 2d Prisoner

Golla Fakeera

to a like imprisonment for a period of 2 years.—

Ordered, that Extract from these Proceedings be forwarded to

to the Agent to the Governor of Fort St. George at Kurnool for his information.—

/Sent in No. 1—

Read Calendar of Case No. 1 of 1856 submitted by the Sessions Judge of Calicut under date the 14th Instant.—

/Here enter F.C. No. 345 of 1856/.

1. The Sessions Judge remarks that he is especially precluded from recommending a mitigation of the sentence passed on the 1 to 5 prisoners "as under the present system, sentences of hard labor cannot be effectually carried out."

2. The Court of Fouzdaree Udalut resolve to call upon the Sessions Judge for an explanation of the system above referred to.—

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

by

by precept returnable within X days from and after its receipt.

(Sent following Precept No.)

Read Calendar of Case No. 4 of 1856 submitted by the Sessions Judge of Mangalore under date the 16th Instant.

(Here Enter F.R. No. 355 of 1856)

Read Calendar of Cases Nos. 7, 8 and 9 of 1856 submitted by the Sessions Judge of Trichinopoly under date the 19th Instant.

(Here Enter F.R. No. 357 of 1856)

Read Criminal Report B. dated the 1st Instant submitted by the Sessions Judge of Combaconum for the month of January 1856.

(Here Enter F.R. No. 365 of 1856)

Read Criminal Reports dated the 1st Instant submitted by the Acting Sessions Judge of Salem for the month of January 1856.

(Here Enter F.R. No. 366 of 1856)

Read

F.R.

29th February, 1856.

Read Criminal Reports dated the 15th Instant submitted by the Sessions Judge of Trichinopoly for the month of January 1856.

(Here Enter F.R. No. 368 of 1856)

E.D.S.R.

F. H.

Saturday— 1st. March, 1856. At a Court of the Foujdaree Adalut

Present

G. L. Hoopell, Esq. 1st. J. } Puisne Judges.
T. L. Strange, Esq. 1st. J. }

Read a Minute Petition presented on the 24th. November 1855, by John Miller Esquire Pleader on behalf of B. Sutchmee Narraina Reddy and others of Zillah Bellary.—

(Here enter F. H. C. No. 289 of 1855.)

Read Calendar in Case No. 22 of 1855, on the file of the Session Court of Bellary.—

(Here enter F. H. C. No. 889 of 1855.)

Read return dated 24th. December from the Officiating Session Judge of Bellary to the Precept of the Foujdaree Adalut under date the 17th. December 1855, directing the transmission of the record of Case No. 22 of 1855.—

(Here enter F. H. C. No. 11 of 1856.)

The

1st March, 1856.

Mr. T. L. Shange.

The Petitioner's relatives of the 4th 5th and 7th Prisoners in the above case charged with gang robbery attended with aggravating circumstances who were sentenced to 14 years imprisonment with hard labor in irons, which punishment was commuted by the Court of Fonjdaree Adalut to 7 years imprisonment with hard labor in irons, pray the Court of Fonjdaree Adalut will review the record of this case and direct their relatives' acquittal.—

The Court of Fonjdaree Adalut on a careful consideration of the evidence offered against the prisoners who have appealed, see no grounds to question the justice of the sentence passed upon them.—

3

Petition rejected.

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

/ Sent in No. /

Ordered also, that Extract from

1st March, 1856.

from these Proceedings, be furnished to the Petitioners' Pleader on his application.—

Read letter dated 14th Febru-
ary 1856, from the Acting Session Judge of Honore, submitting for the final orders of the Fonjdaree Adalut the judgment of the Record of Case No. 27 of 1855, on the file of the Session Court.—
Heard vakeel No. 364 of 1856.

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

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

Mungipa

is sufficient to convict him of the crimes charged, do convict him thereof and sentence him to be transported to such place or places beyond sea, as the Governor in Council shall appoint there to be imprisoned and kept to hard labor for and during the period of his natural life.—

/ Sent in No. /

Extract

F. Ct.

Monday
3rd. March, 1856.

At a Court of the Fouzdaree Adalut

Present

G. L. Cooper, Esqr. 1st Ct.
T. L. Strange, Esqr. 1st Ct.
} Puisne Judges

Read Calendar of Case
No. 9 of 1856 of the Session Court
of Chittoor.—

Vide Order F. Ct. No. 310 of 1856.

The Court of Fouzdaree
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 convic-
tion of House breaking and attempt
at Theft, be reduced to (2) Two years
with hard labor in irons, and they do re-
authorize the Session Judge to issue
his warrant accordingly.—

Parachellum

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

Session

Sessions Judge of Chittoor for his infor-
=mation.—

/Sent in. No. /

Read Calendar of Case 6th
No. 89 of 1855, of the Session Court of
Coimbatore.

/Vide rules F. Dy. No. 321 of 1856/

The Court of Foujdaree Ada-
=lut 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, has been ad-
=judged to suffer on his conviction of
Gang Robbery by open violence, be re-
=duced to /7/ seven 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
Sessions Judge of Coimbatore for his
information.—

/Sent in. No. /

Read Calendar of Case
No. 6 of 1856 of the Session Court of
Madura

1st. Coramalayan
2d. Chinnan
3d. Kangnu

Madura.—

/Vide rules F. Dy. No. 333 of 1856/

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 convic-
=tion of Robbery by open violence be re-
=duced to /8/ Eight years with
hard labor in irons, and they do autho-
=rize the Session Judge to issue his
warrant, accordingly.—

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

/Sent in. No. /

Read Calendar of Case
No. 6 of 1856, of the Session Court
of Mangalore.

/Vide rules F. Dy. No. 356 of 1856/

The Court of Foujdaree
Adalut approve of the recommendation
made

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 /2/ two 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 Mangalore for his information.-

/Sent in No. /

Read. Miscellaneous Petition presented on the 4th Instant by Mr. J. H. O. Wilson Pleader on behalf of Jonathan Sahoo of Pillalu Chicacole.-

/Vide Order S. Mo. P. No. 28 of 1856/

Petitioner prefers an appeal from the decisions of the Acting Magistrate of Ranjam, and his Principal Head Assistant punishing him with fine, imprisonment, and dismissal.-

2.

The Court of Fonjdaree Adalut

Ramnappa

Mr. Strange

Adalut are of opinion that the charges laid against the petitioner in Nos. 33 and 35, on the file of the Principal Assistant Magistrate, do not involve matter of an indictable nature. At the most, the facts alleged against Petitioner would simply merely a failure of duty on his part, not any act of abuse of authority for which he is liable to prosecution under Regulation III of 1819. The Court resolve therefore to set aside the Sentences passed by the Acting Magistrate in the said cases, and to direct that the fines levied from him be remitted.-

3. As regards Petitioner's dismissal from Office, the Court of Fonjdaree Adalut have no power to interfere.-

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

/Sent following Precept No. /

Ordered also, that Extract from

from these Proceedings, be furnished to the Petitioner's Pleader on his application.—

Read letter, dated 28th February 1856, from the Session Judge of Chittoor, submitting for the final judgment of the Foujdaree Adawlut the record of Case No. 4 of 1856, on the file of the Session Court.—

/ Vide Letter F. Dc. No. 428 of 1856./

Mr. J. Lo. Strange

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 the prisoners,

1st Coolsee
2nd Unlloova Anyr yemmuny

is sufficient to convict them of the crimes charged to convict them therefor; and under the provisions of Clause third Section VII. Regulation XV. of 1808 and Section XXXIV. Act VIII of 1843, sentence them to be imprisoned and kept to labor suitable to their sexe for and during the period of 14 one years.

/ Sent in No. /

/s

Cunningham

4 8th Mott

1856.

Tuesday 4th March 1856.

A Court of the Foujdaree Adawlut

Present

G. L. Cooper Esquire
J. Lo. Strange Esquire
} Puisne Judges

The record of trial in referred Case No. 19 of 1855, on the Calendar of the Session Court of Tellicherry not having been yet received.—

Ordered, that the Acting Session Judge of Tellicherry be required to submit the record aforesaid without delay.—

/ Sent in No. /

The record of trial in referred case No. 11 of 1856 on the Calendar of the Session Court of Honore not having been yet received.

Ordered that the Acting Session Judge of Honore be required to submit the record aforesaid without

without delay.—

(Sentence No.)

Read Calendar of Case No. 10 of 1856 of the Sessions Court of Chittoor

(Here Entered F. No. 363 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 Robbery by open violence, be reduced to (8) Eight years with hard labour in irons, and they do authorize the 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 Calendars of petty cases

Cases disposed of by the Magistracy of Vellore during the 4th Quarter of 1855.

(Here Entered F. No. 359 of 1856)

By the Acting Head Assistant Magistrate No. 56 of Calendar I

The Court of Foujdaree Adalut presume that, for the gross dereliction of duty, the Moonsiff was dismissed from office.—

The sentence recorded

By Do. No. 61.

2 by the Acting Head Assistant Magistrate is totally inadequate.—

The Defendant in this

By Do. No. 53 of Calendar II

3 case is charged with having kept the complainant in custody for 3 days and forced him to sign a Document relative to a Civil case a charge of Abuse of Authority. The Court of Foujdaree Adalut observe pre-supposes the fact of the Defendant not being engaged at the time in the execution of his duty as a Police Officer. Such was not the case in the present instance. The Defendant here was influenced by private and personal

personal motives, the act charged against him being unconnected with and out of the line of his duty as an officer of "Police," The offence should have been treated as a "Misdemeanour."—

By the Acting Head Assistant Magistrate No. 54 of Calendar II

There is no "Robbery" set forth in the charge.

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Vellore for communication to the Acting Head Assistant Magistrate for his information and future guidance.

(Sent in No.)

Read Calendars of petty cases disposed of by the Magistracy of Masulipatam during the 4th Quarter 185

(Here Enter F.M.C. No. 388 of 1856)

By the Head Assistant Magistrate No. 55.

The Court of Foujdaree Adalut observe that causing death by administering drugs with the view of "Procuring Abortion" is "Murder" even

even although there was no intention to kill.—

Ordered, that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Masulipatam for communication to the Head Assistant Magistrate for his information and future guidance.—

(Sent in No.)

Read letter dated 15th Febry. from the Acting Magistrate of Canara

(Here Enter F.M.C. No. 389 of 1856)

In the above letter the Acting Magistrate reports that a Bungalow in the town of Codlipy belonging to the German Mission was wilfully destroyed by fire by some person or persons unknown and for the reasons detailed in his letter requests the sanction of the Court of Foujdaree Adalut for offering a reward of Rupees 500 upon the apprehension and conviction of

of the parties concerned, and also to tender a free pardon to any who participated in a less degree who may give information leading to the conviction of the chief offender.

2 The Court of Foujdaree Adalut decline to accede to the request contained in the letter now under notice as the case does not appear to them of such a nature as to call for the offer of a free pardon or a promise of pardon as suggested by the Acting Magistrate.

Ordered, that Extract from these Proceedings be forwarded to the Acting Magisthate of Canara for his information.

(Sentence No)

Read Calendar of petty cases disposed of by the Magistracy of Cuddalore, during the 4th Quarter of 1855.

(Here enter F.N.C. No 436 of 1855)

The Court of Foujdaree Adalut

By the Head Assistant Magistrate
No 95 of Calendar
II

4th March 1856.

Adalut observe that whatever the result of the trial might be, a specific offence should have been charged. Accidental Homicide is not necessarily criminal, and cannot with propriety head an indictment.

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

(Sentence No)

Ded 180

F. H.

At a Court of the Foujdaree Udalut.

Present

G. S. Hooper Esquire
J. L. Strange Esquire
} Puisne Judges

Wednesday
5th. March 1856

Read letter under date the 21st. ult.
Ultimo, from the Session Judge of Chittoor forwarding
English Translation of the record of Case No. 38 of
1855, on the Calendar of the Session Court, for the
final Judgement of the Court of Foujdaree Udalut.

/ Here enter F. H. No. 379 of 1856 /

Mr. G. S. Hooper
and
Mr. J. 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 Prisoners,

1st. Moonsiff Timmiah
2d. Vasantiah and
3d. Wobadiah

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 in this case were
charged with having murdered the Prosecutrixes
husband

husband by severely beating him with their fists & kicking him. The Mahomedan Law Officer acquitted the prisoners on the ground of the contradictory nature of the evidence for the prosecution.

The Sessions Judge convicted the Prisoners of culpable Homicide and recommended that they should each be sentenced to five / 5 / years imprisonment with hard labor in irons.

The Court of Foujdaree Adalut concur with the Law Officer in acquitting the Prisoners. There are numerous and important discrepancies in the Statements of the Prosecutrix and the witnesses for the Prosecution, while on the other hand, the defence of the Prisoners is well supported by the witnesses examined on their behalf and the Court consider it by no means impossible that the death of the deceased was occasioned in the manner described by them. The Court therefore acquit the Prisoners and direct their immediate release.—

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

/ Sentence No. /

Read letter dated the 25th February 1856 from the Sessions Judge of Calicut submitting

5th March 1856

an English Translation of the Record of Case No. 4 of 1856, on the Calendar of the Session Court for the final Judgment of the Foujdaree Adalut.

/ Here enter S. W. No. 438 of 1855 /

The Court of Foujdaree Adalut on

Mr. J. L. Strange

a deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the prisoners

1st Abdoola Khan
2nd Mahmod Cajeem
3d Mahmed yakoof
4th Ramaswamy
5th Mahmed Soof
6th Chandyago
7th Venkataswamy
8th Ramaswamy
10th Apparoo
11th Sheik Ahmod
12th Chinnama (female)
13th Christana (")
14th Doorogan
15th Vencaty (female)
16th Valen
17th Venkaten
18th Doorogama (female)
19th Vencatasamy

is

is sufficient to convict them of the crime of Robbery with open violence, and that against the prisoner

9" Lazaro

of receiving part of the plundered property knowing it to be such, do convict them severally thereof, and under the provisions of Clauses 3d & 5th Section IV Regulation XI of 1803, and Section XXXII Act VII of 1843 sentence the prisoners

1" Abdoola Khan

2d" Mahmod Cassim

3d" Mahmod yakoof

4" Ramaswamy

5" Mahmud [illegible]

6" Chandyugoo

7" Venkatuswmy
and
8" Ramaswamy

to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (8) eight years; the prisoner

9 Lazaro

to be imprisoned and kept to hard labor in irons on the public roads or other public works, for and during the period of (1) one year, the prisoner

10 Apanoo

to receive (30) thirty lashes with cahaunine tails; the prisoners,

Sent

11" Sheck Ahmod

12" Dorooga

16" Valan

17" Venkatan

and
19th" Venkadaswamy

to be imprisoned and kept to hard labor in irons on the public roads or other public works, for, and during the period of (6) six Months; and the prisoners

12" Chinama

13" Christina

15th" Venkaty

and
18" Dorooganna

to be imprisoned and kept to labor suitable to their sex, for and during the period of (6) six months

Sent in No 1 es

Eq 8/Th o M

J. U.

Thursday
6th March 1856. At a Court of the Foujdaree Udalut

Present

G. T. Hoosper Esquire
J. L. Strange Esquire } Puisne Judges.

Read Criminal reports for the Months of January 1856, submitted by the Sessions Judge of Coimbatore.

(Vide proceedings F. U. No. 377 of 1856)

The Court of Foujdaree Udalut observe that the Sudder Ameen is altogether ill calculated to check the Commission of Offences of this nature and are of opinion that in order to suppress deliberate and wilful breaches of the Abkarry Regulations a heavier fine should be inflicted.

By the Moodeliar's Ameen No 18 of 1856.

Nos 2. 14, 15.

2. The Court of Foujdaree Udalut observe that the Sentence recorded in the Cases noted in the margin are inadequate.

Ordered that Extract from these Proceedings be forwarded to the Sessions

Sessions Judge of Coimbatore for communication
to the Moosty Tuckr Ameen for his information
and future guidance

/Sent in N°/

Read report Bunder date the 4th
Instant, of persons apprehended in the Zillah
of Chingleput and delivered to the Magistracy
during the month of January 1856.

/Here enter J. M. N°. 353 of 1856/

The Court of Fouzdaree Udalut observe
that the name of the Prisoner [illegible] in
in Case N°3 of the Magistrate's report, and they
direct that the omission be brought to the notice
of the Magistrate.

Ordered that Extract from these
Proceedings be forwarded to the Sessions Judge of
Chingleput for Communication to the Magistrate

/Sent in N°/

Read Miscellaneous Petition pre-
-sented on the 31st January 1856 by Laul Saib of
Zillah, Cuddapah.

/Here enter J. M. P. N° 26 of 1856/

Mr. J. L. Strange

Petitioner prays for the release of his

his brother who, he says was sentenced and
imprisoned in the Jail at Cuddapah, but
he does not mention the name of his brother
and the number of the Calendar which contains
his case, nor does he state on what charge for
what period and by what Officer his brother
was sentenced.

The Court of Fouzdaree Udalut
2.
resolve to reject this Petition the same being
without requisite particulars.

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

Read Miscellaneous Petition
presented on the 7th February 1856 by Rungam
-mal of Zillah Trichinopoly.

/Here enter J. M. P. N° 31 of 1856/

Mr. J. L. Strange

Petitioner prays for the release
of her younger brother Venkatasawmy Naiken,
yet Prisoner in Case N° 33 of 1855 on the Tri-
-chinopoly Calendar, who was convicted of
House breaking and Theft and sentenced by
the Sessions Judge to 3 years' imprisonment
with hard labor in irons.

The

2. The Court of Foujdaree Udalut see no reason to question the propriety of the Prisoners Conviction or the justice of the sentence passed on him.- They resolve therefore to reject this Petition.-

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

Read Miscellaneous Petition presented on the 4th February 1856 by Sulchi-munnah of Gillah Nellore.-

/Hereunder F.M. N° 29 of 1856/

Mr. J. L. Strange

The Court of Foujdaree Udalut resolve to reject this Petition and direct that the Petitioner be again referred to the order formerly passed by them in the case.-

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

Read Calendar of case N° 87 1855 by the Sessions Court of Coimbatore.

/Hereunder F.M. N° 371 of 1856/

The Court of Foujdaree Udalut approve of the recommendation made by the Sessions

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 /7/ Seven years with hard labor in irons and they do authorize the Sessions Judge to issue his warrant accordingly.-

1st Caroopphon
2d Venkattore
9th Kungon

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

/Sent in N° /

Read Calendar of case N° 10 of 1856 of the Sessions Court of Coimbatore.-

/Hereunder F.M. N° 375 of 1856/

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 Gang Robbery with wounding, be reduced to /10/ Ten years with hard labor in irons and 100 lashes and they do authorize the Sessions Judge to issue his warrant accordingly.-

Soobbon.

Ordered.-

6th March 1856

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

Sent in 9th

Read Miscellaneous Petition presented on the 28th January 1856 by C. Saluva Pillai Pleader on behalf of K. Narasimma Gillah. Madura.

(Vernacular F.C. No 19 of 1856)

Mr G. S. Hooper

Petitioner aggrieved by the Proceedings of the Acting Sessions Judge dated 11th September 1855 confirming an order of the Head Assistant Magistrate inflicting a fine on Petitioner for a supposed assault on a Peon, appeals thereto the Court of Foujdaree Adalut.

2. The Court of Foujdaree Adalut seeing no ground for interference with the judgment of the lower tribunals, resolve to reject this Petition.

Ordered that Extract from the Proceedings be granted to Petitioner's Pleader on his application.

Ex Clk

Friday
7th March 1856.

F.C.

At a Court of the Foujdaree Adalut

Present.

G. S. Hooper Esquire
T. L. Strange Esquire
} Puisne Judges

Read letter dated 19th February 1856 from the Sessions Judge of Tinnevelly, submitting for the final Judgment of the Court of Foujdaree Adalut, the Record in Case No 1 of 1856 on the Calendar of the Sessions Court.

(Vide Entry F.C. No 41 of 1856)

The Court of Foujdaree

Mr G. S. Hooper.

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,

Sunaday a female

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

there to be imprisoned and kept to labor suitable to her sex for and during the period of her natural life.-

(Sent in No 11

Read letter under date the 21st February 1856 from the Agent to the Governor of Fort St. George at Vizagapatam submitting for the final Judgment of the Tanjore Court a report of the trial of Criminal case No 2 of 1856 on his file

Mr. T.L. Strange (Here Enter T.R. No 430 of 1856)

The Court of Tanjore Cutcherry concur in the conviction of the Prisoners

1st Puttoola Ramaswamy

2d Cheetalah Atchegadoo

of House breaking and theft and

4th Turuccdoola Seamah &

5th Cooroo Mullaneh

of Possessing the plundered property knowing them to have been stolen, and sentence them as recommended- the 1st and 2d Prisoners to 3 years Imprisonment with hard labor in irons and the 4th and 5th Prisoners to 15 months Imprisonment with labor suited to

their sex.-

Ordered that Extract from these Proceedings be sent to the Agent at Vizagapatam for his information.

(Sent in No 11

Read letter under date the 26th ultimo, from the Session Judge of Cuddalore forwarding English Translation of the Record of case No 1 of 1856 on the Calendar of the Session Court, for the final Judgment of the Court of Tanjore cutcherry.-

(Here Enter T.R. No 437 of 1856)

Mr. G.S. Hooper. The Court of Tanjore cutcherry after deliberate consideration of all the circumstances of the case in evidence before them being of opinion that the Prisoners

1st Goorooum

2d Samarum

3d Sengan

4th Caulen and

5th Sammegan

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.-

Sent in No

7th March 1856.

Read Calendar in case No 10 of 1856 on the file of the Sessions Court of Trichinopoly—

(Here Enter T R No 369 of 1856)

1. The Court of Foujdaree Adalut are unable to understand how the 3d Prisoner has incurred the penalties of the Law, and accordingly request explanation on this point requiring the Sessions Judge in the mean while to suspend the sentence passed upon him all that appears against the Prisoner is that he made over the convict to another Peon, the 2d Prisoner, and it may be presumed he did so under the orders of his superior the 1st Prisoner. His not reporting the escape, could not, the Court apprehend, implicate him as the charge is not one of connivance. The prisoner had to be proved guilty of some neglect of duty whereby the convict was enabled to escape, and the Court now desired to be informed of what neglect he was guilty—

Ordered that record from thence

T R

7th March 1856. these Proceedings be sent to the Sessions Judge of Trichinopoly by Precept returnable within III days from and after its receipt.—

(Sent following Precept No

E & W No

Compiler

F. U.

Saturday 8th March 1856

At a Court of the Tonydarce Udalat

Present.

G. S. Hooper Esqre ——— Circuit Judge

J. L. Strange Esqre ——— Circuit Judge

Read Criminal Report B. submitted by the Acting Sessional Judge of Honore for the month of January 1856

(Recorded F. U. No. 367 of 1856)

The Court of Tonydarce Udalat

Leroy Report

Gray No. ——— desired to be informed why the several sentence was passed on the 4th Prisoner, and they direct the Sessional Judge to review the Case, reporting the result for their information.

Ordered that Extract from these Proceedings be sent to the Acting Sessional Judge of Honore by Express Patemmahlo in 10 days from and after its receipt

(Sent following Express No.

Read Calendar of Case No. 7 of 1856 on the file of the Sessional Court of Nellard

(Recorded F. U. No. 421 of 1856)

The Court of Tonydarce Udalat

adjourned

8th March 1856.

observed that the remarks of the Session Judge are such as to warrant an unconditional release of the Prisoner and they accordingly direct that the security be cancelled

Ordered that Extract from these Proceedings be sent to the Session Judge of Salem by Receipt returnable in III days from and after its receipt.

Sent following Receipt &c

Read Calendar of Case No. 10 of 1856 of the Session Court of Salem.

(Head enter F. 96. No. 427 of 1856.)

The Court of Foujdaree Udalut &c.

proved of the recommendation made by the Acting Session Judge in this case, that the period of imprisonment to which the Prisoners noted in the margin had been adjudged to suffer on their conviction of Gang Robbery by open violence be reduced in the case of the 1st Prisoner to (6) Six years and in that of the 2nd and 3rd Prisoners to 7 years with hard labor in irons, and they do authorize the Acting Session Judge to issue his warrant accordingly.

1st Igalaogan
2nd Meoniendalias Coothan and
3rd Grendiendalias Coodien.

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

Rec'd 18th

(Sent in No.

F 96.

Monday 10th March, 1856.

At a Court of the Foujdaree Udalut

Present.

G. L. Cooper, Esquire
T. Le Strange, Esquire
} Puisne Judges.

Read Miscellaneous Petition presented on the 3rd March 1856 by S. Teroomala Chetty Pleader in behalf of Talavoy Seevagaren and others of Zillah Madura.

(Here Enter F. M. P. No. 51 of 1856.)

Petitioners appeal from an

1.

order of the Session Judge of Madura under date 29th November 1855 dispos-
-ing them of certain lands in super-
-session of a decision of the Magistrate and referring them to a Civil action against the Parties in whose favor the award was given.

The Court of Foujdaree Udalut

2.

10th March, 1856.

Udalut direct that the operation of the order appealed from be suspended until the issue of further instructions.—

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

/Sent following Precept No /—

Ordered also, that Extract from these Proceedings be furnished to the Petitioner Pl[illegible] on his application.

Read B. Report of the Magistracy of Tinnevelly for the month of January 1856.—

/Here Enter F. No. No. 354 of 1856/—

1. This Case does not appear to the Court of Foujdaree Udalut to be one calling for requisition of security. The charge not having been substantiated, and amounting only to a "Misdemeanor", the accused should have been released unconditionally.—

2. The Court of Foujdaree Udalut

10th March, 1856.

Udalut direct that the Sessions Judge call up the case before him and review it.—

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

/Sent in No /—

Read Calendar of Case No. 16 of 1856 of the Sessions Court of Ballary.—

/Here Enter F. No. No. 410 of 1856/—

The Court of Foujdaree Udalut approve of the recommendation made by the Officiating 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 (5) five years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly

1. Nagadoo.
2. Ramagadoo.
3. Kansomadoo.

accordingly.—

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

/Sent in No. /—

Read Calendar of Case No. 3 of 1856 of the Sessions Court of Nellore.—

/Here Enter F.No. No. 431 of 1856/

The Court of Foujdaree Udalut are of opinion that the sentence made by the Sessions Judge on 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 (3) three years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.—

Cotta Chenchadu.

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

his information.—

/Sent in No. /—

Read Calendar of Case No. 15 of 1856 of the Sessions Court of Bellary.—

/Here Enter F.No. No. 409 of 1856/—

The Court of Foujdaree Udalut are of opinion that a sentence of 8 years' imprisonment with hard labor in irons will be adequate punishment for the offence of which the 1st and 2d Prisoners in this case have been convicted, and they resolve to call upon the Sessions Judge to reduce their sentence accordingly.—

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.—

2.

Ordered, that Extract from these Proceedings be forwarded to

to the Officiating Sessions Judge of Bellary by Precept returnable within X days from and after its receipt.—

/Sent following Precept No /—

Read Calendar of Case No. 13 of 1856 of the Sessions Court of Coimbatore.—

/Were Enter'd No. 448 of 1856/—

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 Grand Robbery be reduced to (7) seven years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

Gooroonadon.

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

/Sent in No /—

Read

Read Calendar of Case No. 11 of 1856 of the Sessions Court of Salem.—

/Were Enter'd No. 453 of 1856/—

The Court of Foujdaree Udalut approve of the recommendation made by the Acting 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 Acting Sessions Judge to issue his warrant accordingly.—

Sungoodum.

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

/Sent in No /—

Read Calendar of Case No. 75 of 1856 of the Sessions Court of Coimbatore.—

/Were Enter'd No. 419 of 1856/—

Of

10th March, 1856.

1. Of the Prisoners in this case, 12 in number, tried on a charge of Gang Robbery and Knowingly receiving plundered property, the 1st, 2d, 5th, 6th, 9th and 11th were convicted and sentenced to the prescribed penalty, which it is recommended may be mitigated to 7 years Imprisonment with Hard labor in irons.—

2. The remaining Prisoners (with the exception of the 8th) were called upon to furnish security for two years in two sureties of 35 Rupees each surety or in default to be detained in Jail for that period, on the grounds that the Sessions Judge had no doubt that they were either directly implicated in the robbery or in receiving the plunder with a guilty knowledge and that the evidence tended to the conclusion that with the exception of the 8th Prisoner against whom nothing tangible transpired, these individuals were habitual thieves. The 8th Prisoner was

10th March, 1856.

was ordered to be released.—

The Court of Trajadarea

3.

Adalut sanction the mitigated sentence proposed to be passed upon the convicted Prisoners.—

But as regards the

4.

Prisoners from whom security has been demanded the Court, desire that the Sessions Judge will state what facts were established against them to justify the measure, his sentence being defective in not setting these forth.—

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

Sent following Precept No 1—

Read Miscellaneous Petition presented on the 21st January 1856 by J. B. Norton Esquire Pleader on behalf of Sevarama Moodelly of Zillah Trichinopoly.—

Vide Order F. M. D. No 14 of 1856.

Read

10th 10th March, 1856.

Read also Miscellaneous Petition presented on the 4th February 1856 by Mr J. H. P. Wilson Pleader on behalf of Manna Tumberan of Zillah Tschinopaly.-

(Here enter F. M. P. No 27 of 1856.)

Mr J. L. Strange 1. Petitioner in No 14 prays for a reconsideration, for the reasons given in his petition, of the orders of the Court of Foujdaree Udalut dated 29th November 1855 on Miscellaneous Petition No 27 of 1855.

2. The Court of Foujdaree Udalut resolve to reject this petition seeing no ground to alter the orders passed by them.-

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

Ext Mr

Tuesday
11th March 1856.

F. U.

Ma Court of the Foujdaree Udalut

Present

G. S. Hooper Esqre } Puisne Judge
F. Anderson Esqre } Actg — ditto —
J. L. Strange Esqre } Puisne Judge

Read Calendars of petty cases disposed of by the Magistracy of Canara during the 4th quarter of 1855.-

(Here enter F. U. No 461 of 1856.)

By the Act. A. G. & Mag. No 246.

Here is no "Trespass" The head should have been "Misdemeanour"

Ordered that Extract from these Proceedings be sent to the Session Judge of Mangalore for communication to the Act. Head Assistant Magistrates for his information and future guidance.-

(Sent in No)

Read letter dated 29th February 1856 from the Session Judge of Cuddapah submitting for the final Judgment of the Foujdaree Udalut the Record of trial in Case No 6 of 1855 on the Calendar of the Session Court.-

(Here enter F. U. 462 of 1856)

The

11th March 1856.

10 Mr G. S. Hooper
" 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 proof against the prisoner.

Vencataramoodoo

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 1)

Read Calendars of Petty Cases disposed of by the Magistracy of Cuddapah during the 4th quarter of 1855.

(Here enter F. R. No 1419 of 1856)

No 41.

1.

The Defendant a Canarese, being a Revenue Officer was not undergoing circumstances indictable under Regulation III of 1819

2.

The Court of Foujdaree Udalut accordingly direct that the fines be remitted, and if realized returned to the Party.

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

(Sent in No 1)

Rec'd 18th

Wednesday,
12th March 1856. At a Court of the Foujdaree Udalut

Present.

G. S. Hooper Esquire
Findlay Anderson Esquire } Puisne Judges
T. L. Strange Esquire

Read Calendar of cases Nos 10 of 1856 of the Sessions Court of Calicut.

(Here Enter F. R. No 443 of 1856)

The Sessions Judge convicts

1.

Chalittody Conyd. the Prisoner of House breaking and theft and possessing stolen property, and in sentencing him to Imprisonment for 7 years with hard labor in irons recommends that he be banished the District during the period of his imprisonment on the grounds that he is of notorious bad character and that the offences of House breaking are on the increase in this District.

The Court of Foujdaree Udalut

2.

See no grounds for acceeding to the Judges proposition. The Prisoners offence they observe was one of an ordinary nature committed without violence

violence, and the reputation of general bad character will not justify a sentence of banishment.-

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

(Sent in No.)

Read letter dated 27th February 1856 from the Sessions Judge of Chingleput.

(Here Enter F R No 401 of 1856)

1. In the above letter the Sessions Judge requests the opinion of the Court of Tanjore Sudder Adawlut as to whether under Circular Order of the Court of Tanjore Sudder Adawlut dated 27th August 1841 a convict may be forwarded to the same District from which he was banished without previously applying to the Court of Tanjore Sudder Adawlut.-

2. The Court of Tanjore Sudder Adawlut observe that the wording of the Circular Order referred to leaves the Sessions Judge a discretionary power to order the removal of a prisoner to any Zillah on the recommendation of the Medical

Officer,

but when the prisoner is held in confinement under a special warrant banishing him from his native Zillah the operation of the warrant should not have been set aside without previous reference to the Court of Tanjore Sudder Adawlut. As the convict referred to by the Sessions Judge in his letter under noticed comes under the special description above alluded to, the Court of Tanjore Sudder Adawlut direct that he be sent to the Zillah at Kurnool the climate of which is similar to that of Bellary.-

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chingleput, Subordinate Judge of Bellary, and Agent to Governor at Kurnool for their information.-

(Sent in No.)

Rs 8 8

C. Allen

F.M.

Thursday 13th March 1856.

At a Court of the Tanjore Adalut

Present.

G. S. Hooper Esquire
F. Anderson Esquire
T. L. Strange Esquire
} Puisne Judges.

Read Criminal Reports for the month of January 1856 from the Principal Sudder Ameen of Vizagapatam.

(Vide Entry F.M. No. 405 of 1856)

No. 405. 1. The Court of Tanjore Adalut being of opinion that the sentences passed on the 1st and 3d Prisoners are unnecessarily severe direct that the Sessions Judge call up the case before him with a view to their mitigation and pass therein such order as he may deem fit.

No. 406. 2. There is no "Theft" set forth in the charge. The 2d Prisoner was indicted for having "snatched" an ornament from the neck of the 2d Prosecutrix.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chicacole for communication to

to the Principal Sudder ameen of Tinnevelly for his information and future guidance.

(Sent in No.

Read again Tonjearee Miscellaneous Petition presented on the 18th August 1855 by Lashmimah wife of the 1st and Aunt of the 11th Prisoners in Criminal Case No 57 of 1854 on the file of the Sessions Court of Nellore.

(Here Enter T. M. P. No 221 of 1855)

Read also again Return made by the Acting Sessions Judge of Nellore to the Precept of the Tonjeared dated under date the 20th August 1855 directing him to institute an enquiry in reference to the allegations set forth in the above petition.-

(Here Enter T R No 2135 of 1855)

Read also Return made by the Sessions Judge of Nellore to the Precept of the Tonjeared dated under date the 28th January 1856 calling upon him to submit a further Report in the matter of this Petition.-

(Here Enter T R No 348 of 1856)

The

S. Hooper Page 1.

The Petitioner appeals in behalf of the 1st and 11th Prisoners in the above case who were severally adjudged on Conviction of "Robbery by open violence" to 10 years imprisonment with hard labor in irons, and charges the Head of Police, who held the primary investigation, with gross corruption and Abuse of his authority as a Police Officer in having at the instigation of others committed the said Prisoners on little or no evidence to take their trial before the Court.

On consideration of this Return, and of the evidence as entered in the Calendar, the Court of Tonjeaure doubt see no grounds to question the justices of the sentence passed upon the Prisoners.

Ordered that Extract from these Proceedings be sent to the 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

13th March 1856

10

Read again Miscellaneous Petition presented on the 10th January 1856 by Veera Pandian Poojary praying for the release of his son Thiagoory 1st Prisoner in case No 11 of 1855 on the Calendar of the Sessions Court at Trichinopoly.-

(Here Enter F.R No 6 of 1856)

Read also Return from the Sessions Judge of Trichinopoly under date the 23d February 1856 to the Precept of the Foujdaree Adalut dated the 11th of the same month directing that Officer to submit for their consideration that portion of the Original Record, which related to the 1st Prisoner in the foregoing case.-

(Here Enter F.R No 405 of 1856)

T.L. Strange Esqr.

The Court of Foujdaree Adalut observe that, on Miscellaneous Petition No 232 of 1855, which was presented by the Petitioner through his Pleader Sashachaw Menon, they called for a translation of so much of the Record as related to the 1st Prisoner in the aforesaid case and, having fully gone into the Record rejected

2)

13th March 1856. rejected the prayer of the Petitioner, as they saw no ground to interfere with the Sessions Judge's sentence.-

2. The Court of Foujdaree Adalut resolve, therefore, to reject this Petition and refer the Petitioners to their former orders above adverted to.-

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

(Sent in No.)

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

Read Criminal Report B for the month of January 1856 from the Agent to the Governor at Rumnad.

(Here Enter F.R No 455 of 1856)

The fact of conviction

No 81. 1. should have been recorded-

The Court of Foujdaree

No 104 of 1856. 2. Adalut observe that the offence, as set forth in the Indictment, was not "house breaking" but simple "theft"

Ordered that Extract from these

13th March 1856.

these Proceedings be sent to the Agent to the Governor at Kurnool for his information and future guidance.-

Sent in No.

Friday, 14th March 1856. F.C.

At a Court of Foujdaree Adalut

Present.

G. S. Hooper Esquire -
Findlay Anderson Esqre Jg } Puisne Judges
T. L. Strange Esqre -

Read letter dated 25th February 1856 from the Session Judge of Cuddapah submitting for the final Judgment of the Court of Foujdaree Adalut the record in case No 12 of 1856 on the Calendar of the Session Court.-

(Here Enter F.C. No 485/1856.)

The Court of Foujdaree Adalut,

Messrs G.S. Hooper and Anderson on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the prisoner

Hanaka Cheroomen
Mekaden Moondanga

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

14th March 1856.

at the usual time and place of execution.

Sent in No

Rw BC.

F. H.

Saturday 15th March 1856 } At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire — Puisne Judge

T. Anderson Esquire Acting Puisne Judge

T. L. Strange Esquire — Puisne Judge

Read letter dated the 29th January 1856, from the Sessions Judge of Tellicherry forwarding English translation of the record of case No 19 of 1855 on the Calendar of the Sessions Court for the final Judgment of the Court of Foujdaree Adalut.

(Vide Entry F. H. No 469 of 1856)

The Court of Foujdaree Adalut

Mr G. S. Hooper }

and } on due deliberate Consideration of all the

Mr T. Anderson } circumstances of the case as evidenced before them, being of opinion, that the proof against the Prisoners

1st Tattarry Amboo

2d Chooray alias Tattary Chandum

3d Tattarry Cunnun

5th Chooray alias Tattary Bappoo

and

6th Tattarry Koongoo

is

15th March 1856.

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 the prisoners

1st Tallarry a Imbo

2d Chooray alias Tallarry Chandun

and

3d Tallarry Cunnun

to suffer death by being hanged at the usual time and place of execution, and the pris= =oners

5th Chooray alias Tallarry Bagpoo

6th Tallarry Koongoo

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 on the public roads or other public works for and during the period of their natural lives.

(Sent in No 1)

E. Thoth

J. Vo

Monday 17th March 1856

At a Court of the Sessions Held at Present

J. S. Cooper Esqre
E. Anderson Esqre
J. S. Strange Esqre

} Sessions Judges

Read the Criminal Reports submitted by the Sessions Judges of Rajahmundry for the year 1855.

(Referred J. Vo. No. 398 of 1856)

Appendix V. to Statement 6th | The Court of Sessions Held at directs that the causes of the detention of persons Heads of Police for more than 30 days should be given in the Columns of Remarks of this appendix

Appendix B. to Statement 8th 3. The numbers of cases and persons under head "Trials Reported" should be 98 and 174 and the entry in the column "Sentences and Dispositions" will consequently require al= =teration

Appendix to Do 3 The cause of the detention of Prisoners for more than 30 days should be explained in the Column of Remarks

Statement 4. showing the cases involving 8 gravdingway 4. The entries in Columns 2. 22 26 and

and 27 of this Statement should be 12-31-149
and 267 and those in Columns 40 to 48 will be
affected thereby.

Comparative Abstract Statement of Petty Offences and Crimes and Misdemeanors

5 The entries in Columns 19 and 20 under head "1855" of the Abstract Statement of Petty Offences should have been 1180 2 and 201 and those in Columns 22 and 23 of the abstract Statement of Crimes and Misdemeanors 220 and 486.

Statement 1813 Bengal forms

6 The entries in Columns 2. 8. 25 and 28 should be 13,415-4-1726 and 7178

7 The Statements noted in the margin of paras 4 and 6 and the Bengal forms No 10 & 11 should have been engrossed upon the printed forms

8 The submission of a duplicate copy of the Magistrate's Report is unnecessary

Ordered that Extract from the Proceedings be sent to the Sessions Judge of Rajahmundry by precept returnable in 3 days from and after its receipt

(Sent following Precept No)

Read Report dated the 4th instant, of cases pending before the Sessions Court of Cuddalore during the months of February last

(Generated F. M. No 47 of 1836)

The

The Court of Foujdaree Adalut directed the Sessions Judge to require the Acting & Principal Sudr Ameen to explain the cause of the delay in the Submission of the records of the 2 cases embraced in the above report, it having been declared by them and their Circular letter & dated the 16th October 1844 that no delay should occur in order to the preparation of the Calendar which is required for their use and not to the Sessions Judge.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Cuddalore

its receipt

(Sent following Precept No)

Read Miscellaneous Petition presented on the 24th January 1836 by T. Muthial & of Tillak Nellore

(Generated F. M. No 18 of 1836)

Petitioner repeats the prayer & contained in his former Petition No 299 of 1835 for the release of his Son Prisoner in Case No 64 of 1835 on the Nellore Calendar who was convicted of wounding and sentenced by the Sessions

Mr F. Anderson

17th March 1836

Session Judge to 5 Years imprisonment in irons

2 The Court of Vongdaree Ndabi see no reason to question the correctness of the sentence passed on this case, and resolved thereto to reject this Petition—

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

Read Miscellaneous Petition presented on the 11th Ultimo by Maglew Wundebalagaruen of Yillabi Madura

Received F. M. P. N° 34 of 1836

Petitioner appeals from the Proceedings of the Session Judge under date the 14th December 1835 directing the provisions of the Razeenamah affirmed by the late Joint Magistrate to be carried into effect and referring the Petitioner to a Civil Action to prove his right to any share of the surplus water of the Northcoodum Tank—

2 The Court of Vongdaree Ndabi resolve to reject the Petition the Petitioner having no redress but by a Civil Action

Ordered that Extract from these

17th March 1836

these Proceedings be furnished to Petitioner on his application—

Read Miscellaneous Petition presented on the 11th February 1836 by Mr J. H. Wilson on behalf of Dindigul Comarapaw Moodelly of Yillabi Madura—

Received F. M. P. N° 32 of 1836

Mr F. Frederson / Petitioner appeals from the sentence passed in Calendar Case N° 11 of 1835 wherein the Session Judge, although he do-clares the charge to be not proved casts a-spersions on his character in preference to matters having no reference to the charge on which he was being tried—

The Court of Vongdaree Ndabi

2 observe that as the Session Judge acquitted the Prisoner from want of means in the Record before him of ascertaining his guilt it was unnecessary to the decision passed in the case that any previous matters appearing to the prejudice of Petitioner should be-noticed by him—

Ordered that Extract from these Proceedings be forwarded to the acting Session

17th March 1856

Sessions Judge of Madura for his information and future guidance—

(Sentence No)

Ordered also that Extract from these Proceedings be furnished to Petitioner's Pleader on his application

Read Miscellaneous Petition presented on the 11th Ultimo by Veerabadra Naicker of the Zillah of Tinnevelly

(Here enter T.M.P. No 33 of 1856)

Mr F. Anderson

Petitioner appeals from and order of the Sessions Judge declining to interfere & the Proceedings of the Head Assistant Magistrate in having fined him twice in the Sums of 10 and 25 Rupees upon a charge of having supplied unwholesome bread &c to the Prosecutor the Zillah Surgeon—

2) The Court of Foujdaree Adalut are unable to uphold the Sentences passed in these cases. It appears to them that Section XXXII Regulation IX of 1816 does not embrace matters of the nature of what is alleged against Petitioner and that to subject him to penal & consequences for selling bad provisions as Specified Act

17th March 1856

Act of the Legislature is wanting—

The Court of Foujdaree Adalut & therefore resolve to direct the remittal of the fines imposed upon Petitioner—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Tinnevelly by Precept returnable in 30 days from and after the receipt—

(Sent following Precept No)

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

Read Miscellaneous Petition presented on the 13th February through the acting Sessions Judge of Tinnevelly from Nungonadha Tillah Peon—

(Here enter T.M.P. No 42 of 1856)

The Petitioner prosecuted & convicted of Case No 25 of 1855 who was committed of Theft and sentenced to be imprisoned for 3 years with hard labour in irons and to pay a fine of 160 Rupees prays the Court of Foujdaree Adalut to reverse the said sentence—

Mr F. Anderson

The

17th March 1856

2 The Court of Foujdaree Udalut
see no grounds to question the justice of
the sentence passed upon petitioner preside
to reject this Petition

Ordered that Extract from
these Proceedings be forwarded to the acting
Sessions Judge of Honore for communication
to Petitioner

Sentence No 1
Read the Criminal Reports
submitted by the Sessions Judge of Ghuttoor
for the year 1855

Here enter F. No. 8 235 of 1856

Statement No 1

The Court of Foujdaree Udalut
observe that the number of persons charged with
"Crimping" should in future be entered in State-
ment No 2, Crimping being classed under the
head of heinous crimes

Comparative Abstract Statement of Petty offences and crimes and misdemeanors

2 The entries in Columns 19 and 20
under head 1858 of the Abstract Statement of
Petty offences should be 1,252 and 201 and those
in Columns 2-11-19-20-21-22- and 23 of the Abstract
Statement of crimes and Misdemeanors 29-
389-71-1108-6326-297- and 1,982- and Columns 18
should

17th March 1856

Should be left blank as no cases of Perjury
appear to have been entered under head No 41
of the Statement No 2-

Statement No 3 & 13 Bengal forms

3 The entries in Columns 3 and 4
under head "Grand Total" of the Statement No 3
should be 2,466 and 369 according to the
entries in Columns 2-3-4-5-6- and 7 of the State-
ment No 1-

Ordered that Extract from
these Proceedings be sent to the Sessions Judge
of Ghuttoor by precept returnable within
10 days from and after its receipt-

Read the Criminal Reports
submitted by the Sessions Judge of Guntoor for
the year 1855-

Here enter F. No. 8 256 of 1856

Statement No 13 Bengal forms

The Court of Foujdaree Udalut
observe that the entries in Columns 2-3-4
and 25 under head "Grand Total" should be
8,622-1,095-413 and 15,81-

The number of persons convicted
and punished by the Sessions Judge should
be 43 and not 44-

Statement No 1 & 2

The

3 The aggregate of the entries in Columns 2-3-4 and 5 under head Total Viz 1,095 does not correspond with the entry in the Column 3 of the Statement N° 13 (1,085)

4 The aggregate of the entries in Columns 6 and 7 under head Total Viz 643 does not tally with the entry in Column 4 of the Statement N° 13 (417)-

Ordered that Extract from the Proceedings be sent to the Sessions Judge of Cuddapah by precept returnable in 3 days from and after its receipt-

Sent following Precept N°

Read the Criminal Reports submitted by the Sessions Judge of Tinnevelly for the year 1855-

Here enter F. No. N° 260 of 1856

Statement 1 shewing the cases involving grave sinning

This Court of Foujdaree Adalut observed that the entries in Columns 26 and 27 should be 171 and 709 and those in Columns 40 to 48 will be affected thereby

Comparative abstract statement of Petty Offences and Crimes and Misdemeanors 2 The entry in Column 19 of the abstract Statement of petty offences should have been 6,205 and the entries in Columns 19

19-22 and 23 of the Abstract Statement of crimes and Misdemeanors should have been 19-165-473 and 1,880- The necessary amendment in this Statement has been made in the Registers office

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

Sent following Precept N°

Read the Criminal Reports submitted by the Officiating Sessions Judge of Bellary for the year 1856-

Here enter F. No. N° 411 of 1856

Appendix C. to Statement N° 1

The Court of Foujdaree Adalut direct that the Officiating Sessions Judge will explain in the column of Remarks in that Appendix the cause of detention of persons for more than 30 days-

Statement C. 83 2 The note shewing the number of persons supposed to have been concerned in the cases discovered but not apprehended within the year should have been geven at the foot of that Statement as required in para 3 of this Courts letter under date

the

17th March 1856

the 16th April 1855.

appendix to 3 statement N°3B — The aggregate of the entries in this appendix should be 1,219 and not 1,215 and the Columns under 3 days should not be altered.

Statement N°4. 4 — Columns 22 and 23 of this Statement should have shewn the number of cases and not the number of persons.

Statement showing 5 the cases wording have varying — The 3 cases of perjury entered in the Statement N°3B as summarily cognizable by the Court should have been entered in Columns 38 of this statement

Comparative Abstract 6 Statement of Crimes and Misdemeanors — This abstract has not been prepared in the form and under the principle as pointed out in paras 1 and 2 of the Courts Circular letter dated 18th April 1855.

Statement N°13 7 original form — The number of persons convicted in the cases referred to at the foot of the Statement N°2 as charged with Riotous plundering of grain should be entered under the head of "plunder with violence" N°58 of the Statement as directed in para 2 of the Proceedings under date the 21st April 1854.

Ordered that Extract from the Proceedings

17th March 1856

Proceedings be sent to the Officiating Sessions Judge of Bellary by precept returnable within III days from and after its receipt.

Sent following Precept &c

Read Criminal Report B dated 15th February 1856 submitted by the Agent to the Governor of Fort Saint George at Vizagapatam for the months of January 1856.

Here enter F. Dr. N°4 15 of 1836

Read letter dated 28th February 1856 from the Session Judge of Chicacole forwarding the (B) Report of the Magistrate of Ganjam for the month of January last.

Here enter F. Dr. N°4 8 of 1856

Ed W.D.

F. H.

Wednesday
19th March 1856 } A Court of the Fingdaree Adalut

Present

G. S. Hosier Esquire
J. L. Strange Esquire } Prime Judges.
F. Anderson Esquire officiating Prime Judge

Read letter under date the 1st March 1856 from the officiating Sessions Judge of Honore forwarding English translation of the record of Case No 1 of 1856 on the Calendar of the Sessions Court for the final Judgment of the Court of Fingdaree Adalut

(Here enter F. H. No 493 of 1856)

Mr J. L. Strange
and
Mr F. Anderson

The Court of Fingdaree Adalut on a deliberate consideration of all the circumstances of the Case in evidence before them being of opinion that the Prisoners

1st Annoo

and

3rd Lowa

are not convicted on presumptive proof or on the evidence of Credible witnesses or on their own Confession of the Crime Charged

F. C.

Wednesday
19th March 1856 } At a Court of the Fouzdaree Adalut

Present:

G. S. Hosper Esquire
J. L. Strange Esquire } Prisne Judges.
L. Anderson Esquire officiating Prisne Judge

Read letter under date the 1st
March 1856 from the officiating Sessions Judge
of Honore forwarding English translation
of the record of Case No 1 of 1856 on the
Calendar of the Sessions Court for the final
Judgment of the Court of Fouzdaree Adalut
(Here inter F.C. No 493 of 1856)

Mr J. L. Strange
and
Mr L. Anderson

The Court of Fouzdaree Adalut
on a deliberate consideration of all the
circumstances of the case in evidence before
them being of opinion that the Prisoners
1st Annoo
and
3d Soma
are not convicted on presumptive proof
or on the evidence of Credible witnesses or
on their own Confession of the Crime
Charged

F. C.

Wednesday
19th March 1856 } In Court of the Fouzdaree Adalut

Present

G. S. Hopkins Esquire
J. L. Strange Esquire } Prime Judges.

F. Anderson Esquire Acting Puisne Judge

Read letter under date the 1st
March 1856 from the Acting Session Judge
of Honore forwarding English translation
of the record of case No 1 of 1856 on the
Calendar of the Session Court for the final
Judgment of the Court of Fouzdaree Adalut

(Here Entered F. C. No 493 of 1856)

Mr. J. L. Strange
and
Mr. F. Anderson

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

1st Annoo

and

3d Lowa

are not convicted on presumptive proof
or on the evidence of Credible witnesses or
on their own Confession of the Crime

Charged

Charged, do acquit them thereof, and direct that they be set at liberty.

1. The 3 first prisoners in this case were charged with having murdered the prosecutor's nephew and the 4th with having been an accessary to the murder.

2. The Lefsim Judge in concurrence with the Fatwah of the Law Officers acquitted the 2d and 4th prisoners, and convicting the 1st and 3d prisoners, recommends, that the 1st prisoner be sentenced to suffer death and the 3d to transportation for life.

3. The Court of Enquiry duly observe, that the murder is said to have occurred on the night of the 18th November 1855. The prosecutor first declared his suspicions, that deceased had been murdered on the 23d, and on the 25th, the evidence against the prisoners was produced. The Chief witness is the 1st and her statements are supported by those of the 2d. The delay of these persons,

in

in giving their information is in the opinion of the Court against the probability thereof. The prosecutor stated before the Criminal Court that he had it from them on the day that he made known to the Police his suspicions of the murder. These witnesses do not however confirm this statement, and the 1st positively contradicts it, while no such information appears in the prosecutor's examination before the Police. The mode therefore this evidence has been introduced goes much against its credibility.

The identification on the 24th November, of a body found on the seashore on the 19th with that of deceased, to most questionable, when first discovered, numerous persons, including relatives, of the deceased declared it to be that of a stranger. The subsequent identification, is said to be by means of marks on the legs of the corpse, and of earrings found on the corpse. The evidence is divergent on the

as

as to whether the deceased had such marks on one or on both legs, and as to whether they were covered by boils or not.

5.

The Court also observe, that in the Mogernamah given by the Villagers on the 19th November, it was stated that there was only one wound on the face. There was therefore no reason why the Corpse, if really that of Lunna Monja, should not have been distinctly identified. None of the witnesses examined at the Inquest on that day stated that there were such wounds on the face as would prevent it being identified.

6.

As to the earrings found on the Corpse, the Court are of opinion that if they belonged to the deceased, they should have been known once. One of the Ornaments is termed a Kaydand ring. All agree that such are not worn in the neighbourhood, and the deceased's brother, the 2d witness, did not know that he had such a ring. The deceased's wife further named the 17th witness, could not identify these earrings when shown to her by the Police, though subsequently she has not hesitated to

to do so. Moreover the seeming age of the body discovered differed materially from that of the deceased.

7.

Under the above circumstances, the Court of Sudder Adalut are of opinion, that no reliance can be placed on the evidence adduced against the 1st and 3d prisoners, and accordingly direct their unconditional release.

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

(Sent me)

Read letter dated the 25th February 1856, from the Sessions Judge of Mangalore, forwarding English translation of the record of Case No 50 of 1855, on the Calendar of the Session Court, for the final Judgment of the Court of Sudder Adalut.

(Here enter Letter No 503 of 1856)

Mr G. L. Hooper
and
Mr J. L. Stranger

The Court of Sudder Adalut on a deliberate Consideration of all the Circumstances of the Case in evidence before them, being of opinion that the prisoners, 1st Padmanaba Bhut
2d Krishna Gopy and
3d Narsappa Bhut

are

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 1 to 5 were Charged with house breaking and theft, and the 2d 3d and 4th were further Charged with knowingly receiving part of the stolen property.

2 The Mahomedan Law officer Convicted the 1st 2d and 3d and acquitted the 4th and 5th prisoners, and the Sessions Judge Concurred in the acquittal of the latter, and in the Conviction of the 1st and 2d prisoners, but differed with the law officer as to the Conviction of the 3d prisoner, deeming the evidence insufficient to warrant his Conviction.

3 The Circumstances of the case, lead the Court of Judicature Adalut to distrust the evidence for the prosecution. They observe, that of the prisoners accused, three are related to the prosecutrix, namely the 1st 3d and 5th just before the alleged theft, the prosecutrix was accused of procuring abortion to conceal illicit intercourse, and

it

it would seem that the prisoners from 1 to 4 took part in the accusation. The charge of Theft, the Court apprehend, may have been made by the prosecutrix in retaliation.

The Theft is said to have occurred on the night of the 27th May. On the 29th the premises of the prosecutrix was examined by the Police and those in her house at the time of the theft. No other ostensible suspicion to allege against them could be adduced by the Police, if she would file a search instituted for the stolen property. She said, she would state the following day in which she would make a suspicious answer, which she had since thought proper to disclaim. The next day accordingly, search was made in the 2d prisoner's premises, and the greater part of the property recovered. His defence is, that it was fraudulently placed there by the prosecutrix and the Court think, this may have been the case.

The prisoner Coral the 1st is said to have confessed at the time before the Head of Police, but no statements were taken down.

from

19th March 1856.

from them till the 5th June, when the 2d prisoner made a total denial of the crime, and the 1st prisoner gave any thing but a full confession - On the said day furthermore the evidence of the prosecutrix's daughter, the 1st witness, a Child of 9 years of age, was produced to the effect, that she saw the prisoners from 1 to 4 commit the Theft - The prosecutrix's previous ignorance of this testimony, makes it clear that it was concealed, and it can only have been so by her -

Under these circumstances, the Court of Foujdaree Adalut, acquit the 1st 2d and 3d prisoners, and direct their immediate release -

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

(Sent in etc)

Thursday.
20th March 1856.

F. V.

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esquire
F. Anderson Esqre Offg
J. L. Strange Esquire
} Puisne Judges

Read Miscellaneous Petition presented on the 11th Ultimo by Vunnee Babee. / Here Enter F. M.P. No. 35 of 1856 /

The Court of Foujdaree Adalut

Mr J. L. Strange

cannot take into consideration the above Petition which contains matter of a Civil nature, and accordingly resolve to reject it as being irregular -

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

Read Miscellaneous Petition presented on the 11th Ultimo by Salea Beebee of Billah Chittoor - / Here Enter F. M.P. No. 43 of 1856 /

The Court of Foujdaree Adalut

Mr J. L. Strange

resolve to reject the above petition, the Petitioner not

not having produced any order of the Sessions Judge against which to ~~forward~~ an Appeal to this Court.-

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

Read Calendar of Persons punished by the Magistrate of Canara and his assistants during the last quarter of 1855 forwarded by the Acting Sessions Judge of Honore.-

/ Here enter F. U. No. 468 of 1856 /

Criminal No. 115 /

This is not shown to have been of the nature of trespass, which would seem to have been resistance to the process of the Magistrate.

Do. No. 124. 2

This should have been headed "Misdemeanour".

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Honore for his information

/ Sent in No. 1 /

Monday
24th March 1856.

F. U.

At a Court of the Foujdaree Udalut.

Present.

G. S. Cooper Esqre. } Puisne Judge
F. Anderson Esqre. } Actg. — ditto —
J. L. Strange Esqre. } Puisne Judge.

Read letter, dated 12th instant from the Sessions Judge of Coimbatore, submitting for the final Judgment of the Foujdaree Udalut the Record of Case No. 84 of 1855 on the Calendar of the Session Court.-

/ Enter F. U. No. 532 of 1856 /

The Court of Foujdaree Udalut,

W. F. Anderson
& J. L. Strange

on deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the prisoner 1st Palany Gounden,

is sufficient to convict him of the crime of Culpable Homicide, for which the penalty of Deyut is awardable under the Mahomedan Law as declared in Futwas of their Law Officers, do convict him thereof and under the provisions of Clause Second, Section XV Regulation VII of 1802, sentence him

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) yrs

But being of opinion that the prisoners.-

2d Chummunnaul
3d Vullyammaul and

are not convicted on presumptive proofs or on the evidence of credible witnesses or on their own confessions of the crime charged, do acquit them thereof, and direct that they be set at liberty.-

1.

Of the 4 prisoners who were charged in this case with having murdered the brother of the 1st and 2d prisoners the assessors acquitted the 1st 2d and 3d prisoners of the graver charge of murder, but convicted them of Culpable Homicide, and acquitted the 4th prisoner.-

2.

In this finding the Session Judge concurred and recommends that the 1st prisoner be transported for life and the 2d and 3d to 7 years imprisonment with labor suitable to their sex.

The

3.

The Court of Foujdaree Udalut concur in the conviction of the 1st prisoner of Culpable Homicide. They observe that before the Session Court the 1st witness deposes to the 1st prisoner having inflicted a wound with a bill hook. The 1st prisoner before the Police admitted having inflicted blows on the deceased. the evidence of the 5th and 6th witnesses proves that the Corpse of the deceased was lying in the house of the 1st witness; they consider it proved therefore that the deceased did not hang himself but that death ensued from the assault committed on him. As however there were no other bruises or marks on the corpse save the wound on the shins, the Court do not think it is proved that great and "continued" violence was inflicted on the deceased. On a consideration of the proved facts it appears that the 1st prisoner and deceased are brothers. that a quarrel ensued, that the 1st prisoner beat the deceased with his hands and wounded him with a billhook and that death immediately ensued.-

Under

4. Under these circumstances the Court of Foujdaree Adalut are of opinion that a sentence of /10/ ten years imprisonment with hard labor in irons on the 1st prisoner will suffice to meet the ends of justice, but as the charge against the 2d and 3d prisoners is not proved, the Court of Foujdaree Adalut direct their unconditional release.—

Ordered that Extract from these Proceedings be sent to the Session Judge of Coimbatore for his information

Sent in No 1/5

J. Ho.

Wednesday 26th March 1856

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esqre
F. Anderson Esqre Offg
J. L. Strange Esqre

} Puisne Judges

Read Criminal Reports for the Month of January 1856 Submitted to the Acting Agent to the Governor in Ganjam.—

(Herewith J. Ho. No. 441 of 1856.)

Case No 59. / The mode of entry should have been set forth.

" —" 71. 2 The Regulation quoted in the Record of Sentence has reference to requisition of security to keep the Peace. Decision should have been entered under Regulation II of 1827.

Ordered that Extract from these Proceedings be sent to the Acting Agent to the Governor in Ganjam for his information and for communication to his Assistant.—

(Sent in No)

Read

F. Do.

26th March 1856

Read Calendar of Petty Cases disposed of by the Magistracy of Calicut during the 4th Quarter of 1855.

(Here enter F. Do. No. 479 of 1856.)

Case No. 176 of Calendar No. I

1. The Defendants in this Case was not, at the time of the alleged Commission of the Act, engaged in the performance of "Police" duties, and was not therefore indictable under Regulation III of 1819.

Do. Nos. 159 & 171 of 2. Calendar No. I.

The motives which led to these Acts of "Abuse of Authority and Misconduct in connection with "Police" matters" should have appeared in the charge.

Do. No. 166 of Calendar No. I

3 This charge should have been headed "Misdemeanour".

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Calicut for communication to the Magistrate for his information and future guidance.

(Sent in No.)

Read Calendar of Case No. 11 of 1856 of the Sessions Court of Combaconum

(Here enter F. Do. No. 482 of 1856)

The

F. Do.

26th March 1856.

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 House breaking and Theft be reduced to

1st Transportation for life

(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 Combaconum for his information.

(Sent in No.)

Read letter under date the 8th March 1856 from the Assistant Agent to the Governor of Fort St. George at Ramnad submitting for the final judgment of the Foujdaree Adalut, a report of the trial of Criminal Case No. 85 of 1855 on the Agent's file.

(Here enter F. Do. No. 508 of 1856.)

The Court of Foujdaree Adalut concur in the conviction of

1

the

F. Ho.

26th March 1856.

the Prisoners.

1st Nagah

2d Ramdoo.

3d Vencatigah

4th Nunnabhoyee and

5th Emmam.

of house breaking and theft and Sentence them as proposed the 2d and 3d to one years Imprisonment with hard labor in irons the 5th to 4 months Imprisonment with labor inside the Jail and to receive 30 Lashes with a Cat-o-nine tails and the 1st and 4th to 8 months Imprisonment with hard labor in irons.

Ordered that Extract from these Proceedings be sent to the Assistant Agent to the Governor of Fort St. George at Kurnool.

(Sent in No.)

Read Letter under date the 11th March 1856 from the Assistant Agent to the Governor of Fort St. George at Kurnool Submitting for the final judgment of the Foujdaree Adalut, a report of the trial of Criminal Case No. 5 of 1856 on the

E. T. Holt

F. Ho.

26th March 1856.

the Agents file.

(Here enter F. Ho. Nos. 523 & 524 / 1856)

The Court of Foujdaree

1.

Adalut concur in the Conviction of the Prisoners.

1st Soobbabhoyee and

2d Davakabhoyee

of misdemeanor, and Sentence them to 3 years Imprisonment with Labor Suitable to their Sex.

The Court of Foujdaree

2

Adalut are of opinion that there was Sufficient evidence to bring home to the Prisoners the Crime of Murder.

Ordered that Extract from these Proceedings be sent to the Assistant Agent to the Governor of Fort St. George at Kurnool for his information

(Sent in No.)

Read again Calendar in the case No. 10 of 1856 on the file of this Session

Court of Juckumpoly

(Here enter F. Ho. No. 369 of 1856

Read

Read also return dated the 11th March 1856 from the Sessions Judge of Trichinopoly to the precept of the Fouzdaree Adalut under date the 7th. instant, Calling upon him to explain what neglect the 3d. Prisoner in Case No. 10 of 1856 was guilty of—

(Here enter F.R. No. 510 of 1856.)

The Court of Fouzdaree Adalut seeing reason to doubt the propriety of the conviction of the 3d. Prisoner in the above Case, resolve to direct the Sessions Judge to send up the record for their consideration—

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Trichinopoly by Precept returnable within 10 days from and after its receipt

(Sent following Precept No.)

F.R.

Thursday. 27th. March, 1856.

At a Court of the Fouzdaree Adalut

Present

G. S. Cooper, Esquire—
T. Anderson, Esquire Actg.—
T. L. Strange, Esquire—
} Puisne Judges.

Read letter, dated the 15th. March 1856 from the Acting Sessions Judge of Calicut, referring for the final Judgment of the Fouzdaree Adalut, the record of Case No. 15 of 1856 of the Calendar of the Sessions Court.—

(Here enter F.R. No. 583 of 1856)—

The Court of Fouzdaree Adalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the proof against the prisoner Pambiry Koroomel Chatoo Coolty is sufficient to convict him of the crime

Mr. T. Anderson and Mr. T. L. Strange

27th March

of Murder, do convict him of
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. 1—

Read Miscellaneous Petition
presented on the 27th March 1856 by
E. Salmon Esquire, Pleader on behalf
of Cundalla Venataramya Chetty
Zillah Nellore.—

Here Enter F. M. D. No. 66 of 1856

Mr. G. S. Hooper.
Mr. F. and Anderson.

The Petitioner appeals
from an order of the Sessions Judge
of Nellore dated the 3d instant
directing the Magistrate to restore
the Anchatum of the Ringamyka
pagoda to his office and that the
Keys of the Pagoda be delivered to
him.—

2. The Court of Sudder
Udalut resolve to direct the Sessions
Judge to suspend the execution of

27th March, 1857.

the order appealed against till
a final order be passed on this
Petition.—

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

Sent in No. 1—

Ed. Ellis.

27th March, 1856.

crime of Murder, do convict him of
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 1/—

Read Miscellaneous Petition
presented on the 27th March 1856 by
S. Salmon Esquire, Pleader on behalf
of Cundalla Venkatarunga Chetty
Zillah Nellore

Here Enter F. M. D. No 66 of 1856

Mr. G. S. Cooper 1.
and
Mr. F. Anderson

The Petitioner appeal
from an order of the Sessions Judge
of Nellore dated the 3d instant
directing the Magistrate to restore
the Anchatum of the Rungaraya
pagoda to his office and that the
Keys of the Pagoda be delivered to
him.—

2.

The Court of Sudder
Udalut resolve to direct the Sessions
Judge to suspend the execution of

27th March, 1857.

the order appealed against till
a final order be passed on this
Petition.—

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

Sent in No 1/—

Ed Elliott.

Friday
28th March 1856

J. P.

Court of Petty Sessions held at Tongaland Natal

Present

G. S. Hunter Esqre
H. Anderson Esqre
J. S. Stranger Esqre
} Sessions Judges

Read the Criminal Reports submitted by the Assistant Judges of Stanger and Verulam for the year 1855

[Entered J. P. No 382 of 1856.]

Appended Statement No 4 / The Court of Tongaland Natal does hereby certify that the aggregate number of Prisoners entered in this Appendix should be 99 and not 92

Comparative Abstract Statement No 2 / The entries in Columns 17, 20, 21, 30, and 33 should have been 42, 346, 894, 2 and 1 respectively and Column 18 should have been left blank

Abstract No 3 / In case of Burglary appears to have been omitted the Ind. No 44 of the Statement No 3.

The necessary amendment in this abstract has been made in the Registrar's Office

The Report of the Magistrate

3

and the Police referred to in para 4 of this Assistant Judge's letter under date the 19th February

26th March 1836

February last, be forwarded with the Monthly Statement

Ordered that Extract from the Proceedings be sent to the Sessions Judge of Malabar by prompt Peon mail on 3 days from date of this receipt

(Sd) J. Manning Regt. No 1

Read the Criminal Reports submitted by the Agent at Vizagapatam for the Year 1835.

Memorandum Vol. No 99 of 1836

1 The Courts of Hongdom Vol. No 99 of 1836 observe that the aggregate number of persons stated before the Heads of Police should be 15,180 and not 12,208.

Statement No 2.

2 The footnote requested in Statement letter dated 20th January 1836 has been given accordingly to Statement No 3 B

3 The Statement should have comprised also the printed forms appendix A to D.

4 The entry of 2 persons in default of payment of fines should be omitted Remarks Column appendix C to Statement No 6 B. & appendix B to Statement No 4.

5 The words of the Statement

28th March 1836

Persons, for more than 30 days, should be explained in the Column of Remarks of these appendices

6 The entries in Columns 11, 12 and 13, under head 1835 of the abstract Statement of criminal and Misdemeanors, should have been 191, 22, and 81—

Statement showing the nature and the result of charges preferred against the Police

7 The entry of three persons in Columns 16 and 17, should have been transposed to Columns 12 and 13, so as to correspond with the entry under head No 1 of the Statement No 1—

8 The Statement showing the number employed under the agency for the year 1835 should be forwarded—

Ordered that Extract from these Proceedings be sent to the Agent to the Governor of Fort Saint George at Vizagapatam by prompt return Peon within 10 days from and after its receipt—

(Sd) J. Manning Regt. No 4

Read the criminal Reports submitted by the Sessions Judge of Canara for the year 1835—

Memorandum Vol. No 470 of 1836

Statement showing the nature and the results of charges preferred against the Police

The Courts of Hongdom Vol. No 470 of 1836 observe that the footnote requested in para 2 of their Letter

28th March 1836

Circular Letter dated 1st April 1833 should be added to this Statement—

Ordered that Extract from these Proceedings be sent to the Session Judge of Caddalore by first post for information & is days from and after its receipt—

Sent following Excerpt No.)
Read the Criminal Reports submitted by the Session Judge of Cuddalore for the year 1835—

(Honorable Vice No. 478 of 1836)

Statement shewing the nature & The Court of Foujdaree Adawlut observing that the entries in Columns 3, 4, 6, 12, 13, and 15 under head Grand Total should be 2, 4, 1, 32, 6, 26, and 4 according to the two under head Nos 1 and 2 of the Statements Nos 1 and 2—

changes proposed to be made thereon

2 The foot note required in para 2 of this Courts letter dated 1st April 1833 should also be added to this Statement

Statement shewing the cases 3. The entries in Column 2 6 and 9 of this Statement should be 187 and 887 and the Columns 4 6 to 4 8 should be filled up—

Comparative abstract Statement 4. The entries in Columns 17, 21, 22 and 23 under head 1835 of the abstract Statement of

28th March 1836

of Criminal and Miscellaneous should be as follows 94 - 70 6 298 60 and 136 and Column 18 should be left blank, statements of Perjury appear to have been entered under the head No 4 of the Statement No 2. The necessary amendment in this abstract has been made in the Registers Office—

The Session Judge will report, whether the Moofty Sudr Ameen has acquitted himself satisfactorily in the discharge of his Criminal duties during the year 1835—

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Salem for information & is days from and after its receipt.

Sent following Excerpt No.)
Read the criminal Reports submitted by the Session Judge of Chingleput for the year 1835—

(Honorable Vice No. 517 of 1836)

Appendix C to Statement B Vizagapatam

1 The Court of Foujdaree Adawlut observe, that the Sessions Stamps before the village Schoolmasters should be included in this appendix

Statement No 3 A Statement shewing the Stamps sold before the printed forms were introduced

2 This Statement should have been prepared before the printed forms

Appendix A to Statement No 3 Moofty Sudr Ameens Accounts

3 Registry of rent petitions &c

28th March 1836

[illegible] and [illegible] the Rates levied
under D under this Head [illegible] column
Three hundred Suspended and deferred
payment, as the case may be—

Appendix C to Statement B No 4 The aggregate of this column
Exemptions
Compulsorily Suspended Column Suspended, and Suspended
Remitted
Rs 88 Viz: of Lots not corresponding with the
entry in Column 24 of the Statement B No 3

3 The aggregate of the entries in
this Appendix shewn B to Statement B
Appendix B to Statement B No 4 4 The aggregate of the entries in
Appendix shewn B to Statement B
Compensation Allowance
of Petty Officers and Lascars and 1884 of the aforesaid Statement B and
Gangmen
Maintenance shewn B to Statement B
D:
Do Exemptions 5 The entries in Column 24
14 and 25 shewn B to Statement B No 3
Statement B shewing the cases of Exemptions
awarding grant the Statement B No 3 as previously
Exemptions
the Principal Inhabitants of Exemptions
have been entered in the Statement B
Statement B No 13 Bungalows 10 The entries in Column 11
entered Head Ground Rent of the Statement B
have been [illegible]

28th March 1836

11th The necessary amendment in
the foregoing Statements, have been made in the
Registers Office

Ordered that Extract from the
Proceedings sent to the Sessions Judge of
Chingleput for his information, and future guidance
(Exhibit No)

Read Extract of Proceedings dated
15th February 1836, submitted by the Sessions Judge
of Chingleput, reviewing the Petty Calendars of
the Magistracy for the 4th Quarter of 1835—

(Herewith B. No. No 358 of 1836)

Read Triennial Report B dated
28th February 1836, submitted by the Sessions
Judge of Tanjore, for the months of January 1836—

(Herewith B. No No 394 of 1836)

Read Extract of Proceedings dated
16th February 1836, submitted by the Sessions Judge
of Trinomaly, reviewing the monthly Reports
for the 4th Quarter of 1835

(Herewith B. No No 379 of 1836)

Read letter under date the 23rd
February 1836 from the Officiating Sessions Judge
of Salem acknowledging the receipt of the
Proceedings

28th March 1856

Proceedings of the Kingstown Municipal Council held on the 12th
instant, and submits some observations explanatory
of the conclusion he has come to, in the Case lately
of Hamilton thereto alluded to.

(Memorandum W.H. No 12 of 1856)

Read Extract of Proceedings dated
22nd February 1856 submitted by the Assistant Judge
of Donnybrook forwarding the Petty Sessions Calendars for
the 4th Quarter of 1855.

(Memorandum W.H. No 16 of 1856)

Read Calendars of Cases No 80 of 1855
Submitted by the Assistant Judge of Kingstown
dated the 11th January 1856.

(Memorandum W.H. No 18 of 1856)

Read Calendars of Cases No 81 of 1855
submitted by the Assistant Judge of Kingstown
dated the 11th January 1856.

(Memorandum W.H. No 20 of 1856)

Read Calendars of Cases No 1 of
1856, submitted by the Officiating Assistant
of Ballinasloe dated the 25th February 1856

(Memorandum W.H. No 23 of 1856)

Read Calendars of Cases No 1 of
1856 submitted by the Officiating Assistant
Judge

28th March 1856

Judge of Ballinasloe dated the 25th February
1856

(Memorandum W.H. No 23 of 1856)

Read Calendars of Cases No
15 of 1856 submitted by the Officiating Assistant
of Ballinasloe dated the 26th February 1856

(Memorandum W.H. No 24 of 1856)

Ex 86

Saturday
29th. March, 1856.

At a Court of the Tongolarree Adalut

Present

G. S. Hooper, Esquire
F. Anderson, Esquire } Puisne Judges.
T. L. Strange, Esquire

Read letter dated the 24th. instant from the Sessions Judge of Cuddalore, referring for the final Judgment of the Tongolarree Adalut, the Record of Case No. 5 of 1856 of the Calendar of the Sessions Court. (Here enter File No. 601 of 1856)

Mr. F. Anderson

The Court of Tongolarree 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 Soobraya Moodely.
and
2d Govinden.

F.No.

Saturday
29th. March, 1856. At a Court of the Fougdaree Adalut

Present

G. S. Hooper, Esquire —
F. Anderson, Esquire — Puisne Judges.
T. L. Strange, Esquire —

Read letter, dated the 24th. Instant from the Sessions Judge of Cuddalore, referring for the final Judgment of the Fougdaree Adalut, the Record of Case No. 5 of 1856 of the Calendar of the Session Court.

(Here enter F.No. No. 601 of 1856)

Mr. F. Anderson. The Court of Fougdaree 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. Soobroya Moodely.

and

2d. Govinden.—

is sufficient to convict them of the crime of knowingly receiving stolen property, do convict them thereof; and under the provisions of Clause 2d, Section IV, Regulation VII of 1822 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 (5) five years.—

Sent in No.

Read Calendar of Case No. 24 of 1856 of the Sessions Court of Bellary.

Here Enter F.No. No. 585 of 1856.

The Court of Sudder Adalut approve of the recommendation made by the Officiating 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 (7) seven years with

Pathe Ramoodoo

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 Officiating Sessions Judge of Bellary for his information.—

Sent in No.

Read Calendar of Case No. 25 of 1856 of the Sessions Court of Bellary.—

Here Enter F.No. No. 586 of 1856.

The Court of Sudder Adalut approve of the recommendation made by the Officiating 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 Housebreaking and Theft, be reduced to one year with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.—

1st Pauperga
3d C. Rungadoo
4th D. Obeegah
5th Obegah, alias Chunniah
6th Pullegah
7th N. Nunnadoo
8th M. Naugadoo
9th Mulloogah
10th Nagadoo
11th B. Venkategah &
15th Nauregandoo

Ordered

29th March, 1856.

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

/Sent in No. /—

Read Calendar of Case No. 28 of 1856 of the Sessions Court of Bellary.—

/Vide Enter F.C. No. 587 of 1856/—

The Court of Foujdaree Udalut approve of the recommendation made by the Officiating 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 and Theft, be reduced to (3) Three years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

Kydur Saib

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

F.C.

29th March, 1856.

Bellary for his information.—

/Sent in No. /—

Read Calendar of Case No. 29 of 1856 of the Sessions Court of Bellary.—

/Vide Enter F.C. No. 588 of 1856/—

The Court of Foujdaree Udalut approve of the recommendation made by the Officiating 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 (7) seven years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.—

Boya Nurrsegaudoo

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

/Sent in No. /—

Read

2 29th March, 1856.

Read the Criminal Reports submitted by the Acting Sessions Judge of Masulipatam for the year 1855.

/Here enter F. No. No. 507 of 1856/

Statement No. 13. Bengal form.

1. The Court of Foujdaree Adalut observe that the aggregate number of persons in Columns 2 and 27 of this Statement should have been 5254 and 1197.

2. The Court direct that the Sessions Judge will forward without delay the Statement shewing the cases involving grave injury for the year 1855.

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

/Sent in No. /

Read Calendar of Cases No. 16 of 1856 on the file of the Sessions Court of Madura.

/Here enter F. No. No. 527 of 1856/

The Court of Foujdaree Adalut

29th March, 1856.

Adalut observe that the Acting Sessions Judge should have given the facts proved against the Prisoner which have satisfied him of his guilt, and they direct that this omission be now supplied.

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

/Sent following Precept No. /

Ex Sdh. Cw.

Completed

F. C.

Monday
31st March, 1856. At a Court of the Fanjidara Adalut.

Present.

G. L. Harper, Esqr, _____ Senior Judge.
F. Anderson, Esqr, _____ Acting Junior Judge.
J. L. Strange, Esqr, _____ Junior Judge.

Read Calendar of Case
No. 125 of 1856 submitted by the Sessions
Judge of Cuttack under date the 8th
Instant.

(Vide para. F. C. No. 495 of 1856.)

In this case the Court of Fanjidara Adalut observe, the heading of the charge should have been "Decoying a child with intent to steal."

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

(Sent in No.)

Read Criminal Report B.
for the month of February 1856, submitted by
the

F. C.

Monday
31st March, 1856. At a Court of the Fujidaira Edalut.

Present.

G. L. Mosfer, Esqre, _____ Senior Judge.
F. Anderson, Esqre, ____ Acting Puisne Judge.
T. L. Strange, Esqre, _____ Puisne Judge.

Read Calendar of Case No. 125 of 1856 submitted by the Sessions Judge of Combaconum under date the 8th Instant.

/ Vide paper F. C. No. 495 of 1856. /

In this case the Court of Fujidaira Edalut observe, the heading of the charge should have been "Decoying a child with intent to steal."

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

/ Sent in No. /

Read Criminal Report B. for the month of February 1856, submitted by the

the Sessions Judge of Cuddapah.

(Here enter S.C. No. 542 of 1856.)

Case No. 47 of the Acting Subordinate Judge:

Case No. 51.

1.

The sentence in this case appears to be very inadequate.

2.

The heading of this charge should have been "abduction" and the parties guilty of that offence should have been committed to take their trial before the Sessions Court.

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

(Sent in No.)

Read Calendar of Cases No. 3 of 1856 submitted by the Sessions Judge of Coimbatore, under date the 11th January, 1856.

(Here enter S.C. No. 447 of 1856.)

Read Calendar of Cases No. 1 of 1856, submitted by the Acting Agent to the Governor of Fort St. George, and Gunjam, under date the 23rd February, 1856.

(Here enter S.C. No. [illegible] of 1856.)

31st March, 1856.

Read Calendar of Cases No. 11 of 1856 submitted by the Acting Sessions Judge of Madura, under date the 29th February, 1856.

(Here enter S.C. No. 452 of 1856.)

Read Calendar of Cases No. 11 of 1856 submitted by the Sessions Judge of Chittoor under date the 9th February 1856.

(Here enter S.C. No. 438 of 1856.)

Read Calendar of Cases No. 14 of 1856 submitted by the Sessions Judge of Chittoor, under date the 27th January, 1856.

(Here enter S.C. No. 439 of 1856.)

Read Calendar of Cases No. 6 of 1856 submitted by the Sessions Judge of Guntoor, under date the 1st March, 1856.

(Here enter S.C. No. 460 of 1856.)

Read Calendar of Cases No. 3 of 1856, submitted by the Sessions Judge of Tinnevelly, under date the

3. 31st March, 1856.

the 1st March, 1856.

/Here enter F. Ct. No. 4635 of 1856./

Ext'd

F. Ct.

Tuesday — 1st April 1856. — A Court of the Foujdaree Udalut.

Present

G. S. Cooper, Esqre — Puisne Judges
J. Le Strange, Esqre —
F. Anderson, Esqre — Acting Puisne Judge

Read letter dated 8th March 1856, from the Acting Agent to the Governor of Fort Saint George at Gunjam submitting a report on Criminal Case No. 3 of 1856, on the file of translations of 2 Appeal Petitions to the Foujdaree Udalut.

/Here enter F. Ct. No. 606 of 1856./

The Court of Foujdaree Udalut being unable to come to a satisfactory conclusion on a mere summary of the evidences, resolve to direct the Agent to forward a translation of the entire record of this case for their consideration.

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

31st March, 1856.

the 1st March, 1856.

/Here enter F.C. No. 4635 of 1856./

Ex Coll

Tuesday
1st April 1856.

At a Court of the Foujdaree Adalut.

Present

G. S. Cooper, Esq^re
J. Sc. Strange, Esq^re
} Puisne Judges

F. Anderson, Esq^re — Acting Puisne Judge

Read letter dated 8th March 1856, from the Acting Agent to the Governor of Fort Saint George at Gunjam submitting a report in Criminal Case No. 3 of 1856, on his file together with the translations of 2 Appeal Petitions to the Foujdaree Adalut.—

/Here enter F.C. No. 606 of 1856./

The Court of Foujdaree Adalut being unable to come to a satisfactory conclusion on a mere summary of the evidences, resolve to direct the Agent to forward a translation of the entire record of this case for their consideration.—

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

1st April, 1856.

Acting Agent to the Governor of Fort Saint George at Ganjam, by precept returnable within X days from and after its receipt.—

/Sent following precept. No. /

Read Calendar in Case No. 4 of 1856, submitted by the Session Judge of Nellore, under date the 28th February 1856

/Here Enter F. Cc. No. 432 of 1854/

Read Calendars of Cases Nos. 14 and 19 of 1856, submitted by the Officiating Sessions Judge of Bellary under date the 26th February 1856.

/Here Enter F. Cc. Nos. 433 & 434 of 1856./

Read Calendars in Cases Nos. 7, 8, 11, and 13 of 1856 submitted by the Session Judge of Cuddapah under date the 25th February 1856.

Here Enter F. Cc. Nos. 442, 444 & 446 of 1856

4th Thursday

Wednesday. 2nd April, 1856.

F. Cc.

At a Court of the Sessions Held.

Present.

G. L. Harper, Esqre. —— Puisne Judge.

F. Anderson, Esqre. —— Acting Puisne Judge.

T. L. Strange, Esqre. —— Puisne Judge.

The Record of Trial in Referred Case No. 68 of 1855 on the Calendars of the Session Court of Cuddapah not having been received, although called for on the 13th Instant;

Ordered, that the Sessions Judge of Cuddapah be required to submit the Record aforesaid without delay, and explain the Causes of the delay;

Precept returnable within III days from and after its receipt.

/Sent following precept No. /

Read Letter under date the 20th March 1856 from the Acting Sessions Judge of Salem, forwarding English transla-

Salem

2nd April, 1856.

Translation of the record of Case No. 12 of 1856 on the Calendar of the Sessions Court, for the final judgment of the Court of Tongdare Udalut.

(Here enter F. U. No. 635 of 1856.)

Mr. G. L. Hooper.

The Court of Tongdare Udalut on a deliberate consideration of all the circumstances of the case in Judge before them being of opinion that the prisoner is not convicted on presumptive proof or on the evidence of credible witnesses, or on his own confession of the crime charged, do acquit him thereof, and direct that he be set at liberty.

Ex. Thos. W.

Submitted &c.

F. U.

Thursday 3rd April 1856.

At a Court of the Tongdare Udalut

Present

G. L. Hooper Esqre. ——— Puisne Judge.

T. Anderson Esqre. — Acting Puisne Judge

T. L. Strange Esqre. ——— Puisne Judge

Read. Miscellaneous Petition presented on the 25th February 1856 by Peratta Nark of Zillah Trichinopoly

(Here enter F. Mo. & No. 44 of 1856)

Petitioner appeals from an order passed by the Sessions Judge under date 26th January granting a decision of the Magistrate and remitting a fine which had been imposed by that Officer

Mr. Hooper

1

The grounds given by the Sessions Judge for reversing the decision of the Magistrate do not appear to the Court of a conclusive nature. The witness not protected by the Police Officer might very well have satisfied the Magistrate of the truth of their statement. The Magistrates decision should not have been interfered with, but on view of the records of examination, and the proceedings of the Sessions Judge, do not show that this was before him.

2

The Court of Tongdare Udalut decree that

3

that the Sessions Judge will reopen the appeal made to him, and dispose thereof on view of the evidence taken.

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 furnished to the Petitioner on his application.

(Sent in No.

Read Miscellaneous Petition forwarded by the Sessions Judge of Rajahmundry from Visseswara Chetty Narasimhooloo Prisoner in Case No. 16 of 1855 on the file of the Sessions Court of Rajahmundry appealing from the sentence passed against him for one years imprisonment with hard labor in irons on a charge of perjury.

(Heredenter T. M. P. No. 47 of 1856)

Mr. Strange.

The Court of Foujdaree Adawlut see no ground for their interference in the matter resolve to reject this Petition.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Rajahmundry for his information and for communication to the Petitioner.

(Sent in No.

Read Miscellaneous Petition forwarded by the Acting Sessions Judge of Salem from Sooboo mal wife of the 1st Prisoner in Case No. 17 of 1855 on the file of the Sessions Court of Salem Calendar, praying this Court to order the release of her husband who has been convicted of House breaking and theft and sentenced to 4 years imprisonment with hard labor in irons.

(Heredenter T. M. P. No. 50 of 1856)

Mr. Strange.

The Court of Foujdaree Adawlut see nothing in the above Petition to justify their interference on behalf of the Petitioner, whose Petition is therefore rejected.

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

(Sent in No.

Read Miscellaneous Petition presented on the 27th February by Arthur M. Ritchie Esqr. and Alexander M. Ritchie Esqr. Pleaders on behalf of Sounda Rajen Chetty and others of Tillatu Madura.

(Heredenter T. M. P. No. 45 of 1856)

Mr. Hooper.

Petitioners prisoners in Calendar Case 46 of 1855 on the file of the Sessions Court of Madura and convicted of breaking open and plundering certain bazaar and severally sentenced to 14 years imprisonment with hard labor in irons with a recommendation that the sentence should be mitigated to 5 years imprisonment with hard labor in irons and 50 lashes to all but the 17th prisoner, who it is recommended should be

be imprisoned for 6 months with hard labor in irons, pray that the record of this case may be called for and the petitioners respectively be unconditionally discharged.

2

The Court of Tongdarra Udalut direct that the original depositions affecting the prisoners 1 to 15, 17 and 18 be forwarded to this Court, and that the sentence above appealed from be in the meanwhile suspended.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Madura by Precept returnable in N days from and after its receipt.

(Sent following Precept No

Read Calendar of Case No 2 of 1856 of the Session Court of Tinnevelly.

(Here enter F. H. No 540 of 1856)

1.

The Session Judge convicts the Prisoners in number, of Gang Robbery with wounding and sentences that the 1st prisoner, as one of the ring leaders, be sentenced to an imprisonment with hard labor in irons for 5 years, and the remaining Prisoners to the same punishment for the period of 3 years in mitigation of the extreme sentence of 14 years, to which they have rendered themselves liable under Clause 3rd Section IV. Regulation XX of 1803.

2.

The Court of Tongdarra Udalut deem the mitigated sentence above proposed inadequate for the punishment of the Prisoners, resolved to sentence the 1st Prisoner

F. H.

3rd April 1856.

Prisoner to 7 years and the rest to 5 years imprisonment with hard labor in irons.

Ordered that Extract from these Proceedings be sent to the Session Judge of Tinnevelly for his information

(Sent in No

Read Miscellaneous Petition presented on the 31st ultimo by Ramakkah of Zillah Trichinopoly praying for the release of her husband the 6th Prisoner in Case No 39 of 1855 on the file of the Session Court of Trichinopoly

(Hereunder F. H. P. No 58 of 1856)

The Court of Tongdarra Udalut seeing no reason to question the propriety of the sentence passed upon

Mr Strange.

the Prisoner above referred to resolve to reject the Petition.

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

Recd 18th

P. 66.

Friday
4th April 1856. At a Court of the Tongdarree Oddalach.

Present.

G. S. Hooper, Esqre. —— Puisne Judge.
F. Anderson, Esqre. — Actg Puisne Judge.
T. L. Strange, Esqre. —— Puisne Judge.

Read Calendar 5th Case
No 19 of 1856 of the Session Court
of Cuddapah.

/ Also noted J. B. No 594 of 1856. /

The Court of Tongdarree
Oddalach, deeming the mitigated sentence
proposed of 6 months imprisonment with
hard labor in place inadequate for the punish-
ment of the Prisoner in this case, resolve
to sentence him to imprisonment for a
period of two years.

Lockhadoo

Ordered, that Extract from
the proceedings be forwarded to the Session
Judge of Cuddapah, for his information.
sentence &c /

Read

Read again Criminal Report B. submitted by the Acting Sessions Judge of Honore for the month of January, 1856.

(Here enter F.R. No. 367 of 1856.)

Read also Return dated the 15th March 1856 from the Acting Sessions Judge of Honore, to the Precept of the Conjeeveram Adalut under date the 8th March 1856, desiring to be informed why so severe a sentence was passed on the 1st Prisoner in Case No. 1 of 1856 on the file of the Sub Court of Sicca, and directing the Sessions Judge to review the Case, reporting the result for their information.

(Here enter F.R. No. 576 of 1856.)

In view of the explanation afforded in the foregoing Return, wherein the Acting Sessions Judge states that the said Prisoner was an old offender and was punished on two former occasions, the Court of Conjeeveram Adalut see no objection to the sentence. They have to observe however

however that the information now furnished should have been given in the Report.

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

(Sent in No.)

Read Criminal Report for February 1856 of the Subordinate to Court of Chittoor.

(Here enter F.R. No. 528 of 1856.)

The Court of Conjeeveram Adalut see no reason to call upon the Subordinate to Judge to explain why he has awarded for perusal a punishment in this case of 18 months imprisonment.

Ordered, that Extract from these proceedings be forwarded to the Subordinate Judge of Chittoor, by first post to be received within 15 days from and after this date.

(Sent following precept No.)

Read A. Report of the State of Prisons for the month of January of

4th April, 1856.

4th February, 1856.

(Here enter F.M. No. 578 of 1856.)

Case No. 18 of 1856.

The entry in this case appears to have been of a room, not of the house itself, the Prisoner having apparently access to the house as a servant. The Court of Enquiry Adalut are of opinion that the case, as reported, is one of Theft merely; and, unless the circumstances are wrongly set out in the charge, they direct that the sentence of the Magistrate be left to have operation.

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

(Sub in No.)

Read Criminal Report B. for February 1856 of the Assistant to the Sub in Rumnad C.

(Here enter F.M. No. 625 of 1856)

Case No. 104 of 1855.

The Court of Enquiry Adalut

4th April, 1856.

Adalut observed that the mere breaking open a box and stealing therefrom, does not amount to "House-breaking". The indictment as set out in the Abstract of Charges should have been headed "Theft, and being found in possession of stolen property knowing it to have been stolen.

Ordered, that Extract from these proceedings be forwarded to the Assistant to the Agent to the Governor of St. George, at Rumnad, for his information and future guidance.

(Sub in No.)

Read Criminal Report for the month of February 1856 submitted by the Sessions Judge of Coimbatore.

(Here enter F.M. No. 627 of 1856.)

The Court of Enquiry

Case No. 305 of 1856.

Adalut observed that a second conviction setting forth any previous conviction that may be on record against a prisoner, is only required when previous conviction has been on a charge of a heinous nature.

Ordered

Ordered, that Extract from the proceedings be forwarded to the Sessions Judge of Coimbatore, for communication to the Principal Sudr Ameen, for his information and future guidance.

/ Sent in No. /

Read Report, dated 1st March 1856 submitted by the Acting Sessions Judge of Tellicherry, of a case pending on the 29th February 1856 and committed for trial by him in the months of November last.

/ Here enter F.C. No. 464 of 1856. /

Read letter, dated 26th February 1856 from the Acting Agent to the Governor at Vizagapatam, forwarding duplicate Monthly Report for December last, the Original of which was despatched by him not having reached this Court.

/ Here enter F.C. No. 465 of 1856 /

Read letter dated 1st March 1856 from the Acting Subordinate Judge in charge of the Sessions Court of Calicut, respecting execution of the prisoners in Case No. 6 of 1856.

/ Here enter F.C. No. 467 of 1856. /

Read Report, dated 4th March 1856 submitted by the Sessions Judge of

of Cuddapah, 57 cases pending on the 31st January last before the Sessions Courts, for a period in excess of 25 days.

/ Here enter F.C. No. 472 of 1856. /

Read Calendar of Cases No. 5 of 1856 submitted by the Sessions Judge of Nellore, under date the 5th March 1856.

/ Here enter F.C. No. 474 of 1856. /

Read letter, dated 28th February 1856 from the Acting Agent to the Governor at Fort St. George, at Ganjam, forwarding the execution of the prisoners in Case No. 55 of 1855.

/ Here enter F.C. No. 480 of 1856. /

Read Calendar of Cases No. 13 of 1856 submitted by the Acting Sessions Judge of Chittoor, under date the 23rd February 1856.

/ Here enter F.C. No. 483 of 1856. /

Read Calendar of Cases No. 9 of 1856 submitted by the Acting Sessions Judge of Salem, under date the 29th February 1856.

/ Here enter F.C. No. 484 of 1856. /

de 1856

F. U.

Monday
7th April, 1856.

At a Court of the Foujdaree Udalut.

Present.

G. L. Hooper, Esqre, ——— Puisne Judge.
F. Anderson, Esqre, — Acting Puisne Judge.
T. L. Strange, Esqre, ——— Puisne Judge.

Read Calendar of Cases
No. 18 of 1856 of the Sessions Court
of Cuddapah.

The 2 prisoners in this
case were charged with Highway Robbery.
The Mahommedan Law Officer de =
clared them liable to suspicion, and
the Sessions Judge concurring in the sentence
released the 2nd prisoner unconditionally, but
in consequence of their being great sus =
=picion against the 1st prisoner held him
to security for one year, or in default to
to be imprisoned for that period.

The

2. The Court of Sudr Adalut do not see any satisfactory reason given by the Session Judge for not convicting these prisoners. They are stated to have confessed the Robbery before the Head of Police, the 1st declaring he had given his share to the 2nd witness who acknowledged the same, and the 2nd delivering up Rupees 0.14.4 these confessions before the Police, corroborated as they are by the delivery of stolen property being in the opinion of the Court sufficient to warrant conviction.

Ordered that by Extract from these proceedings be sent to the Session Judge of Cuddapah, for his information and guidance.

(Submitted)

Read Sundry Miscellaneous Petitions presented on the 3rd April 1856 by Mr. J. H. Wilson, Pleader on behalf of Vedavathi Nayudu of the Zillah of Canara.

(Here enter S. R. No. 71 of 1856.)

Mr. J. L. Hope. 1. Petitioner appeals from a decision of the Magistrate confirmed by the Sessions

7th April 1856.

Sessions Judge under date 27th February 1856, which sentenced him to two months' imprisonment with hard labor in irons.

The Court of Sudr Adalut on a perusal of the sentence passed by the Magistrate, see no reason to interfere in this case.

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

(Submitted)

Ordered also that by Extract from these proceedings be furnished to the Petitioner.

Pleader, on his application.

Read Calendar of Cases of the Sessions Court of Bangalore.

No. 5 of 1856 of the Sessions Court of Bangalore.

(Here enter S. R. No. 609 of 1856.)

The Court of Sudr Adalut observe that the sentence should have contained the facts found against the Prisoner upon which his conviction depends.

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

7th April 1856.

Judge of Mangalore, for his information.

/ Sentence No. /

Read Calendar of Case No. 105 of 1856 of the Session Court of Tinnevelly.

/ Here enter F.C. No. 612 of 1856. /

The Prisoners, five in number, were convicted of having been concerned in the Gang Robbery with wounding charged against the prisoners in Session Case No. 14 of this year, but for the reason already expressed in that No., the Session Judge recommends that the prescribed penalty be reduced in the case of the 1st and 2nd prisoners to 5 years and in that of the remaining prisoners to 3 years.

2. The Court of Sudder Adalut, deeming the mitigated sentence above proposed inadequate for the punishment of the prisoners, resolve to direct that the 1st and 2nd be sentenced to 7 years imprisonment with hard labor in irons, and the rest to a like imprisonment for 5 years.

Ordered

7th April 1856.

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

/ Sentence No. /

Read Letter dated 27th March 1856 from the Acting Session Judge of Tinnevelly, forwarding for the final judgment of the Court of Sudder Adalut, the Record of trial in Case No. 16 of 1856 on the Calendar of the Session Court.

/ Here enter F.C. No. 662 of 1856. /

The Court of Sudder Adalut after mature consideration of all the circumstances of the case in evidence before them being of opinion that the proof against the prisoner,

Watta Nandy Paddikal

partner Tolen Thomen Pulicken,

is insufficient to convict him of the crimes charged, do convict him thereof and sentence him to be transported to such place or places beyond Sea as the Governor in Council shall appoint there to be imprisoned and kept to hard labor for and during the period

of

Peter Fisher
and
F. Anderson.

of his natural life.

Sent in &c.

Read Calendar of Cases No. 7 of 1856 of the Sessions Court of Jaffna.

Here enter F.M. No. 5705 of 1856.

The Court of Enquiry Adalat approves 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 Robbery, be reduced to (7) seven years with hard labor in irons, and they do authorize the Sessions Judge to issue his warrant accordingly.

1st Coduvipalay,
2nd Nagamuttoo,
3rd Arunachalay (and)
4th Sevanoottoo.

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

Sent in &c.

Read Enquiries Miscellaneous Petition presented on the 6th March 1856 by John Faucher Green, Pleader in behalf of Ramasamy Muthan of the Pettah of Mahawanam

Here enter F.M.P. No. 52 of 1856.

The

7th April 1856.

Wm. G. A. Layard.

1. The foregoing is a petition of appeal from the order of the Acting Sessions Judge of 30th October 1855, which convicted and sentenced the Petitioner to be imprisoned for six weeks and fining him Rupees 7, on conviction of a "Mischievous demeanor."

The Court of Enquiries Adalat

2. are of opinion that previous to the conviction of the Prisoner, the Joint Magistrate ought to have called for a Fatwa from the Mahommedan Law Officer in order to ascertain whether the offence with which the Prisoner is charged is punishable under Mahommedan Law.

The Court of Enquiries Adalat

3. resolve to direct the Joint Magistrate now to call upon the Law Officer for his opinion. If the offence is declared punishable by Mahommedan Law, the conviction may stand: if not, it must be quashed, and the Prisoner released.

Ordered, that Extract from these proceedings

proceedings be forwarded to the Joint Magistrate of Combaconum for his information.

(Sent in No.)

Ordered also, that Extract from these proceedings be furnished to the Petitioner's Pleader, on his application.

Read Calendar of Cases No. 16 of 1856 of the Sessions Court of Cuddalore.

(Here enter P.C. No. 563 of 1856.)

The Court of Foujdaree Adawlut are of opinion that a sentence of 4 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 call upon the Sessions Judge to reduce his sentence accordingly.

2. If unable to concur with the Court in the propriety of the mitigated sentence now proposed, the Sessions Judge will be forwarded to submit an English translation of the entire proceedings of the case for their consideration.

Ordered

Ordered, that Extract from these proceedings be forwarded to the Sessions Judge of Cuddalore, by first opportunity, with V days from and after its receipt.

(Sent following precept No.)

Read Criminal Report B. for February 1856, submitted by the Acting Principal Assistant to the Agent in Tanjore.

(Here enter P.C. No. 616 of 1856.)

The Court of Foujdaree Adawlut are to be informed whether the Prisoner in the case noted in the margin, carried off the grain with the intention of appropriating it to his own use.

Case No. 1 of 1856.

Ordered, that Extract from these proceedings be forwarded to the Acting Agent to the Governor of Fort St. George, at Tanjore, by first opportunity within V days from and after its receipt.

(Sent following precept No.)

Read Tanjore Miscellaneous Petition presented on the 7th April 1856 by Mr. J. H. Wilson, Pleader in behalf of R. Dis

Margosa

R. Dumaragoodoo, of the Zillah of Rajahmundry.

(Here enter F. M. C. No. 73 of 1856.)

Mr. F. Anderson.

1. Petitioner appeals from the proceedings of the Civil Court under date 17th March 1856 wherein he directs suspension of a previous order of 18th February which refused to entertain a charge of perjury preferred by the Defendant in Original Suit No. 10 of 1855, the petitioner and one of his witnesses have been committed to take their trial on the said charge. Petitioner, furthermore represents, that his request to be furnished with Extract from those proceedings, was refused.

2. Before passing final orders upon this petition, the Court of Sudder Adalut resolved to call upon the Acting Civil Judge for information as to whether the petitioner applies for a copy of the proceedings of the Civil Court of 17th March 1856, and was refused, and direct that a copy of the said order be furnished to petitioner if entitled.

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

(Seal following precept No.)

Read Calendar of Petty Cases disposed of by the Magistracy for the 4th Quarter of 1855.

(Here enter F. M. No. 454 of 1856.)

Read Calendar of Cases of 1856 submitted by the Sessions Judge of Cuddapah under date the 8th ultimo.

(Here enter F. M. No. 487 of 1856.)

Read Calendar of Cases No. 22 of 1856 submitted by the Officiating Sessions Judge of Bellary under date the 5th ultimo.

(Here enter F. M. No. 490 of 1856.)

Read Calendar of Cases No. 14 of 1856 submitted by the Acting Sessions Judge of Madura, under date the 7th ultimo.

(Here enter F. M. No. 492 of 1856.)

Read Return dated 7th March 1856 from the Acting Subordinate Judge of Calicut in charge of the Sessions Court, to the precept of the Sudder Adalut under date the 29th ultimo.

Calling

7th April, 1856.

calling on him to explain his meaning in saying that under the present system sentences of hard labor cannot be effectually carried out.

/Here enter F.C. No. 551 of 1856./

Read Calendar of Cases No. 857 of 1856 submitted by the Sessions Judge of Salem, under date the 15th ultimo.

/Here enter F.C. No. 552 of 1856./

Read Criminal Reports dated 29th February 1856 submitted by the Sessions Judge of Salem for the month of February 1856.

/Here enter F.C. No. 553 of 1856./

Read Criminal Report B. dated 1st ultimo submitted by the Sessions Judge of Coimbatore for the month of February 1856.

/Here enter F.C. No. 554 of 1856./

Read Criminal Report B. dated 29th February 1856 submitted by the Sessions Judge of Chingleput for the month of February 1856.

/Here enter F.C. No. 555 of 1856./

E. of Thos

F. C.

Thursday 10th April 1856

At a Court of the Foujdaree Adalut

Present

G. S. Hooper Esqre ——— Personal Judge

T. Anderson Esqre — Acting Personal Judge

T. L. Strange Esqre ——— Civil Judge

Read the Criminal Reports submitted by the Sessions Judge of Tellicherry for the year 1855.

(Herewith F.C. No. 596 of 1856)

The Court of Foujdaree Adalut observe

Appendix C to Statement No. 3B

1 That the aggregate number of Persons in this appendix exclusive of that pending at the close of the year should be 164 and not 159

The entries in Columns 26 and 27

Statement shewing the Cases involving Grave Injury

2 should be 39 and 41 and those in Columns 40 to 48 will be effected thereby

The entries in Columns 22 and 23 under

Comparative Abstract Statement of Petty offences and Crimes & Misdemeanors

3 head 1855 of the Abstract Statement of Crimes and Misdemeanors should have been 215 and 496

The entries in Columns 27 and 28 under

Statement No. 13. Bengal form

4 head "Grand Total" should have been 2195 and 1813.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Tellicherry by Precept returnable within 10 days from and after its receipt

(Sent following Precept No.

Read

10th April 1856.

Read the Criminal Reports submitted by

the Session Judge of Hooghly for the year 1855

(Commitments &c. &c. &c. of 1856)

The Court of Foujdaree Udalut have deliberated

Criminal Form 3A. Honble
Do. Do. Jessy Do.
Do. 3B. Honble
Statement showing the nature & result of charges preferred against the Prisoners

the Session Judge will in future cause the statements noted in the margin to be engrossed upon the printed forms.

Appendix A to Statement
No 3A. Jessy Jail Honble

The entry of one person imprisoned in default of payment of fine should also be included under head "Imprisoned" minor Columns "under 3 - 6 - 12 & 12 months"

Do. C. to Do. Do. 3.
Do. B. to Statement No 4.

The cause of the detention of persons for more than 30 days should be explained.

Statement showing the cases involving Grave Injury

4.

The entries in Columns 26 and 27 should be 50 and 96 and those in Columns 40 to 48 will be affected thereby

Statement No 10 Bengal form

5.

The total number of persons entered in Columns 2 to 27 under head "Session Judge" should have been 36 and not 38. The necessary corrections in this and in the statement No 13 has been made in the Register's Office

Ordered that Extract from these Proceedings be sent to the Session Judge of Hooghly by Precept returnable within 2 days from and after its receipt

(Sent following Precept No

Read letter dated 25th February 1856 from the Session Judge of Manpoor submitting for the final judgment of the Foujdaree Udalut the records of Case No 63 of 1855 on the Calendar of the Session Court

(Herewith entered T. Ms No 64 of 1856)

The

10th April 1856.

Mr. Hooper
Mr. Shange

The Court of Foujdaree Udalut having deliberated

consideration of all the circumstances of the case in evidence

before them being of opinion that the proof against the Prisoner,

Goureebar Manjee,

is sufficient to convict him of the crimes charged & convict

him thereof and sentence him to be transported to such place

or places beyond sea as the Governor in Council shall appoint

there to be imprisoned and kept to hard labor on the public roads

or other public works for and during the period of his natural

life.

(Sent in No

Read Miscellaneous Petitions presented

on the 28th February and 20th March last by Chinna Venkatee

of Zillah Cuddapah.

(Herewith entered T. Ms Ps Nos 46 and 62 of 1856)

Mr. Anderson

The Court of Foujdaree Udalut resolve to

reject these Petitions and refer the Petitioners again to the

orders passed by them under dates the 24th December 1855 and

4th February last in the matter to which the present

Petitions relate.

Ordered that Extract from these Proceedings

be given to the Petitioner on her application.

E. T. Thoth

F. C.

Friday 11th April 1856 } At a Court of the Fouzdaree Adalut

Present

G. L. Hooper Esquire —— Puisne Judge

F. Anderson Esquire acting Puisne Judge

J. L. Strange Esquire —— Puisne Judge

Read letter dated 31st March 1856 from the Assistant Agent to the Governor at Kurnool in Charge furnishing information regarding a Case No 104 of 1855 entered in the Criminal Report for January 1856 as "House breaking" (Here enter F. C. No 638 of 1856)

The Court of Fouzdaree Adalut in view of the explanation furnished in the above letter are of opinion that the Case therein referred to was undoubtedly one of "House breaking" an error occurred in the framing of the Charge where the circumstances constituting the offence of House breaking were not set forth

Ordered that Extract from these proceedings be sent to the Assistant Agent to the Governor of Fort St George at Kurnool in charge for his information.

Sent in Mr Saunders Read

E. T. Thos

F. H.

Saturday
12th April 1856. At a Court of the Foujdaree Adalut

Present.

G. L. Hooper Esquire — Puisne Judges
Findlay Anderson Esqre Ag.
T. L Strange Esquire —

Read Calendar in case No 31
of 1856 on the file of the Session Court
of Bellary —

(Here Enter F H No 649 of 1856)

1. The Court of Foujdaree Adalut
are of opinion that this Calendar is
defective. The statements of the
different Prisoners before the Police
and the Subordinate Court should
have been set forth, as also the
evidence of the Prosecutor. They
accordingly resolve to call upon
the Officiating Sessions Judge for
the above information and also to
state what proof there is of the 3d
Prisoner having pointed out the stolen
property, and further what objection
there may be to mitigation of the
sentence awarded.—

Ordered that Extract from
these Proceedings be sent to the
Officiating

Officiating Sessions Judge of Bellary by precept returnable within V days from and after its receipt.

(Sent following Precept &c

Read Criminal Report B for the month of February submitted by the Officiating Sessions Judge of Bellary.

(Here Enter J R No 669 of 1856)

No 67. 1. The Court of Foujdaree Adawlut have ruled that this does not constitute a breaking within the meaning of Clause I Section II Regulation VII of 1822, the case was one of theft [illegible] the Officiating Sessions Judge of Foujdaree Adawlut therefore desires the Officiating Sessions Judge will review these proceedings with reference to a mitigation of punishment.-

No 79. 2. The Court of Foujdaree Adawlut require further information regarding this case which will show in what the illegality of the prisoners act consisted.

No 83 3. The Officiating Sessions Judge will explain on what grounds the prisoner was convicted and how far the evidence was proved.-

Ordered

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.

(Sent following Precept No

Read again Calender in case No 10 of 1856 on the file of the Sessions Court of Trichinopoly.-

(Here Enter J R No 369 of 1856)

Read also return dated the 11th March 1856 from the Sessions Judge of Trichinopoly to the Precept of the Foujdaree Adawlut under date the 7th idem calling upon him to explain what neglect the 3 prisoners in case No 10 of 1856 was guilty of.-

(Here Enter J R No 570 of 1856)

Read also return dated the 29th March 1856 from the Sessions Judge of Trichinopoly to the Precept of the Foujdaree Adawlut dated the 26th March 1856 calling for the record in case No 10 of 1856 on the file of the Sessions Court of Trichinopoly.-

(Here Enter J R No 641 of 1856)

On

12th April 1856.

1. On consideration of the record the Court of Fouydarea Wdalut do not find the charge substantiated against the 3d prisoner. The convict it appears from the evidence did not escape from his hands, having been at the time in custody of the 2d prisoner, nor is there any thing to show that the 3d prisoner was guilty of any neglect leading to the escape. The Court therefore acquit him and direct his discharge.

2. It appears to the Court of Fouydarea Wdalut that there were sufficient grounds for putting the 1st and 2d prisoners on trial for connivance.

Ordered that Extract from these Proceedings be sent to the Session Judge of Trichinopoly by Precept returnable within III days from and after its receipt.

(Sent following Precept No.

E. W. Elliot

F. W.

At a Court of the Fouydarea Wdalut

Monday 14th April 1856

Present

G. S. Hosper Esquire
F. Anderson Esqre Acting
T. L. Strange Esqre

} Assist. Judges

Read again Miscellaneous Petition received on the 16th June 1856, and forwarded from the Acting Sessions Judge of Madura, from Mullard and others, Villahs Madura.

Heretofore F. M. S. No 9 of 1856

Read also Returned Dated 17 March 1856, from the Acting Sessions Judge of Madura to the Precept of the Court of Fouydarea Wdalut under date the 18th February 1856, directing the Submission of the Original Record in Calendar Case No 41 of 1855.

Heretofore F. M. No 557 of 1856

Mr F. Anderson

Ordered of the Record of the above cased the Court of Fouydarea Wdalut do not consider the evidence as to the identification of the 3d, 4th, 5th and 6th prisoners, to be satisfactory, and therefore resolve to quash the conviction as regards

14th April 1856

regards them, and direct their immediate release.

3 The Court of Foydaree Udalut further observe, that only the 1st Prosecutor deposed as to the identification of the 4th prisoner, and there was no further evidence against him under these circumstances the Court resolve to call upon the Acting Sessions Judge and the Law Officer of the Court, to explain on what grounds the prisoner was convicted.

Ordered that Extract from these Proceedings be forwarded to the Acting Session Judge of Madura by precept returnable III days from and after its receipt.

(Sent following Precept No)

Read Miscellaneous petition presented on 18th March 1856, by Sammanna of Zillah Combaconum.

(Have entered F. M. P. No 48 of 1856)

Mr. G. S. Hosped

The Petitioner is referred to the orders formerly passed by this Court in the matter of this Petition, which is accordingly rejected.

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

Read

14th April 1856

Read Miscellaneous Petition presented on the 3rd March 1856, by Kellayanda Commidar of Zillah Chittoor.

(Have entered F. M. P. No 49 of 1856)

Before passing final Order on

Mr. F. Anderson } this Petition, the Court of Foydaree Udalut resolve to call upon the Acting Session Judge of Chittoor to submit for their consideration, an English translation of the record of trial in Case No 10 of 1856.

Ordered that Extract from these Proceedings be forwarded to the Acting Session Judge of Chittoor for his information by Precept returnable in x days from and after its receipt.

(Sent following Precept No)

Read Miscellaneous Petition presented on the 10th March 1856, by Vroolapilla Say of Zillah Trichinopoly.

(Have entered F. M. P. No 55 of 1856)

The Court of Foydaree Udalut

Mr. G. S. Hosped

prefer this Petitioner to their former orders in and regard to this Petition

Ordered that Extract from these

these Proceedings, be furnished to Petitioner on his application-

Read Calendar in Case No. 18 of 1856, on the file of the Session Court of Salem

(Here enter H.C. No. 685 of 1856)

The clause of the Regulation quoted by the Acting Session Judge, has reference to "gang robbery" and "Robbery by open violence"- Before passing a final order as to the mitigation of the sentence, the Court of Tongdaree Udalut desire to know, what amount of sentence was proved to have been used towards the Prosecutor-

Ordered that Extract from these Proceedings, be forwarded to the Acting Session Judge of Salem by Precept returnable within days from and after the receipt of

(Sent following Precept 18th

Read again Miscellaneous Petition presented on the 24th December 1855 by Syed Wullee Ahmud Pleader on behalf of Hagany Sing alias Hagany Zullah Masulipatam

(Here enter H.M.P. No. 314 of 1855)

Read also return dated 19th February 1856

1856, to the Precept of the Tongdaree Udalut Under date 31st January 1855, directing the Acting Sessions Judge to submit the original Record in Case No. 97 of 1855, and the file of the Sessions Court-

(Here enter H.C. No. 390 of 1856)

Mr G. S. Harford

The Court of Tongdaree Udalut having perused the record of the above case, see no reason to question the correctness of the sentence passed against the Petitioner, and therefore refuse to disturb it-

Petition rejected

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

Sentence No.

Ordered also, that Extract from these Proceedings be furnished to Petitioners Pleader on his application-

Read Calendar of Case No. 13 of 1856, submitted by the Acting Session Judge of Salem under date the 28th March 1856-

(Here enter H.C. No. 687 of 1856)

Read Extract of Proceedings dated

14th April 1856

dated 2nd April 1856, submitted by the Sessions Judge of Chicacole, forwarding copy of the Proceedings held on perusal of the record of case No. 5 of 1856, of the Vizagapatam Principal Sudr Ameen Court's file as directed by the Foujdaree Adalut, together with the A Report of the case.

Here enter F. No. No. 695 of 1856

Read Calendar of Case No. 9 of 1856, submitted by the Sessions Judge of Cud-dapah, under date the 4th April 1856.

Here enter F. No. No. 696 of 1856

Read Calendar of Case No. 11 of 1856, submitted by the Sessions Judge of Tinnevelly under date the 4th April 1856.

Here enter F. No. No. 698 of 1856

Read Calendar of Case No. 13 of 1856, submitted by the Sessions Judge of Tinnevelly under date the 5th April 1856.

Here enter F. No. No. 699 of 1856

Read Calendar of Case No. 10 of 1856, submitted by the Sessions Judge of Cudda-pah, under date the 8th April 1856.

Here enter F. No. No. 707 of 1856

Read Criminal Report Dated 14th April 1856, submitted by the Sessions Judge of Cuddapah under date the 8th April 1856.

Here enter F. No. No. 708 of 1856

Read Criminal Report Dated 8th April 1856, submitted by the Sessions Judge of Guntoor, for the months of March 1856.

Here enter F. No. No. 713 of 1856

Ex 18

F.C.

Tuesday 15th April 1856 } At a Court of the Fouzdaree Adalut.

Present

G. S. Cooper Esquire
F. Anderson Esquire } Puisne Judges.
T. L. Strange Esquire

Read Calendars in Cases Nos. 4 and 11 on the file of the Sessions Court of Coimbatore for 1856.

(Here enter F.C. No. 653 of 1856)

Before confirming the mitigated sentence recommended by the Sessions Judge to be passed on the 1st 2d 3d 4th and 8th Prisoners, in Case No. 4, convicted of Gang Robbery by open violence, the Court of Fouzdaree Adalut desire the Sessions Judge will inform them what specific violence the Prisoners have been proved to have committed.

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

Sent following Precept No /

Read

15th April 1856.

Read Calendar in Case
No 11 of 1856 Submitted by the Sessions Judge
of Nellore under date the 20th March 1856.
(Here enter F.B.O. No 574 of 1856.)

Read Criminal Report
dated 15th March 1856 Submitted by the
Sessions Judge of Trichinopoly for the
Months of February 1856.
(Here enter F.B.O. No 577 of 1856)

Read Criminal Report
dated 29th February 1856 Submitted by
the Sessions Judge of Chicacole for the
Months of February 1856.
(Here enter F.B.O. No 584 of 1856.)

Read Calendar in Case No
of 1856 Submitted by the Sessions Judge of
Nellore under date the 27th March 1856.
(Here enter F.B.O. No. 621 of 1856)

Read return dated 22d March
1856 from the Acting Agent at Ganjam
to the precept of the Foujdaree Udalut
under date the 3d March 1856 Stating
that he has issued the necessary orders to
return to the Petitioner the fines imposed
in Nos 33 and 35 of 1854.
(Here enter F.B.O. No 636 of 1856)

F.B.O.

Thursday 17th April 1856

At a Court of the Foujdaree Udalut

Present—

G. S. Hooper Esquire
F. Anderson Esquire Acting
T. L. Strange Esqre
} Puisne Judges

Read letter under date the
5th April 1856 from the Officiating Agent
to the Governor of Fort Saint George at
Ganjam submitting for the final judgment
of this Foujdaree Udalut a report of the trial
of Criminal case No 74 of 1855 and his file—

(Here enter F.B.O. No 701 of 1856)

The Court of Foujdaree

Mr G. S. Hooper

Udalut convicts the prisoners
1st Ayngala Soonkenaly
2d Sikka Timmaly
3d Pikly Baidigaly
4th Mundla Timmaly
5th Pikly Mundigaly
6th Mandla Condaloo
7th Pikly Avvolagaloo
and
25th Yetinna Baligaloo

of Robbery by open violence, and sentence
them to 8 years imprisonment with hard
labor

17th April 1856

labor in irons-

Ordered that a Extract from these Proceedings, be forwarded to the Officiating Agent to the Governor of Fort Saint George at Kamool for his information-

(Sentence No. 1)

Read letter under date the 5th April 1856, from the Officiating Agent at Kamool, submitting for the final judgment of the Fougdaree Adalut a report of the trial of Criminal Case No. 90 of 1856 on his file-

(Here enter F. H. No. 902 of 1856)

The Court of Fougdaree Adalut

Mr. F. Anderson /

convicted the prisoners-

3rd Hlundoo
4th Yakub
5th Dhanaly
and
6th Yakroo

of Robbery by open violence, but considering the sentence proposed to be passed on the 3rd and 4th prisoners to be insufficient, they sentenced the 3rd prisoners to 7 years, and the 5th and 6th prisoners to 5 years, imprisonment with hard labor in irons-

Ordered

17th April 1856

Ordered that a Extract from these Proceedings, be forwarded to the Officiating Agent to the Governor of Fort Saint George at Kamool for his information-

(Sentence No. /)

Read letter under date the 5th April 1856, from the Officiating Agent to the Governor of Fort Saint George at Kamool, submitting for the final judgment of the Fougdaree Adalut a report of the trial of Criminal Case No. 11 of 1856, on his file-

(Here enter F. H. No. 904 of 1856)

The Court of Fougdaree Adalut

Mr. J. S. Hooper /

convicted the Prisoner-

Venkatapathy

of House breaking and theft, and sentenced him to 3 years imprisonment, with hard labor in irons-

Ordered that a Extract from these Proceedings, be forwarded to the Officiating Agent to the Governor of Fort Saint George at Kamool for his information-

(Sentence No. /)

Read letter under date the 5th April

17th April 1856

April 1856, from the Officiating Agent to the Governor of Fort Saint George at Madras, submitting for the final judgment of the Foujdaree Adalut a report of the trial of a Criminal Case No 9 of 1856 now on his file-

[Here enter F. C. No 705 of 1856]

Mr F. Anderson /

The Court of Foujdaree Adalut

convene on the conviction of the Prisoner-

Ramanah.

of attempt at Fraud, and sentence him to 4 months imprisonment with hard labor in irons-

Ordered that Extract from these Proceedings be forwarded to the Officiating Agent to the Governor of Fort Saint George at Madras for his information-

[Sent on No /

Read letter under date the 7th April 1856, from the Sessions Judge of Trichinopoly submitting for the final judgment of the Court of Foujdaree Adalut the Record in Case No 93 of 1856 on his file-

[Here enter F. C. No 693 of 1856]

Mr J. S. Hooper / and Mr J. L. Strange

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

17th April 1856

of the case as evidenced before them being of opinion that the proof against the prisoner

"Nauroy"

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 on No /

Read Miscellaneous Petition presented on the 13th March 1856 by Venkiah of Vellalah Chittoor-

[Here enter F. A. P. No 56 of 1856]

Mr F. Anderson /

The petitioned appeals against the sentence passed by the Sessions Judge of Chittoor in Calendar Case No 38 of 1855 and prays for its reversal-

The Court of Foujdaree Adalut do observe, that no order for the release of the prisoners having already been issued, no further order on this petition is required, and it is accordingly rejected-

Ordered that Extract from these Proceedings be furnished to the Petitioner

17th April 1856

Petitioner on his application—

Read Miscellaneous Petition presented on the 13th March 1856 by Shabad Sahib of Yellah Salem—

Here enter H. M. P. No 57 of 1856

Mr F. Anderson

The Petitioner complains against the Proceedings of the Session Judge of Salem acquitting the prisoners in Calendar Case No 4 of 1856; and prays for the reversal thereof—

2 The prisoners having been acquitted by a competent tribunal, the Court of Foujdaree Adalut cannot interfere

Ordered that Extract from the Proceedings be furnished to the petitioner on his application—

Read Miscellaneous Petition presented on the 20th March 1856, by Vaudeth and another of the Zillah of Chittoor—

Here enter H. M. P. No 60 of 1856

Mr F. Anderson

The Petitioners appeal, against the sentence passed by the Session Judge of Chittoor, in Calendar Case No 24 of 1855, and pray for its reversal—

2 The Court of Foujdaree Adalut on

17th April 1856

on a consideration of this petition, and of the Calendar, submitted by the Session Judge, see no reason to disturb the Session Judge's Proceeding, and accordingly resolved to reject this petition—

Ordered that Extract from these Proceedings be furnished to the petitioner on their application—

Read Miscellaneous Petition of Narayana Vo and received from the Acting Session Judge of Madura—

Here enter H. M. P. No 63 of 1856

Mr F. Anderson

The Petitioner appeals from the Proceedings of the Session Court, acquitting the prisoners in Criminal Case No 16 of 1856, and prays for the reversal thereof—

As the Acting Session Judge

2 was of opinion, that the Evidence was insufficient for the conviction of the prisoners, and has ordered their release, the Court of Foujdaree Adalut see no reason to interfere and the petition is accordingly rejected—

Ordered that Extract from these Proceedings be sent to the Session Judge of Madura

17th April 1856

Madura for communication to Petitioner.
(Sent in No)
Read Miscellaneous petition pre-
-sented on the 27th March 1856 by Palany Pulle
of Villatchi Tinnevelly-

Here enter F.M.P. No 67 of 1856/

Mr F. Anderson /

The petitioner complains that
his brother in law, 1st Prisoner in Calendar
Case No 30 of 1855, has been unjustly sentenced
by the Sessions Judge and prays for his release

2 The Court of Foujdaree Udalut
on a perusal of this petition, and the Calendar
see no reason to interfere, and the petition
is accordingly rejected-

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

Read Miscellaneous Petition of
Villanagen received on the 26th March 1856 for
the Acting Sessions Judge of Madura-

Here enter F.M. No 64 of 1856/

Mr F. Anderson /

The petitioner appeals from the
Proceedings of the Sessions Court sentencing
the 1st Prisoner in Calendar Case No 59
of 1856 to 4 years imprisonment with hard
labor

17th April 1856

labor in irons, and prays for the reversal
thereof-

2 Before passing a final order
on this petition the Court of Foujdaree
Udalut resolved to forward the petition to the
Acting Sessions Judge for any remarks he
may have to make on it and to direct him
to submit a translation of the document
B, of the plaint filed in No 321 of 1843, and of
the answer in Original Suit No 204 of 1854-

to be returned

Ordered that Extract from
these Proceedings be sent to the Acting Sessions
Judge of Madura for Precept returnable in
7 days from and after its receipt-

(Sent following Precept No 1
Read Calendar of Case No 32
of 1856 submitted by the Officiating Sessions Judge
of Bellary-

(Here enter F.M. No 65 of 1856/
The Court of Foujdaree Udalut
/
resolved to direct the attention of the Officiating
Sessions Judge to their circular Proceedings
dated the 11th July 1849 and to request he will
send up the certificate of the Medical Officer
as to the state of mind of the prisoner in the
above case-

Ordered

17th April 1856

Ordered that Extract from these Proceedings be sent to the Officiating Session Judge of Bellary by precept returnable within III days from and after its receipt

(Sent following Precept No)

Read Return dated 8th March 1856 from the Session Judge of Trichinopoly to the precept of the Foujdaree Udalut under date the 28th February 1856 reviewing the petty Calendar submitted for the 4th quarter of 1855.

(Here enter F.R. No 486 of 1856)

Read Calendar of Case No 20 of 1856 submitted by the Officiating Session Judge of Bellary under date the 5th March 1856.

(Here enter F.R. No 488 of 1856)

Read Calendar in Case No 21 of 1856 submitted by the officiating Session Judge of Bellary under date the 5th March 1856.

(Here enter F.R. No 489 of 1856)

Read Calendar in Case No 22 of 1856 submitted by the officiating Session Judge of Bellary under date the 5th March 1856.

(Here enter F.R. No 491 of 1856)

Read Calendar in Case No 23 of

17th April 1856

of 1856 submitted by the Session Judge of Cuddapah under date the 8th March 1856.

(Here enter F.R. No 496 of 1856)

Read Calendar of Case No 15 of 1856 submitted by the Acting Session Judge of Chittoor under date the 6th March 1856.

(Here enter F.R. No 504 of 1856)

Read Return dated 10th March 1856 from the Session Judge of Nellore to the Precept of the Foujdaree Udalut under date the 8th March 1856 directing the unconditional release of the prisoner in Calendar No 9 of 1856.

(Here enter F.R. No 509 of 1856)

Read Calendar in Case No 15 of 1856 submitted by the Acting Session Judge of Madura under date the 11th March 1856.

(Here enter F.R. No 513 of 1856)

Read Criminal Report dated 8th March 1856 submitted by the Acting Subordinate Judge of Mangalore for the month of February 1856

(Here enter F.R. No 515 of 1856)

Read Calendars in Cases No 1 of 52 of 1856 and No 2 of 1856 submitted by the Acting Subordinate Judge Mangalore under date

17th April 1856

dated the 8th March 1856.

/Here entered F.C. No 516 of 1856/

Read Calendar in Case No 3
of 1856 submitted by the Acting Subordinate
Judge of Mangalore under date the 12th March 185

/Here entered F.C. No 526 of 1856/

Read Criminal Report B sub-
=mitted by the Acting Sessions Judge of Masulipatam for the months of
February 1856.

/Here entered F.C. No 584 of 1856/

Read Extract of Proceedings dated
11th March 1856 submitted by the Officiating
Sessions Judge of Bellary reviewing the petty
Calendars of the Magistracy for the 4th quarter
of 1855.

/Here entered F.C. No 535 of 1856/

Ew 180

F. C.

Friday
18th April 1856 } At a Court of the Foujdaree Adalut

Present

G. A. Hooper Esqre Puisne Judge
F. Anderson Esqre Acting Puisne Judge
F. L. Strange Esqre Puisne Judge

Read the Criminal Reports sub-
=mitted by the Acting Agent at Ganjam
for the year 1855.—

/Here Enter F.C. No 531 of 1856/

The Court of Foujdaree
Adalut direct that the
Statements noted in the
Margin should be prepared in the forms
required in paras 1 and 2 of their Circular
Letter under date the 16th April 1855.—

The Court also observed that
the number of Persons who have been detained
in default of furnishing security should
have been entered in Columns 2 and 3
of the Statements Nos 10 and 13 of the Bengal
forms.—

Ordered that Extract
from

Comparative Abstract
Statements of Petty Offences
and Crimes and Misdemeanors.

18th April 1856.

From these proceedings be forwarded to the Acting Agent to the Governor of Fort St. George at Ganjam for his information. by precept returnable within 14 days from and after its receipt.-

(Sent following precept &c

Ex by Thos W

#9c.

Saturday 19th April 1856

At a Court of the Foujdaree Udalut

Present

G. S Hooper Esq^re
H. Anderson Esq^re Acting
T. L. Strange Esq^re

Puisne Judges.

Read letter dated the 26th March 1856 from the Sessions Judge of Nellore

(Here entered #9c 8th 617 of 1856)

With the above letter the Sessions Judge forwards Copy of a letter from the Magistrate of the district and, requests instructions as to whether Communications from that Officer can be made direct to the Register of the Court of Sudr and Foujdaree Udalut

The Court of Sudr and Foujdaree Udalut in reply to the above communication inform the Sessions Judge that except in cases specially provided for by the Regulations all references from the Magistrate should be directed to the Sessions Judge through whom such references should be made

Ordered

19th April 1856

Ordered that Extract from these Proceedings be sent to the Session Judge of Bellary for his information and for communication to the Magistrate.

(Sentence No. 1)

Read Calendars of cases Nos. 11. 13 and 14 of 1856 submitted by the Session Judge of Masulipatam.

(Here enter F. Vs. No. 629 of 1856)

Case No. 14

The Court of Foujdaree Adalut are of opinion that there were sufficient grounds for the conviction of the prisoners in this case. the prisoners having pretended them as those who had robbed him and his property having been found on them.

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

(Sentence No.)

Read Report dated 1st April 1856, submitted by the Session Judge of Chingleput of cases pending on the 31st March and committed for trial in the month of February 1856.

(Here enter F. Vs. No. 652 of 1856)

Read

19th April 1856

Read Calendar of case No. 17 of 1856, submitted by the Session Judge of Coimbatore under date the 14th March 1856.

(Here enter F. Vs. No. 654 of 1856)

Read Calendar of case No. 11 of 1856 submitted by the Session Judge of Trichinopoly under date the 1st April 1856.

(Here enter F. Vs. No. 655 of 1856)

Read Calendar of case No. 2 of 1856 submitted by the Acting Session Judge of Honore under date the 27th March 1856.

(Here enter F. Vs. No. 657 of 1856)

Read Calendar of case No. 14 of 1856, submitted by the Acting Session Judge of Calicut under date the 28th March 1856.

(Here enter F. Vs. No. 658 of 1856)

Read Calendar of case No. 12 of 1856 submitted by the Sessions Judge of Cuddapah under date the 3rd April 1856.

(Here enter F. Vs. No. 665 of 1856)

Read Calendar of case No. 20 of 1856 submitted by the Sessions Judge of Cuddapah under date the 3rd April 1856.

(Here enter F. Vs. No. 666 of 1856)

Read

19th April 1856

Read Calendar of Case N° 34 of 1856 submitted by the Acting Session Judge of Honore under date the 28th March 1856

(Here enter F. R. N° 667 of 1856)

Read return dated 3rd April 1856 from the Acting Session Judge of Madura to the Precept of the Foujdaree Adalut under date the 29th March 1856, observing that the Acting Session Judge should have given the facts proved against the prisoners in Calendar Case N° 16 of 1856, and directing the omission to be supplied

(Here enter F. R. N° 642 of 1856)

Read Calendar of Case N° 16 of 1856 submitted by the Acting Session Judge of Masulipatam under date the 31st March 1856

(Here enter F. R. N° 673 of 1856)

Read Report dated 1st April 1856 submitted by the Session Judge of Nellore of Cases pending on the 29th February 1856 and committed for trial during the Month of March 1856

(Here enter F. R. N° 676 of 1856)

Monday
21st April 1856

F. R.

At a Court of the Foujdaree Adalut.

Present.

G. S. Hooper Esquire ——— Puisne Judge
F. Anderson Esquire — Acting Puisne Judge
T. L. Strange Esquire ——— Puisne Judge

Read again Miscellaneous petition presented on the 31st January 1856 by Herajoolo Naiken of Zillah Combaconum.

(Here enter F. R. P. N° 24 of 1856)

Read also Return from the Sessions Judge of Combaconum to the precept of the Court of Foujdaree Adalut dated 28th February 1856 calling upon him to explain whether evidence adduced by the Petitioner to his plea of alibi was examined by the Joint Magistrate.

(Here enter F. R. N° 512 of 1856)

The Court of Foujdaree Adalut having taken into consideration the return made by the Session Judge find no cause to interfere with the sentence passed

Mr Hooper.

passed on petition by the Joint Magistrate who appears to have passed it on a full investigation of the merits of the case, and which has been confirmed by the Sessions Judge. The petition is accordingly rejected.

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

(Sent in Mr.)

Read again Miscellaneous petition presented on the 3d March 1856 by Devanmalacharry pleader on behalf of Talavoy Servacarem and others of Zillah Madura. —

(Here Enter F. M. D. No 51 of 1856)

Read also Return of the Acting Sessions Judge of Madura to the Precept of this Court under date the 10th March 1856 directing the suspension of the Acting Sessions Judges order dated 29th November 1855.

(Here Enter F. M. No 559 of 1856)

Read also Counter petition presented on the 10th April 1856, by Mr.

Mr. J. H. D. Wilson, pleader on behalf of Audeo Lutchmee Ummal of the same Zillah. —

(Here Enter F. M. D. No 77 of 1856)

Mr. Hooper. }

The Court of Foujdaree Adalut are of opinion that as the complaint before the Magistracy, held a mortgage of the Melvarum only, the Magistrate could not interfere, provided the actual Cultivators, possessors of the land, delivered over of their own free will the crops to the Defendant, the Mortgagor or proprietor. In the event therefore of no force as alleged by the Magistrate in the present case having been used by the Defendant, the Court of Foujdaree Adalut resolve to reverse the order of the Acting Sessions Judge and to confirm that of the Magistrate. In the event of there being proof of force having been used as stated by the Acting Sessions Judge in his original proceedings of the 29th November 1855 the Acting Sessions Judge will be pleased to submit a statement of the particulars for the consideration of the Foujdaree Adalut.

Ordered

21st April 1856

Ordered that Extract from these proceedings be sent to the acting Sessions Judge of Madura for his information, by precept returnable in X days from and after its receipt.—

(Sent following precept No.)

Read Calendar of Case No. 17 of 1856 submitted by the Acting Sessions Judge of Salem.

(Here enter F. H. C. No. 634 of 1856)

The Court of Foujdaree Adalut observe that the circumstances are not sufficiently detailed to make it appear whether this was a case of Robbery or of Snatching. If the former the sentence seems to the Court too lenient a one.

2. The Sessions Judge will be pleased to submit an explanation on the above point.

Ordered that Extract from these proceedings be sent to the Acting Sessions Judge of Salem by precept returnable within III days from and after its receipt.

(Sent following precept No. 15

Extract No 11

F. H. C.

Tuesday— 22d April, 1856. At a Court of the Foujdaree Adalut

Present

G. S. Hooper, Esqre.— Prisne Judge

F. Anderson, Esqre.— Acting Prisne Judge

T. L. Strange, Esqre.— Prisne Judge

Read again Criminal & Report B, submitted by the Acting Principal Assistant to the Agent in Ganjam for the month of February 1856.

(Here enter F. H. C. No. 616 of 1856)

The Court of Foujdaree Adalut resolve to call upon the Acting Agent to submit for their consideration the Report A of the two cases of Torture (Nos. 2 & 18) disposed of by the Assistant Agent in the month of February last.

Ordered that Extract from these Proceedings, be forwarded to the Acting Agent to the Governor in Ganjam by precept returnable within V days from and after its receipt.—

(Sent following precept No. 1

Read.

Read Calendar of Case No. 15 of 1856, submitted by the Session Judge of Trichinopoly.

/Here enter F. No. No. 682 of 1856./

The Court of Foujdaree Udalut are of opinion that the Session Judge erred in releasing the prisoners in this case without trial and they resolve to call his attention to their Circular proceedings dated 2d. June 184

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

/Sent in No. /

Read letter under date the 5th. April 1856, from the Officiating Agent to the Governor of Fort Saint George at Kurnool, submitting for the final judgment of the Foujdaree Udalut a report of the trial of Criminal Case No. 104 of 1855; on his file.-

/Here enter F. No. No. 703 of 1856./

The Court of Foujdaree Udalut

Mr. T. La Strange

Udalut concur in the conviction of the Prisoners,

1st. Iyagah

2d. Cassingadoo

of House breaking and Theft and sentence them, the 1st. to 1 year and the 2d. to 6 Months imprisonment both with hard labor in irons.

Ordered, that Extract from these Proceedings be sent to the Officiating Agent to the Governor of Fort Saint George at Kurnool for his information.-

/Sent in No. /

Read letter dated 9th. April 1856 from the Acting Session Judge of Salem.-

/Here enter F. No. No. 712 of 1856./

In the above letter the Acting Session Judge requests the opinion of the Court of Foujdaree Udalut as to whether the Session Judge or the Magistrate is to take cognizance of a complaint preferred by a Native against a Subordinate Judge under Regulation II of 1820, for an Offence committed

committed at the Cuddalore station where a Joint Magistrate may be residing.-

2. The Court of Foujdaree Udalut are of opinion that complaints of the nature referred to by the Acting Session Judge should be taken cognizance of by the Joint Magistrate.-

Ordered, that Extract from these Proceedings be sent to the Acting Session Judge of Salem, for his information.-

/Sent in No./

Read letter dated 14th April 1856, from the Session Judge of Trichinopoly, submitting for the final judgment of the Foujdaree Udalut the record of Case No. 16 of 1856 on the file of the Session Court.-

/Here enter F. Cc. No. 739 of 1856./

Messrs. F. Anderson and F. La Hounge

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, "Kristnyengar"

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 Report dated 9th Instant, submitted by the Session Judge of Cuddapah of cases pending on the 29th February, and committed for trial during the Months of March 1856 which remained on the file of the Session Court for more than 25 days.-

/Here enter F. Cc. No. 714 of 1856./

Read Calendars of Cases Nos. 27 and 34 of 1856, submitted by the Officiating Session Judge of Bellary, under date the 8th Instant.-

/Here enter F. Cc. Nos. 717 & 718 of 1856./

Read Calendar of Case No. 17 of 1856, submitted by the Acting Session Judge of Madura, under date the 10th Instant.-

/Here enter F. Cc. No. 719 of 1856./

Read

Read Report dated 12th. Instant, submitted by the Acting Principal Sudr Ameen in charge of the Session Court of Cuddalore, of cases pending before the Session Court for a period exceeding 25 days from the date of commitment.-

/Here enter F. Co. No. 723 of 1856./

Read letter dated 7th. Instant, from the Acting Session Judge of Calicut, forwarding the Warrant issued for the execution of the sentence of death passed on the prisoner in case No. 15 of 1856 on the Calendar of the Session Court with the Acting Subordinate Judge's endorsement thereon and copy of his report.-

/Here enter F. Co. No. 724 of 1856/

Read Criminal Report No. 13. dated 10th. Instant, submitted by the Session Judge of Masulipatam for the Month of March 1856.-

/Here enter F. Co. No. 726 of 1856/

Read Calendars of Cases Nos. 21 and 22 of 1856, submitted by the Acting

Acting Session Judge of Madura under date the 11th. Instant.-

/Here enter F. Co. No. 729 of 1856/

Read Calendar of Case No. 23 of 1856, submitted by the Session Judge of Cuddapah, under date the 12th. Instant.-

/Here enter F. Co. No. 735 of 1856/

Read Calendar of Case No. 35 of 1856, submitted by the Officiating Session Judge of Bellary, under date the 10th. Instant.-

/Here enter F. Co. No. 736 of 1856/

Read Report B. dated 12th. Instant, submitted by the Session Judge of Mangalore, for the Month of March 1856.-

/Here enter F. Co. No. 738 of 1856/

Read Calendar of Case No. 15 of 1856, submitted by the Session Judge of Tinnevelly, under date the 10th. Instant.-

/Here enter F. Co. No. 740 of 1856/

Read Criminal Report B. dated 7th. Instant, submitted by the Acting

22d April, 1856.

Acting Session Judge of Chittoor for the Month of March 1856.-

/Were enter F. Dc. No. 745 of 1856/

Read Calendar of Case No. 12 of 1856, submitted by the Session Judge of Nellore, under date the 15th Instant.

/Were enter F. Dc. No. 750 of 1856/

Read Calendar of Case No. 16 of 1856, submitted by the Session Judge of Cuddalore, under date the 17th Instant.-

/Were enter F. Dc. No. 766 of 1856/

Read Calendar of Case No. 13 of 1856, submitted by the Session Judge of Nellore, under date the 17th Instant.-

/Were enter F. Dc. No. 768 of 1856/

Read Report B. dated 5th Instant. submitted by the Acting Session Judge of Rajahmundry for the Month of March 1856.-

/Were enter F. Dc. No. 784 of 1856/

Wednesday 23d April 1856.

F. D.

At a Court of the Foujdaree Udalut.

Present

G. S. Hooper Esquire
T. Anderson Esquire Offg.
J. L. Strange Esquire.
} Puisne Judges.

Read letter dated 10th April 1856 from the Acting Session Judge of Calicut, submitting for the final Judgment of the Foujdaree Udalut the record of trial in Case No 19 of 1856 on the Calendar of the Session Court.

/Were enter F. D. No 764 of 1856/

Mess. Hooper and Anderson.

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

"Varyhely Eronen"

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

of execution.-

/Sent in No. /

Circular Order No 208.

Under instructions from Government and in pursuance of clause 3d Section XXVII Regulation XI of 1816, the Court of Foujdaree Adalut hereby strictly enjoin all Heads of Police and subordinate Officers of Police acting under Section III Regulation IV of 1821 on the apprehension of Offenders to confine themselves to receiving only such confessions as may be voluntarily tendered by the accused.-

/Sent following Circular order No /

Read Extract of Proceedings dated 13th March 1856 submitted by the Officiating Sessions Judge of Bellary reviewing the cases disposed of by the several Heads of Police for the months of October, November and December 1855.

/Here enter F. C. No 336 of 1856/

Read return dated 13th March 1856 from the Officiating Sessions Judge of Bellary to the Precept of the Foujdaree Adalut under date the 10th March 1856 calling upon the Officiating Sessions Judge to reduce the sentence passed

passed against the 1st and 2d Prisoners in Case No 15 of 1856 to 8 years imprisonment.

/Here enter F. C. No 537 of 1856/

Read Criminal report B dated 15th March 1856 submitted by the Sessions Judge of Guntoor for the Month of February 1856.

/Here enter F. C. No 541 of 1856/

Read Criminal report B dated 12th March 1856 submitted by the Acting Sessions Judge of Tellicherry for the months of February 1856.

/Here enter F. C. No 543 of 1856/

Read Criminal report B dated 15th March 1856 submitted by the Sessions Judge of Rajahmundry for the months of February 1856.

/Here enter F. C. No 544 of 1856/

Read Calendar of Case No 5 of 1856 submitted by the Sessions Judge of Tinnevelly under date the 14th March 1856.

/Here enter F. C. No 550 of 1856/

Read Calendar of Case No 6 of 1856 submitted by the Sessions Judge of Tinnevelly under date the 14th March 1856.

/Here enter F. C. No 551 of 1856/

Read Criminal report B dated 1st March 1856 submitted by the Sessions Judge of Combaconum for the Month of February 1856.

/Here enter F. H. No 334 of 1856/

Read Criminal report B dated 1st March 1856 submitted by the Sessions Judge of Combaconum for the Month of February 1856.

/Here enter F. H. No 335 of 1856/

Read report B dated 1st March 1856 submitted by the Sessions Judge of Tinnevelly for the Month of February 1856.

/Here enter F. H. No 360 of 1856/

Read Calendar of Case No 8 of 1856 submitted by the Sessions Judge of Tinnevelly under date the 15th March 1856.

/Here enter F. H. No 561 of 1856/

Read Calendar of Case No 7 of 1856 submitted by the Sessions Judge of Cuddapah under date the 17th March 1856.

/Here enter F. H. No 562 of 1856/

Read letter dated 18th March 1856 from the Sessions Judge of Cuddapah reporting the execution of the sentence in Case No 76 of 1855.

/Here enter F. H. No 567 of 1856/

Read Report B dated 15th March 1856 submitted by the Agent to the Governor of Fort Saint George at Vizagapatam of persons apprehended in the Separate Tracts of Vizagapatam for the Months of February 1856.

/Here enter F. H. No 568 of 1856/

Read Calendar no Case No 1 of 1856 submitted by the Sessions Judge of Cuddapah under dates the 19th March 1856.

/Here enter F. H. No 570 of 1856/

Read Calendar of Case No 26 of 1856 submitted by the Officiating Sessions Judge of Bellary under date the 14th March 1856.

/Here enter F. H. No 569 of 1856/

Read Calendar of Case No 8 of 1856 submitted by the Sessions Judge of Cuddapah under date the 19th March 1856.

/Here enter F. H. No 571 of 1856/

Read Calendar of Case No 14 of 1856 submitted by the Sessions Judge of Calicut under date the 15th March 1856.

/Here enter F. H. No 572 of 1856/

Read Statement dated 20th March 1856 submitted by the Sessions Judge of Cuddalore

of

of Battas paid to Prosecutors and Witnesses attending
before his Court during the 2d half of 1855.

/Herewith F.R. No 575 of 1856/

Read Calendar of Case No 7 of 1856
submitted by the Sessions Judge of Tranquebar under
date the 10th March 1856..

/Herewith F.R. No 579 of 1856/

Read Calendar of Case No 14 of 1856
submitted by the Sessions Judge of Coimbatore under
date the 25th February 1856

/Herewith F.R. No 587 of 1856/

Ex Ord

Thursday
24th April 1856.

F.R.

At a Court of the Foujdaree Adalut
Present.

G. S. Hosper Esquire
J. Anderson Esquire offg } Puisne Judges.

Read letter dated 10th April 1856
from the Magistrate of Madura.

/Herewith F.R. No 721 of 1856/

In the above letter the Magis-
trate recommends under the circumstances
therein stated, that a reward of Rupees
500 may be offered for the apprehension
of one Dikkuvejayan a very notorious and
influential leader of Gang Robbers..

2. Before sanctioning the reward
proposed by the Magistrate to be offered
for the Capture of this robber the Court
of Foujdaree Adalut desire to be informed
if in the event of his apprehension such
evidence is forthcoming as would be
likely to lead either to his conviction
or to his being held to heavy security
for a long period..

Ordered

Ordered that Extract from these Proceedings be forwarded to the Magistrate of Madura by Precept returnable within V days from and after its receipt.

/Sent following precept No /

Read Calendar of Case No 15 of 1856 Submitted by the Sessions Judge of Coimbatore under date the 7th March 1856.

/Here enter F.H. No 582 of 1856/

Read Calendar of Case No 17 of 1856 Submitted by the Sessions Judge of Cuddalore under date the 22d March 1856.

/Here enter F.H. No 593 of 1856/

Read petition dated 20th March 1856 from the Sessions Judge of Coimbatore to the precept of the Sanjdarree Adalut under date the 10th March 1856 desiring the Sessions Judge to state what facts were established against the 3d 4th 7th 10th and 12 Prisoners in Calendar No 75 of 1855 to justify the demand of Security required of them for 2 years in two sureties of 35 Rupees each surety.

/Here enter F.H. No 598 of 1856/

Read petition dated 24th March 1856 from the Sessions Judge of Cuddalore to the precept

precept of the Sanjdarree Adalut under date the 17th March 1856 calling upon the Principal Sudder Ameen to explain the delay in submitting the records of Sessions Case Nos 4 and 5 of 1856.

/Here enter F.H. No 602 of 1856/

Read Calendar of Case No 4 of 1856 submitted by the Sessions Judge of Cuddalore under date the 24th March 1856.

/Here enter F.H. No 603 of 1856/

Read Calendar of Case No 6 of 1856 submitted by the Sessions Judge of Cuddalore under date the 24th March 1856.

/Here enter F.H. No 604 of 1856/

Read Calendar of Case No 14 of 1856 submitted by the Sessions of Cuddalore under date the 24th March 1856

/Here enter F.H. No 605 of 1856/

Read Calendar of Case No 2 of 1856 submitted by the Sessions Judge of Cuddapah under date the 25th March 1856.

/Here enter F.H. No 607 of 1856/

Read

24th April 1856.

Read Calendar of Case No 2 of 1856 submitted by the Sessions Judge of Rajahmundry under date the 22d March 1856.

/Here enter F.R. No 610 of 1856/

Read Calendar of Case No 9 of 1856 submitted by the Sessions Judge of Tinnevelly under date the 22d March 1856

/Here enter F.R. No 611 of 1856/

Read Calendar of Case No 30 of 1856 submitted by the officiating Sessions Judge of Bellary under date the 21st March 1856.

/Here enter F.R. No 613 of 1856/

Read Calendar of Case No 4 of 1856 submitted by the Sessions Judge of Cuddapah under date the 20th March 1856.

/Here enter F.R. No 620 of 1856/

Read Calendar of Case No 19 of 1856 submitted by the Sessions Judge of Mangalore under date the 20th March 1856.

/Here enter F.R. No 622 of 1856/

Read Calendar of Case No 9 of 1856 submitted by the Sessions Judge of Mangalore under date the 24th March 1856.

/Here enter F.R. No 628 of 1856/

24th April 1856

Read Calendar of case No 12 of 1856 submitted by the Acting Sessions Judge of Masulipatam under date the 26th March 1856.

/Here enter F.R. No 630 of 1856/

Read Calendar of case No 15 of 1856 submitted by the Acting Sessions Judge of Salem under date the 20th March 1856.

/Here enter F.R. No 632 of 1856/

Read Calendar of Case No 16 of 1856 submitted by the Acting Sessions Judge of Salem under date the 20th March 1856.

/Here enter F.R. No 633 of 1856/

Read report B dated 24th March 1856 submitted by the Acting Sessions Judge of Calicut for the month of February last

/Here enter F.R. No 640 of 1856/

Read letter dated 25th March 1856. from the Sessions Judge of Chicacole forwarding the report B of Cases disposed of by the Magistracy for the month of February last

/Here enter F.R. No 644 of 1856/

Read Extract dated 28th March 1856

1856 submitted by the Acting Sessions Judge of Madulipatam forwarding the record B of cases disposed of by the Magistracy for the month of February last.-

/Here enter F.H. No 646 of 1856/

Read letter dated 26th March 1856 from the Acting Sessions Judge of Calicut forwarding Warrant issued for the execution of sentence of death passed on the Prisoner in Case No 12 of 1856.-

/Here enter F.H. No 647 of 1856/

Read letter dated 28th March 1856 from the Acting Sessions Judge of Tellicherry returning death warrant vide No 19 of 1855.

/Here enter F.H. No 650 of 1856/ rs.

Entered

F.H.

Friday 25th April 1856.

At a Court of the Foujdaree Adalut

Present.

G. S. Hooper Esqre
F. Anderson Esqre M.A.
T.L. Strange Esqre
} Puisne Judges

Read the Criminal Reports submitted by the Sessions Judge of Madura for the year 1855.

(Here enter F.H. No 336 of 1856.)

The Court of Foujdaree Statement No 21.

Adalut observe that the blending of cases committed during the former years and reported in the year for which the statement is submitted, with the cases reported to have been committed during the year and entered in Columns 2-3-4 & 5, has a tendency to confusion, and they therefore direct that the Magistrate be requested to exclude as nearly as the first mentioned cases from those four Columns, in as much as they now consider it will suffice to include in

Columns

25th April 1856.

Columns 8-9-26 and 27 such of those cases wherein the offenders are apprehended.

Comparative Abstract shewing Petty offences and Crimes and Misdemeanors
Statement shewing the cases involving Grave injury
remarks.

2 These statements will be affected by the foregoing

Appendix D to Statement No. 2. 3 The aggregate number of persons detained before the Heads of Police and Sirdars should be 958 and not 947.

Appendix C to Statement No. 3B. 4. The aggregate number of Prisoners in this appendix should be 320 and not 336.

Appendix C to Statement No. 3B. 5 The causes of the detention of Prisoners for more than 30 days should be explained in the Columns of remarks of these appendices.

Statement shewing the nature the result of charges preferred against the Police

6 The entry in Column 15 under head "Grand Total" of this Statement Viz. 11 does not correspond with the entry in Column 26 head of the Statement No. 1. (9).

7. The 3 persons pending the close of the year 1854 should be entered in Column 16 of this Statement

Statement No. 13 Bengal Form. 8. The aggregate of the entries

25th April 1856

entries in Columns 25 & 27 under head No. 39 does not tally with the entry in Column 2.

The aggregate of the entries in Columns 25-27-& 29 under head 63 does not agree with the entry in Column 2

The entries in Column 10. 2 and 28 under head "Grand Total" should be 15957 and 2786 exclusive of one person whose case has been remanded and the entry in Column 25 should be 5146.0.

This statement will be affected by the foregoing remarks

Stat. No. 10 Bengal 11. Form.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Madura by Precept returnable within 5 days from and after its receipt (Sent following Precept No.)

Read Criminal Report B for the Months of February 1856 from the Principal Sudder Ameen of Honore

(Here enter F.C. No. 626. of 1856.)

No. 2-3-84. The Court of Sunjdaree Vakeel observe that it does not appear from the Column of Sentence whether

or

or not the Prisoner in the Case noted in the Margin was convicted. They accordingly resolve to direct the Acting Sessions Judge to call upon the Principal Sudder Ameen for information on this point.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Honore by Precept returnable within V days from and after its receipt

(Sent following Precept No.)

Read Criminal Report

B for the month of March 1856 Zillah Tellicherry.

(Here enter F.Co. No. 759 of 1856)

Case No. 2 by the 1. 1st Asst. Magistrate

The Court of Sunjdaree

Do not observe that the place where the stolen property was secured, and the manner in which the theft was committed should have been described in the charge. The punishment awarded appears unduly to the offence of which the Prisoner was convicted.

Case No. 3. 2.

A similar omission to that above pointed out has been made in the indictment in this Case.

Ordered

Ordered that Extracts from these Proceedings be sent to the Sessions Judge of Tellicherry for his information

(Sent in No.)

Read the Criminal Report submitted by the Sessions Judge of Cuddapah for the year 1855.

(Here enter F.Co. No. 642 of 1856)

The Court of Sunjdaree

Appendix B to Statt No. 1.

Do not direct that the Sessions Judge will explain whether the sum of Rupees 34 referred to in the foot note was refunded from the amount of fines levied by the District Police or from that collected by the Magistracy.

Stat. No. 13 Bengal form. Shewing the Cases involving 2. grave injury entered in the Statement No. 3B, as Primarily cognizable by the Court should have been entered in Column 38 of this Statement

Comparative Abstract Shewing 3. Petty offences and Crimes and Misdemeanor.

This abstract should be prepared in the form required in this Courts Circular Letter dated 16th April 1855.

4

The number of Persons concerned in the Case referred to at the foot

of

of the Statement No. 2 as charged with Riotous plunder of Granaries should have been entered under the head of "Plunder with violence" No. 58 of this Statement as directed in para 2 of this Court's proceedings under date the 21st April 1854.

Ordered that Extract from these Proceedings be sent to the Session Judge of Cuddapah by precept returnable within 3 days from and after its receipt.

(Sent following Precept No.)

Read the Criminal Return submitted by the Session Judge of Coimbatore for the year 1855.

(Here enter F. No. No. 690 of 1856)

1. The Court of Foujdaree Adawlut direct that the Session Judge will explain

Appendix E. to Statt. No. 1
do. D. to do. No. 2
do. C. to do. No. 3A
do. C. to do. No. 3B

in the Columns of Remarks of these appendices the cause of the detention of Persons for more than 30 days.

Appx. B to Statt. No. 3B.

2 The Number of Persons under head "Trials reported" should be 4145

Appx. C. to Statt. No. 3B

3 The aggregate Number of Persons in this appendix should be 758 and not

not 747.

Appx. B to Statt. No. 4.

4 The aggregate Number of Persons in this appendix should be 251 and not 240.

Appx. C. to Statt. No. 4

5 The Number of Persons entered under head "Of which charged with" appears to be erroneous.

Table of Suicides and acct. Deaths. 6. The age of the 2 — 16 8

children entered under head "Suicides" should be given in the Column of Remarks.

The aggregate number of Persons entered in Columns 4 & 5 of

head "Principal Sudden Arrests" should be 147 and not 148.

8 The entries in Columns

Statt. No. 13 Bengal form. 3 to 10 and that in Column 12 under head "Grand Total" of this Statement do not correspond with the entries under head "Total" of the Statement No. 10.

The entries in Columns 2.27

do. No. 13 do. 9. 28 & 29 should be 11387-4695-2076. & 137.

Comparative abstract Statt. of Petty offences and crimes and Mis-demeanors 10. The entries in Columns 22 and 23 under head "1855" of the abstract

of

25th April 1856

of Crimes and Misdemeanors should have been 720 and 2118.

Statt. Shewing the Cases inv. involving grave injury. 11. The entry of one case of attempted Murder should not have been included in Column 2 of this Statement.

12 The Court finally observe that the Number of errors in the foregoing Statements reflects most seriously on the efficiency of the Ministerial Servants

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Coimbatore by precept returnable within 2 days from and after its receipt

(Sent following precept No. 1)

Ex. 24th inst.

F No

Saturday 26th April 1856

At a Court of the Fouzdaree Adalut

Present

G. L. Hooper Esqr. ——— Puisne Judge

J. Anderson Esqr. ——— Acting Puisne Judge

J. L. Strange Esqr. ——— Puisne Judge

Read the Criminal Reports submitted by the Sessions Judge of Chingleput for the year 1855.

(Hereunto F No. No 362 of 1856.)

The Court of Fouzdaree Adalut observe that, from this Statement, all the Prisoners entered in Column 3 save those in Column 5 were apprehended as will appear from the Table in the margin, whilst the note appended at the foot of this Statement shews that 125 Persons concerned in the Cases discovered are mapprehended.

The Sessions Judge is requested to explain the cause of this discrepancy

Statement No 2

* The entries in Columns 2 and 3 —	432 - 1521	
District the entries in Columns 4 and 5 —	208 - 930	
	224 - 591	
The entries in Columns 10 and 11 —	221 - 581	
Do. Do. 28 and 29	24 - 64	
	245 - 645	
Deduct the entries in Columns 13 & 19 sent by District Police to the Magistracy and included in Columns 28 and 29	7 - 10	
	238 - 635	
Deduct the entries separately reported in Columns 10 - 11 - 28 and 29	14 - 44	
	224 - 591	

Statement shewing the Cases involving Grave injury

2.

The entries in Columns 26 and 27 should have been 135 and 294. The necessary amendment in this Statement has been made in the Registers Office.

Ordered that Extract from these Proceedings be

be sent to the Session Judge of Chingleput for his informa-

by Receipt returnable in III days from and after its recey

(Sent following) Receipt No.

Read the Criminal Reports submitted by

the Agent at Tinnivelly for the year 1855.

(Hereunto entered F. No. 706 of 1856)

Comparative Abstract shewing Petty offences and Crimes and Misdemeanors.

1.

The Court of Fouzdaree Udalut observe

that the entries in Columns 22 and 23 under head "1855" of the

abstract shewing the Crimes and Misdemeanors should have

been 199 and 630. The necessary amendment has been made

in the Register's Office.

Statement shewing the cases involving grave injury.

2

The entries in Columns 2-3-26 and 27 should

be 4-32-104 and 320, and those in Columns 40 to 48 will be affected

thereby.

Statement shewing the amount or value of property reported to have been robbed or stolen.

3.

The aggregate amount or value of property

recovered added to that unrecovered does not tally with the

amount or value of property reported to have been robbed

or stolen.

4.

The Agent will be pleased to report

whether the Tehsildar Cauzee of Tinnivelly has acquitted himself

satisfactorily in the discharge of his Criminal duties.

Ordered that Extract from these Proceedings

be sent to the Agent at Tinnivelly by Receipt returnable

within 3 days from and after its receipt.

(Sent following) Receipt No.

Read.

Read Calendar of Case No 4 of 1856 of the

Session Court of Chingleput.

(Hereunto F. No. 789 of 1856)

1st Kulloy Coundan
2d Rachmen
3d Moroogappa Moodely
4th Coopsen
5th Veerum

The Session Judge recommends that

the period of Imprisonment which the Prisoners noted in

the margin have been adjudged to suffer on their conviction

of Robbery by open violence may be reduced in the case

of the 1st 2d 3d and 5th to 3 years and in that of the 4th to 5 years.

2.

The Court of Fouzdaree Udalut deeming

the mitigated sentence above proposed inadequate for the

punishment of the prisoners resolve to direct that they be

sentenced to Imprisonment with hard labour and irons the

1st 2d 3d and 5th for 5 years and the 4th for 7 years.

Ordered that Extract from these Proceedings

be sent to the Session Judge of Chingleput for his

information.

(Sent in No.

4 Prisoners

F. C.

Tuesday
29th April 1856

At a Court of the Fouzdaree Udalut

Present

G. S. Hooper Esqr. _____ Puisne Judge

T. Anderson Esqr. _____ Acting Puisne Judge

Read Calendar in Case No 5 of 1856.

submitted by the Session Judge of Chingleput under

date the 14th Instant

(Here enter F. C. No 734 of 1856)

The Court of Fouzdaree Udalut observe

that the Session Judge has erred in releasing the Prisoner

in this Case without trial, and

attention to their Proceedings dated 2d June 1847.

Ordered that Extract from these Pro-

ceedings be forwarded to the Session Judge of Chingleput

for his information.

(Sentence No

Read letter dated 12th April from the

Session Judge of Mangalore

(Here enter F. C. No 737 of 1856)

Read also Calendar in Case No 10 of

1856 on the file of the Session Court of Mangalore

(Here enter F. C. No 737 of 1856)

In the above letter the Session Judge

recommends

recommends the dismissal of the Peon of Settlement for the reasons stated in his letter.

The Court of Fouzdaree Udalut are not of opinion that sending a report by tappal instead of a Messenger is such a case of "Gross misconduct" as to call for the dismissal of the Peon by the Court of Fouzdaree Udalut. It is sufficient that his conduct should be reported to the Magistrate.

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

(Sent in No.

Read again Report **A** of the Magistracy of Salem for the month of February 1856.

(Here enter F. Uc. No. 578 of 1856)

Read also letter dated 14th April 1856 from the Acting Session Judge of Salem furnishing explanation about No. 1 **A** Report of cases disposed of by the Magistracy of Salem and awaiting the further instructions of the higher Court as to the disposal of the case under review.

(Here enter F. Uc. No. 760 of 1856)

Under the explanation furnished by the Acting Session Judge in the above return the Court of Fouzdaree Udalut are of opinion that the offence charged against the prisoner in No. 1 of 1856 on the Magistrate's Rept is one of House breaking and will not therefore disturb the proceedings

proceedings of the Acting Session Judge.

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

(Sent in No.

Read Calendar in Case No. 19 of 1856 on the file of the Session Court of Tinnevelly.

(Here enter F. Uc. No. 771 of 1856)

It does not clearly appear from the Calendar that a penetration in "Anum" was proved, the Court of Fouzdaree Udalut resolve to call for information on this point.

The Court of Fouzdaree Udalut further

2.

desire the Session Judge will inform them why, supposing the above fact have been distinctly proved, any distinction was made between the prisoners as regards the sentence passed by the Session Judge, as both agent and patient (if consenting) are by law equally guilty.

Ordered that Extract from these Proceedings be sent to the Session Judge of Tinnevelly by Receipt re turnable in III days from and after its receipt.

(Sent following Receipt No.

Read letter under date the 19th April 1856 from the Subordinate Judge of Chittoor

(Here enter F. Uc. No. 777 of 1856)

In the above letter the Subordinate Judge recommends

recommends the dismissal of the Potail of Nettar for the reasons stated in his letter.

2. The Court of Fouzdaree Udalut are of opinion that sending a report by tappal instead of a Messenger is such a case of "Gross misconduct" as to call for the dismissal of the Potail by the Court of Fouzdaree Udalut. It is sufficient that his conduct should be reported to the Magistrate.

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

(Sent in No.

Read against Report A of the Magistracy of Salem for the month of February 1856.

(Here enter F. C. No. 578 of 1856)

Read also letter dated 14th April 1856 from the Acting Session Judge of Salem furnishing explanation about No. 1 A Report of cases disposed of by the Magistracy of Salem and awaiting the further instructions of the higher Court as to the disposal of the case under review.

(Here enter F. C. No. 760 of 1856)

Under the explanation furnished by the Acting Session Judge in the above return the Court of Fouzdaree Udalut are of opinion that the offence charged against the prisoner in No. 1 of 1856 on the Magistrate's file is one of House breaking and will not therefore disturb the proceedings

proceedings of the Acting Session Judge.

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

(Sent in No.

Read Calendar in Case No. 19 of 1856 on the file of the Session Court of Tinnevelly.

(Here enter F. C. No. 771 of 1856)

It does not clearly appear from the Calendar that a penetration in "Anum" was proved, the Court of Fouzdaree Udalut possibly to call for information on this point.

2. The Court of Fouzdaree Udalut further desire the Session Judge will inform them why, supposing the above fact have been distinctly proved, any distinction was made between the prisoners as regards the sentence passed by the Session Judge, as both agent and patient (if consenting) are by law equally guilty.

Ordered that Extract from these Proceedings be sent to the Session Judge of Tinnevelly by Receipt-able Tumaul in III days from and after its receipt.

(Sent following Receipt No.

Read letter under date the 19th April 1856 from the Subordinate Judge of Chittoor

(Here enter F. C. No. 777 of 1856)

In the above letter the Subordinate Judge recommends

29th April 1856

recommends under the circumstances therein specified that a conditional pardon may be granted to Para Chinnan an accessary in a Case of Murder now pending before the Subordinate Court of Chittoor.

2 For the reasons given in the Subordinate Judge's letter under notice the Court of Fouzdaree Udalut resolve under the provisions of Section XII Regulation XIII of 1832 to sanction the offer of a conditional pardon to the aforementioned Para Chinnan.

Ordered that Extract from these Proceedings be sent to the Subordinate Judge of Chittoor for his information

(Sent in No.

Wednesday 30th April 1856.

F. U.

At a Court of the Fouzdaree Udalut.

Present

G. S. Hooper Esqr. - - - - Puisne Judge

F. Anderson Esqr. - - - - Puisne Judge

Read Miscellaneous Petition presented on the 20th March 1856 by John Tauchoo Menon on behalf of Fakeer Mahomed of Zillah Calicut.

(Here enter F.M.P. No. 61 of 1856)

Petitioner seeks the reversal of the

Mr. Hooper

1 orders of the Joint Magistrate of Malabar confirmed by the Session Judge of Calicut, sentencing him to be imprisoned with hard labor and irons for 6 months and to pay a fine of 200 Rupees for extortion.

The Court of Fouzdaree Udalut resolve

2 to reject this Petition as they do not find any grounds for disturbing the orders appealed against.

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

Ordered also that Extract from these Proceedings be furnished to the Petitioners Reader on his application.

(Sent in No.

C

Circular Order

No. 209.

With a view to ensure uniformity of practice in the conduct of Criminal trials before the Session Court, and in order to regulate the admission of oral pleadings in trials referred to the Foujdaree Udalut for final judgment, as well as in appeals preferred from the sentences of the Session Courts, the following rules have been passed by the Court of Foujdaree Udalut.

I

Whenever a case is committed for trial before a Session Court, the Judge of the Subordinate Criminal Court by whom the case may have been committed, in those Zillahs in which the Session Judge performs the double functions of Subordinate Criminal Judge and Session Judge, the Session Judge, shall forthwith furnish the Government Vakeel of the Session Court with a Vakalutnamah, directing him to open the trial by reading the charge or charges upon which the prisoner has been committed, in the same words as may have been used in the Calendar of commitment, provided always that if there be a private prosecutor willing to attend throughout the trial, the opening of the case by the Government Vakeel shall not be held to debar the private prosecutor from acting as Prosecutor.

II

Whenever a Pleader in the Court of Foujdaree Udalut may desire to be heard orally on behalf of a prisoner or prisoners

prisoners in a trial set down for reference to the Court of Foujdaree Udalut, he shall give notice to the Register of the Court that he has been retained by such prisoner or prisoners, and on the receipt of the record, an early day shall be fixed for the hearing of the case.

III

Whenever a Pleader in the Court of Foujdaree Udalut may desire to be heard orally on behalf of a prisoner in appeal from a sentence or order passed by a lower Court in a Criminal trial, he shall present a Petition praying to be so heard, in which shall be set forth specifically and under distinct heads the pleas of fact and of law upon which the appeal rests, provided always that it shall be competent for the Court, to admit, at the hearing of the appeal, any further pleas of Law he may desire to argue.

IV

No application will be entertained by the Court of Foujdaree Udalut for a review of any sentence or order passed by the Court in any Criminal trial, unless such application be founded on a plea of Law or of practice having the force of law.

V

No pleader will be heard orally in appeal from a sentence or order passed in a Criminal trial by a lower Court, unless such appeal shall have been preferred within three months from the date of the sentence or order appealed from.

No

VI

No pleader will be heard in a referred trial or in a trial called up by the Court of Fonjdaree Udalut on perusal of the Calendar or Report of the case, unless the application for hearing shall have been made previous to the receipt of the record in the Court of Fonjdaree Udalut.

VII

Whenever an application may be made by a Pleader of the Court of Fonjdaree Udalut to be heard on behalf of a prisoner or prisoners in a referred trial, or in appeal from a sentence passed by a Session Court, notice of such application shall be given by the Register of the Court of Fonjdaree Udalut to the Government Pleader in the Court of Fonjdaree Udalut who shall appear on behalf of the prosecution at the hearing of the case.

VIII

The Government Pleader shall likewise appear in any referred trial, or in opposition to any Petition of Appeal which may be presented on behalf of a Prisoner sentenced by a Session Court in which although no pleader may have been retained to plead orally on the prisoner's behalf the Government Pleader may be advised by the Magistrate in whose District the crime charged may have been committed that his appearance in support of the prosecution is requisite or expedient.

IX

Whenever the Government Pleader may wish to appear in a case in which no Pleader has been retained for the prisoner, he shall give immediate notice of the same to the Register

Register, whereupon a day shall be fixed for the hearing of the case; provided always that if the trial be a referred one, or called up on perusal of the Calendar or report of the case, his application for hearing shall be made previous to the receipt of the record in the Court of Fonjdaree Udalut.

It shall be competent to the Court of

X

Fonjdaree Udalut to direct the Government Pleader to appear in any Criminal trial in which on a consideration of the circumstances of the case, the Court may consider that his appearance in support of the prosecution would be unanimifestly conducive to the ends of justice.

Whenever the Government Pleader may

XI

on a referred trial in which no pleader has been retained on behalf of the prisoner or prisoners, it shall be competent to the Court of Fonjdaree Udalut to nominate a pleader on behalf of such prisoner or prisoners, and to assign to him such remuneration as it may deem suitable not exceeding Rupees 200 in any case, which sum shall be paid on a Contingent Bill, under the counter-signature of the Register of the Court.

Nothing in these rules shall be deemed to

XII

confer upon prisoners convicted by the Session Courts the right of demanding a revision of the record of trial in regard to calling for which the Court of Fonjdaree Udalut will, as hitherto, exercise its discretion.

(Sd) C. Allen
Asst

(Sd) Illegible

30th April 1856.

Read Miscellaneous Petition presented on the 10th ultimo by Chacrapany Iyer of Zillah Combaconum

(Hereunto F. M. P. No 54 of 1856)

Mr. Anderson 1. Petitioner prays for a reconsideration of the order of the Court of Fouzdaree Udalut under date the 28th February last, rejecting his appeal against the order of the Session Judge of Combaconum dated the 18th November 1855 whereby that officer confirmed the proceedings of the Joint Magistrate of Tanjore fining the Petitioner in a Sum of 5 Rupees for an assault.

2 A final order having been already passed in the matter, the Court of Fouzdaree Udalut see no reason to alter the Petitioners to that order and resolve to reject the prayer of his present Petition.

Ordered that Extract from these Proceedings be given to the Petitioner on his applica-

F. No.

Thursday 1st May, 1856. At a Court of the Fouzdaree Udalut

Present

G. S. Hooper, Esq^re _____ Puisne Judge

F. Anderson, Esq^re _____ Ag^t Puisne Judge

Read Calendar of Case No 16 of 1856, of the Session Court of Coimbatore.

/Were entered F. No. No 741 of 1856/

The Session Judge recommends

1. that the period of imprisonment which

1st Semban Goundan

2d Cauny Goundan

× the Prisoners in this case have been adjudged to suffer on their conviction of Highway Robbery may be reduced to /7/ seven years.

The Court of Fouzdaree Udalut deeming the mitigated sentence 2. above proposed an inadequate punishment for the Prisoners resolve to direct that they be sentenced to /10/ ten years imprisonment with hard labor in irons.

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

1st. May, 1856

Sessions Judge of Coimbatore, for his informa-
-tion.-

/Sent in No /

Read Calendar of Case &
No. 20 of 1856, of the Session Court of Ca-
-licut.-

/Here enter F. Co. No. 747 of 1856./

1. The Sessions Judge recommends
that the sentence passed upon the Prisoners
noted in the margin on their conviction
of Gang Robbery with violence and posses-
-ing plundered property knowingly may
be reduced to /7/ seven years imprisonment
with hard labor in irons and 90 lashes.-

2. The Court of Foujdaree Ada-
-but decline to accede to the recommendation
of the Sessions Judge as no sufficient grounds
have been shown for mitigation of sentence
in this case.-

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

/Sent in No /

Read Calendar of Case No. 14
of

1. Mopila Ooringul Moideen
2. Pandum Kolatil Pattan
3. Viran

1st. May, 1856.-

of 1856, of the Session Court of Tinnevelly.-

/Here enter F. Co. No. 769 of 1856./

The Court of Foujdaree Ada-
-but 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 and be reduced to /5/ five years with
hard labor in irons, and they do authorize
the Sessions Judge to issue his warrant ac-
-cordingly.-

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

/Sent in No /

Read Calendar of Case. No. 18
of 1856, of the Session Court of Chittoor.-

/Here enter F. Co. No. 776 of 1856./

The Sessions Judge recommends-

1. that the period of imprisonment which the
Prisoners noted in the margin have been
adjudged to suffer on their conviction of
Highway Robbery with wounding be reduced
to /6/ Six years.-

The

2. Mottoocurpan deary
3. Sunkarapandyan

1. Mooneyen
2. Pareya Kalegan
3. Chinna Kalegan
4. Chinnan

1st. May, 1856.

2. The Court of Foujdaree Ada-
-lut deeming the mitigated sentence above pro-
-posed an inadequate punishment for the Pri-
-soners direct that they be sentenced to /10/ ten
years imprisonment with hard labor in irons

Ordered, that Extract from
these Proceedings, be forwarded to the Acting
Session Judge of Chittoor for his informatio-

/Sent in No /

Read Criminal Report B
for the month of March 1856, of Zillah
Tinnevelly.-

/Were enter F. Co. No. 795 of 1856/

Case No. 11
by Principal Sudr Ameen

1
The Court of Foujdaree Ada-
-lut observe that the sentence passed in this
was insufficient to act as a check upon
the commission of crimes of this nature.-

Case No. 28
by. ditto

2. The indictment should have
charged the prisoners with having commit-
-ted the act feloniously and maliciously.-

Ordered that Extract from
these Proceedings be forwarded to the Sessio-
Judge of Tinnevelly for his information.-

/Sent in No /

Read

F. Co.

1st. May, 1856.

Read Criminal Report B,
for the month of March 1856, of Zillah Honore

/Were enter F. Co. No. 807 of 1856./

The Court of Foujdaree Ada-

Case No. 7
by Principal Sudr Ameen

1.
-lut observe that an inadequate punishment
has been awarded in this case, the prisoner
having committed the offence while in
the employ and enjoying the confidence of
the prosecutor.-

Case No. 13
by ditto

2. The manner in which the
prisoner effected his entry is not mentioned
in the charge. He appears to have been the
prosecutors servant. In any case the sentence
was inadequate.-

Ordered, that Extract from
these Proceedings be forwarded to the Ses-
-sion Judge of Honore for his information

/Sent in No /

Read Return dated 16th April
1856, from the Acting Session Judge of Chit-
-toor to the precept of the Foujdaree Adalut
under date the 4th April 1856, calling upon
the Subordinate Judge to explain why he
has awarded so severe a punishment in Cri-
-minal Case No. 30 of 1856 as 18 months im-
-prisonment.-

/Were enter F. Co. No. 746 of 1856/

Read

Read Calendars in Cases Nos. 22 and 23 of 1856, submitted by the Acting Sessions Judge of Madura, under date the 15th April 1856.

/Here enter F. Rs. Nos. 753 & 754 of 1856./

Read Calendar dated 14th April 1856, submitted by the Sessions Judge of Coimbatore, of persons apprehended on the charge of gross and culpable neglect of duty in the month of April 1856.

/Here enter F. Rs. No. 755 of 1856./

Read report dated 1st April 1856, submitted by the [illegible] Chingleput, of persons apprehended and delivered to the Magistracy in the month of March 1856

/Here enter F. Rs. No. 761 of 1856/

Read Report B, dated the 17th April 1856, submitted by the Sessions Judge of Cuddalore, of the Acting Principal Sudr Ameen for the month of March 1856 and the statement of Batta paid to Prosecutors and witnesses in Criminal cases disposed of by him during the above month.

/Here enter F. Rs. No. 765 of 1856/

Read

Read Calendar in Case No. 6 of 1856, submitted by the Acting Sessions Judge of Rajahmundry, under date the 14th April 1856.

/Here enter F. Rs. No. 767 of 1856./

Read Calendar in Case No. 17 of 1856, submitted by the Sessions Judge of Tinnevelly, under date the 14th April 1856.

/Here enter F. Rs. No. 770 of 1856/

Read Calendar in Case No. 14 of 1856, submitted by the Acting Sessions Judge of Salem, under date the 10th April 1856.

/Here enter F. Rs. No. 774 of 1856./

Read Return dated 19th April 1856, from the Sessions Judge of Trichinopoly to the precept of the Foujdaree Adalut under date the 12th April 1856, directing the release of the 3d Prisoner in Calendar of Case No. 10 of 1856 on the file of the Sessions Court

/Here enter F. Rs. No. 786 of 1856./

Read Report B, dated 15th April 1856, submitted by the Agent to the Governor of Fort Saint George at Vizagapatam

1st. May, 1856.

Vizagapatam & persons apprehended &c in the separate tracts and delivered to the Agency in the Month & March 1856.-

/Here enter F. 86. No. 792 & 1856/

Read letter dated 15th April 1856, from the Session Judge & Chicacole forwarding the Vizagapatam Principal Sudr Ameen's return showing grounds for having convicted the 1st Prisoner in Case No. 8 & 1856.-

/Here enter F. 86. No. 793 & 1856./

Read Calendar in Case No. 16 & 1856, submitted by the Session Judge & Tinnevelly, under date the 14th April 1856.-

/Here enter F. 86. No. 794 & 1856./

E. & W.

F. 86.

Friday, 2nd May, 1856. At a Court & the Foujdaree Adalut.

Present.

G. A. Hosper, Esqre, —— Puisne Judge.

F. Anderson, Esqre, — Acting Puisne Judge.

Read Criminal Report B. for the month & March 1856, & the Zillah & Trichinopoly.

/Here enter F. 86. No. 840 & 1856./

Order No. 14 and 15 by the Principal Sudr Ameen.

1. The statements made by the prisoners, as well as the facts to which they were affected, should have been detailed in the indictments.

This case need not have been returned here.

Order No. 21, by — do —.

2. It would have sufficed to have stated that the prisoner was first committed by the Principal Sudr Ameen but subsequently released in reference to the observations & the Sessions Judge.

Ordered,

2nd May, 1856.

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

(Sent in No.)

The record of trial in Sessions
=ions Case No. 59 of 1855 on the Calen=
=dar of the Agent's Court at Ganjam,
not having been yet received,

Ordered, that the Acting
Agent to the Governor of Fort St. George,
at Ganjam, be required to submit the
record aforesaid without delay.

(Sent in No.)

The record of trial in Ses=
=sions Case No. 8 of 1856, on the Calen=
=dar of the Sessions Court of Cuddalore not having
been yet received,

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

(Sent in No.)

Read

2nd May, 1856.

Read Calendar in Case
No. 13 of 1856 submitted by the Sessions
Judge of Combaconum.

(Here enter F. No. 773 of 1856.)

The prisoner was charged
with, and convicted of High-way Robbery; the sentence
passed by the Sessions Judge was 14 years' im=
=prisonment with hard labor in irons, with
a proposal that it should be mitigated to 3
years' imprisonment with like labor.

Before passing final orders
in this Case, the Sessions Judge will afford information
desire the Sessions Judge will afford information
as to why in a Case of High-way Robbery like
the present, he has recommended in mitigation
so limited a sentence as 3 years' imprisonment.

Ordered, that Extract from
these proceedings be forwarded to the Sessions
Judge of Combaconum, by Precept returna=
=ble within V days from and after its
receipt.

(Sent following Precept &c.)

Ed. Thornton

2d May, 1856.

Read Calendar in Case No 38 of 1856, submitted by the Officiating Session Judge of Bellary.

/Vide enter P.C. No. 791 of 1856./

The Court of Foujdaree Adalut point out to the Session Judge that the sentence as regards the 2d prisoner, is incorrect. It is not sufficient to find a prisoner guilty of having property in his or her possession, "under suspicious circumstances" unless such circumstances lead to the conclusion that that prisoner knew the property to be stolen; this conclusion should be clearly stated by the Session Judge.-

2. The Court of Foujdaree Adalut direct therefore that he will amend his sentence.-

Ordered, that Extract from the proceedings be sent to the Officiating Session Judge of Bellary, for his information.-

/Sent in./

F. C.

Saturday 3d May, 1856.

At a Court of the Foujdaree Adalut.

Present.

G. L. Hosfier, Esqre. — Puisne Judge.

F. Anderson, Esqre. — Acting Puisne Judge.

Read Criminal Report B. for the month of March 1856, of the Bellack

/Vide enter F.C. No. 794 of 1856./

The Court of Foujdaree

Case No. 7 of 1856. by the Moofty Sudr Ameen.

1. Adalut observe that the punishment awarded in this case was inadequate, the offence being assaulted by the circumstance that the prisoner was in the service of the prosecutor. It should have been expressed

Case No 11, by the Principal Sudr Ameen.

2. by stated in the indictment that the act was done maliciously.

Ordered, that Extract from these proceedings be forwarded to the Session Judge

3rd May, 1856.

of Calicut, for his information.

/ Sent in /

Prest Criminal Report B.

for the month of March 1856, of the Zillah of Calicut.

/ Vide entry F.H. No 799 of 1856. /

Case No 47, by the Subordinate Judge.

1. It was unnecessary to add a separate Count, charging the prisoner with having been a Servant of the prosecutrix. It should have been stated in the first Count that whilst in the service of the prosecutrix the prisoner feloniously did steal, &c

2. The same remark applies to Case No 60.

Case No 50, by — do —.

3. The remarks of the Acting Sessions Judge in this Case appear to have been made in reference to the trifling value of the goods stolen. The Court of Sessions Udalut observe that, that was of secondary importance, the most serious part of the offence being, the felonious breaking and entry

Case No 68, by — do —.

4. Whether a felonious entry with theft, or a simple theft, was proved in this Case, the

3rd May, 1856.

the punishment awarded was inadequate.

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

/ Sent in /

E.H.

F.U.

Saturday
5th May 1856

At a Court of the Fouzdaree Udalut
Present—

Gy. S. Hoopers Esquire
F. Andersond Esq re Acting
J. L. Strange Esq re

} Sessions Judges

Read again Miscellaneous
petition presented on the 25th February 1856
by Parutta Naick of Yellahs Trichinopoly
Heard entered F.U.D. No 44 of 1856
Read also Return dated 21st
April 1856 from the Session Judge of
Trichinopoly to the precept of this
Udalut under date the 3rd ideno directing
him to reopen the case of Parutta Naick
and dispose of the same on view of the
evidence taken—
Here enter F.U. No 825 of 1856
Appearing from the above
Mr F. Anderson
return that the decision of the Session
Judge was passed after the record had
been duly perused and considered by him
the Court of Fouzdaree Udalut see no
grounds for disturbing that decision and
accordingly

accordingly reject this petition.

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

Ordered also that Extract from these Proceedings be sent to the Session Judges of Trichinopoly for his information.

(Sentence No.)

Read again Calendar of Cases No. 17 of 1856 submitted by the Acting Sessions Judge of Salem.

(Hereunto F.P. No. 834 of 1856)

Read also return dated 25th April 1856 from the Acting Sessions Judge of Salem, to the Precept of the Foujdaree Adalut under date the 21st April 1856, calling for further explanation as to whether the case was one of Robbery or of Theft &c.

(Hereunto F.P. No. 838 of 1856)

As the evidence appears to have been removed by violence from the ears of the Prosecutrix the Court of Foujdaree Adalut are of opinion that the sentence

of 2 years imprisonment, passed upon the Prisoner in this case is too lenient.

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

(Sentence No.)

Read again Calendar and Cases No. 4 and 11 of 1856 on the file of the Sessions Court of Coimbatore.

(Hereunto F.P. No. 833 of 1856)

Read also return dated 21st April 1856 from the Sessions Judge of Coimbatore to the precept of the Foujdaree Adalut under date the 15th April 1856, stating that it appeared that Specified violence the 1st 2nd 3rd 4th and 8th prisoners in Case No. 4 of 1856 on the file of the Sessions Court to have been proved to have committed.

(Hereunder F.P. No. 817 of 1856)

According to the sentences of the respective tables of the prisoners in the robbery charged against them, the Court of Foujdaree Adalut see

th May 1856

see no reason for mitigating the sentence passed by the Session Judge.

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

Sent in N°.

Read again Calendar in case N° 18 of 1856 on the file of the Session Court of Salem

Here entered F. P. N° 688 of 1856

Read also return dated 25th Ultimo from the Acting Session Judge of Salem, to the precept of the Tongadaree Pudakut under date the 14th April 1856, requesting information relative to the degree of violence used by the Prisoner on the occasion of the Robbery with which he was charged and convicted.

Here entered F. P. N° 837 of 1856

The Court of Tongadaree Pudakut are of opinion that the mitigated sentence of 3 years' imprisonment proposed by the Acting Session Judge is insufficient for the punishment of the prisoner in this case, and they accordingly direct that he be imprisoned and kept to hard labor on roads on the public roads

8th May 1856

roads or other public works for and during the period of 5 years.

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

Sent in N°.

Read Calendar of case N° 18 of 1856 submitted by the Session Judge of Tinnevelly.

Here entered F. P. N° 797 of 1856

The Court of Tongadaree Pudakut observe that under Clause I Section III Regulation VII of 1811, the Session Judge was incompetent without their previous sanction to pass a sentence of less than 4 years imprisonment on the prisoner in this case, who was convicted of Forgery, but under the circumstances represented, they resolve to confirm the mitigated sentence of 3 years passed by the Session Judge.

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

Sent in N°.

Read

5th May 1856

Read Calendar of Case No 19
of 1856 submitted by the Session Judge of
Coimbatore under date the 4th Instant
[Here enter F.R. No 804 of 1856]

The Court of Foujdaree Adalut
are of opinion that the Sentence of (1) one year
imprisonment passed on the 2nd 3rd and 4th
prisoners in this case is inadequate, such
Sentence being proper only in cases in which
a single blow with a stick is inflicted and
death ensues, but as in the present case
where death ensues in consequence of the
severe assault committed by several
prisoners, a severer sentence is called for
to satisfy the ends of justice

Ordered that Extract from
these Proceedings be sent to the Session
Judge of Coimbatore for his information

[Sent in No]

Read Calendars of Cases No
3, and 4 of 1856 of the Session Court of Rajah-
mundry

[Here enter F.R. Nos 819 and 824 of
The Court of Foujdaree
Adalut

5th May 1856

are of opinion that as the charge of
Assault is only proved against the prisoners
in these cases, a sentence of 2 years imprison-
ment will suffice, and they resolve to call
upon the Acting Sessions Judge to reduce his
sentence accordingly

Unable to concur with the
2
Court in the propriety of the mitigated
sentence now proposed, the Acting 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 sent to the Acting Session
Judge of Rajahmundry for his information
by precept returnable in x days from and after
its receipt

[Sent following Precept No]

Read Calendar in Case No 19
of 1856 of the Session Court of Chittoor

[Here enter F.R. No 821 of 1856]

The Acting Session Judge recom-
mends that the period of imprisonment which
the prisoners in this case had been adjudged
to

Do Do

Concurred

5th May 1856

to suffer on his conviction of highway robbery
may be reduced to 6 years.

2. The Court of Foujdaree Adalut
deeming the mitigated sentence above passed
inadequate for the punishment of the prisoner
resolve to direct that he be sentenced to 10 years
imprisonment with hard labour in irons.

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

[Sentence No.]

Read Criminal Report B for the
months of March 1856 forwarded by the Officiating
Agent of Kurnool.

[Here enter F. Dt. No. 824 of 1856]

No. 12 of 1856 by the Assistant Agent to the Governor

The Court of Foujdaree Adalut
desire that in all charges of murder the false
and malicious intent should be set forth
in the indictment.

Ordered that Extract from the
Proceedings be forwarded to the Officiating
Agent to the Governor of Fort Saint George
at Kurnool for his information.

[Sentence No.]

Read

5th May 1856

Read Report B of cases disposed
of by the Magistracy of Salem in March
1856, submitted by the Acting Sessions Judge
[Here enter F. Dt. No. 826 of 1856]

By the Magistrate 1
2.

Put order that the use of torture
by native officers of Police be effectively put
a stop to, it is necessary that in every case
of conviction a severer sentence should be
passed on the Culprits - The Court of Foujdaree
Adalut are of opinion; that the sentence
passed in this case is quite inadequate -

Ordered that Extract from
these Proceedings be sent to the Acting Sessions
Judge of Salem for his information -

[Sentence No.]

Read petty Calendars for the 1st
quarter of the year 1856. Pillah Trichinopoly -
[Here enter F. Dt. No. 839 of 1856]

The charge in this case had
been carefully framed - If the offence was
proved as alleged in the indictment it does not
appear why the sword unlawfully taken from
the prosecutor was not directed to be restored
to him -

Calendar 1
General 8 No. 3 by
H. A. Asst. Agt.

By

5th May 1856

Calendar III 2
General No. I

If the crime charged was brought home to the defendant he should have been committed to take his trial before the Session Court.

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

Sent on No.

Read Calendar of Case No. 17 of 1856, submitted by the Acting Session Judge of Chittoor under date the 12th Ultimo.

Received No. 775 of 1856

The Court of Foujdaree Adalut observe that the Acting Session Judge has omitted to make any remark on his Verdict of acquittal regarding the stolen property alleged to have been found on the possession of the prisoners, and they direct that this omission be now supplied.

Ordered that Extract from these Proceedings be sent to the Session Judge of Chittoor for his information by precept Returnable in 4 days from and after its receipt.

Sent following Precept No.

Read Calendar in Case No. of

5th May 1856

of 1856 submitted by the Session Judge of Nellore under date the 2nd April 1856.

Received No. 677 of 1856

Read Return dated 11th April 1856 from the Session Judge of Vizagapatam to the Precept of the Foujdaree Adalut under date the 7th April 1856 stating their opinion that the Sentence passed on the Prisoner in Case No. 16 of 1856 should be reduced to two years imprisonment.

Received No. 727 of 1856

F Ud

Tuesday 6th May 1856

At a Court of the Fouzdaree Udalut

Present

G. L. Hooper Esqre ——— Prisne Judge

J. Anderson Esqre ——— Asst Prisne Judge

Read again Criminal Report B for the month of February 1856, submitted by the Officiating Session Judge of Bellary.

(Here entered F Ud. No 669 of 1856)

Read also return dated 22d April 1856 from the Officiating Session Judge of Bellary, to the Precept of the Fouzdaree Udalut under date 16th ultimo directing him to review the Proceedings held in Case No 67 and to furnish further information regarding Cases Nos 79 and 83 on the Criminal file for 1846

(Here entered F Ud. No 815 of 1856)

With the above return the Officiating Session Judge forwards a return from the Acting Subordinate Judge explaining that the illegality of the prisoners act in Case No 79 consisted in their having purchased a metal plate from one of the Convicts of the Jail, the prisoner being well aware of the illegality of the act; and that the prisoner in Case No 83, had been adjudged guilty by the Mahomedan Law Officer of the

crime

crime charged against him.

2. The Court of Fouzdaree Udalut observe that supposing the metal plate to be the property of the Convict, the purchaser is not liable to a criminal prosecution, the offence being only one against the Jail rules and not applicable to persons ontside; they resolve therefore to direct the release of the prisoner in Case No 77.

3. The explanation furnished regarding Case No 83 being satisfactory, the Court of Fouzdaree Udalut will not disturb the sentence passed against the prisoner in that case.

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

(Sent in No

Read Calendar of Case No 18 of 1856, submitted by the Sessions Judge of Coimbatore under date the 25th March 1856.

(Here entered F Vo. No 742 of 1856)

The Court of Fouzdaree Udalut desire to be informed if any and what, notice has been taken by the Magistrate of the conduct of the Peishkar in this case.

Ordered that Extract of these Proceedings be sent to the Sessions Judge of Coimbatore by Chenapt returnable in x days from and after its receipt

(Sent following Chenapt No dated

Read Calendar of Case No 16 of 1856 of the Sessions Court of Chittoor.

(Here entered F Vo. No 798 of 1856)

1. C. Para Coottanaoorar alias Tarlakanuar
2. Seeshammingalattan alias Pannian
3. Para Comaren
4. Venkatasawmy Naiken
5. M.S. Iyyalu Naiken
6. Sanaru Ichengalaroyen
7. Po. Vellayaco Dijan
8. Chinnanundal Chengalaroyen
9. Veerasawmy Naiken
10. T. Annamalay
11. P. Paroomaul Naiken
12. S. Ramasawmy Naiken

The Acting Sessions Judge records that the period of Imprisonment which the Prisoners 1 as noted in the margin have been adjudged to suffer on their conviction of Robbery by open violence attended with torture, may be reduced to 8 years.

The Court of Fouzdaree Udalut deeming the mitigated sentence above proposed inadequate for the 2 punishment of the said Prisoners, resolve to direct that they be sentenced to (10) ten years' Imprisonment with hard labor in irons.

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

(Sent in No

Read letter dated 15th April 1856 from the Acting Sessions Judge of Honore, requesting to be informed whether when a Prisoner has been released and acquitted by the Criminal Court of an offence not punishable by it, but by the Sessions Court, is the Sessions Judge competent to re-apprehend and try that Prisoner again for the same offence

(Here entered F Vo. No 808 of 1856)

The Court of Fouzdaree Udalut observe that

6th May 1856.

that the examination held by the Criminal Court in cases punishable only by the Session Court, not being considered in the light of a trial, a prisoner released under such circumstances by the Criminal Judge may be reapprehended and tried for the same offence, should the order for his release be considered improper by the Session Court.

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

(Sent in No

Ex Sdd.

F. U.

Wednesday 7th May 1856.

At a Court of the Fouzdaree Udalut

Present

G. S. Hooper Esqre ——— Principal Judge

T. Anderson Esqre ——— Acting Principal Judge

Read B report for the months of March 1856 submitted by the Session Judge of Cuddapah

(Here enter F. U. No 758 of 1856)

No 59.
Sd Sub. Judge.

In all charges of Murder the indictment should set forth the felonious and malicious intent

The Court of Fouzdaree Udalut desire the attention of the Subordinate Criminal Judge in framing such charges

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

(Sent in No

Read letter under date the 11th April 1856 from the Acting Agent to the Governor of Fort St. George at Ganjam, submitting for the final judgment of the Fouzdaree Udalut a report of the trial of Criminal Case No 4 of 1856 on his file.

(Here enter F. U. No 762 of 1856)

The Acting Agent convicts the Prisoner

Mr. G. S. Hooper.

7th May 1856.

Prisoner,

"Khadir Bee",

of attempt at Arson and suggests that she be sentenced to three years' Imprisonment under Clause seventh Section II Regulation XV of 1803.

2. The Court of Fouzdaree Udalut are of opinion that the evidence in this case is not sufficient to bring the charge home to the Prisoner - the Acting Agent himself admits there is "some uncertainty in this case".

3. The Court therefore acquit the Prisoner and order her release, but as suspicion appears to attach to her, the Court direct that she be strictly warned as to her future conduct.

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

(Sent in No.

Read Bi report for the month of March 1856 submitted by the Acting Sessions Judge of Madura

(Here entered F. Vo. No. 844 of 1856)

No. 46. the 17 Inst. Judge

The Heading of this charge is incorrect - an attempt to commit suicide is not an attempt to commit murder and the legal acceptation of the terms "Suicide" should have been substituted for "Murder" in the heading.

Ordered that Extract from these Proceedings be

F. Vo.

7th May 1856.

be sent to the Acting Sessions Judge of Madura for his information.

(Sent in No.

Read letter under date the 12th April 1856 from the Agent to the Governor in Vizagapatam, forwarding English translation of the record of Case No. 3 of 1856 on the Agent's file for the final judgment of the Court of Fouzdaree Udalut.

(Here entered F. Vo. No. 812 of 1856)

Mr. Harper.
Mr. Anderson.

The Court of Fouzdaree Udalut, on a deliberate consideration of all the circumstances of the case in evidence before them, being of opinion that the Prisoner, Setty Gurugoloogandoo,

is not convicted on presumptive proof, or on the evidence of credible witnesses, or on his own confession of the crime charged, do acquit him thereof and direct that he be set at liberty.

The Prisoner was tried before the Agent to the Governor at Vizagapatam for Murder and having been convicted, the Agent proposed to the Court of Fouzdaree Udalut that a sentence of death should be passed upon him. In this conviction the Court of Fouzdaree Udalut are unable to concur for the following reasons.

1. In the first place there was no satisfactory

2. evidence that the corpse of Ramy was found at the place where she

she is alleged to have been murdered. The prosecutor in the first instance stated it had been taken to the village of Telam but on a peon having been sent with him the latter reports that the prosecutor stated it had been tied to a tree, but that on going to the place it was not found; that the prosecutor then said he did not know what they had done with the corpse, and that on the following morning they saw a dry skull with hair.

The depositions of the 1st and 2d witnesses given on the 12th March 1855 lead to the conclusion that the corpse was not found, for they say that the 1st and 2d witnesses for the prisoner had told them that the prisoner had hid the corpse.

3.

The witnesses for the prisoner state before the Government Agent that they saw the corpse, but they do not state in here or under what circumstances they saw it.

4.

The prosecutor originally stated in his charge that the prisoners beat the deceased with sticks and stones but the witnesses depose merely to stones having been thrown on her. The 2d says the only marks of violence were that the neck was swollen and the skin on the armpit was ruffled.

5.

On a full consideration therefore of the record in this case the Court of Foujdaree Adalut are of opinion that the evidence adduced is insufficient for the conviction of the prisoner, and they accordingly acquit him of the crime charged and direct his immediate release.

Ordered

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

(Sent on 14th)

Ed. Elliot.

she is alleged to have been murdered. The prosecutor in the first instance stated it had been taken to the village of P. but on a peon having been sent with him the latter reported that the prosecutor stated it had been tied to a tree, but that going to the place it was not found; that the prosecutor said he did not know what they had done with the corpse and that on the following morning they saw a dry skull in my house. The depositions of the 1st and 2d witnesses given on the 12th March 1855 lend to the conclusion that the corpse was not found, for they say that the 1st and 2d witnesses for the prisoner had told them that the prisoner had hid the corpse.

3

The witnesses for the prisoner state before the Government Agent that they saw the corpse, but they do not state wherein or under what circumstances they saw it.

4.

The prosecutor originally stated in his charge that the prisoners beat the deceased with sticks and stones but the witnesses deposed merely to stones having been thrown at her. The 3d says the only marks of violence were that the head was swollen and the skin on the armpit was ruffled.

5.

On a full consideration therefore of the record in this case the Court of Foujdaree Adalut are of opinion that the evidence adduced is insufficient for the conviction of the prisoner, and they accordingly acquit him of the crime charged and direct his immediate release.

7th May 1856.

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

(Sent on No 5)

Ex'd Clerk.

F. No.

Thursday 8th. May 1856. Ha Court of the Foujdaree Udalut

Present

C. J. Hooper Esqr. Puisne Judge

F. Anderson Esqr. Acting Puisne Judge

Read Calendar in Cases

Nos. 70 and 71 submitted by the Sessions Judge of

Coimbatore.

Herein after F. No. No. 72 of 1856.

The Court of Foujdaree Udalut

see no objection to the remand of these Cases with

a view of procuring further evidence, but looking

to the evidence of the 1st and 2nd Witnesses to the

confessions of the Prisoners before the Police and the

finding of the bodies and identification of the head

the Court are of opinion that after a reasonable

time say 6 months the Sessions Judge should

cause the Cases to be recommitted and proceed to

trial of them.

Ordered that Extract from these

Proceedings be forwarded to the Sessions Judge of

Coimbatore

8th May 1856.

Coimbatore for his information.

/ Sentin Nº /

Read Calendar of Case Nº 17 of 1856 of the Session Court of Cuddalore.

/ Here enter T. No. Nº 827 of 1856. /

The Court of Tonjdaree 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 have been adjudged to suffer on their conviction of Gang Robbery be reduced to 8 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.

/ Sentin Nº /

1. Kurraimen
2. Monthoo Karoopen
3. Kistnen
4. Vanapoonjalay
5. Govinden

E. ory Thott

T. U.

Friday.
9th May 1856.

At a Court of the Tonjdaree Udalut

Present

G. L. Hooper Esqre. _____ Puisne Judge

T. Anderson Esqre. _____ Puisne Judge

Read Calendar of Cases Nos 72 of 1856 of the Session Court of Coimbatore.

(Here enter T. No. Nº 850 of 1856)

The Session Judge recommends that the period of Imprisonment which the Prisoner* in this case has been adjudged to suffer on his conviction of Highway Robbery be mitigated to 4 years.

* Rungen

1.

The Court of Tonjdaree Udalut observing that the mitigated sentence above proposed is inadequate punishment for the Prisoner, resolve to direct that he be sentenced to Imprisonment for 5 years with hard labor in irons.

2.

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

(Sentin Nº

Read Calendar in Case Nº 75 of 1856 submitted by the Session Judge of Cuddapah.

(Here enter T. No. Nº 859 of 1856)

The Court of Tonjdaree Udalut are of opinion

opinion that if the preliminary investigation of this case had been properly conducted the 2d prisoner at least would have been convicted of carrying off and appropriating to his own use the property of the deceased

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

(Sent in No.

Read Letter under date the 24th April 1856 from the Acting Agent to the Governor of Fort St. George at Ganjam, submitting for the final judgment of the Tongdaree Udalut a report of the trial of Criminal Case No. 1 of 1856 on his file.

(Hereunto T. U. No. 863 of 1856)

The Court of Tongdaree Udalut concur in the convictions of the Prisoner,

Bhookta Neelamtee,

of wounding with intent to kill and sentence him as recommended to Imprisonment for 5 years with hard labor in irons.

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

(Sent in No.

Read returns dated 3d Instant from the Session

Session Judge of Chingleput to the Receipt of the Tongdaree Udalut under date the 26th April 1856, calling for certain explanation with regard to Statement No. 2

(Hereunto T. U. No. 841 of 1856)

The Court of Tongdaree Udalut direct that the Session Judge will call upon the Magistrate to explain whether the number 125 referred to at the foot of the Statement No. 2, are persons concerned in the cases entered in Column 2, and if so why they are not entered in Column 3 as they ought to be.

Ordered that Extract from these Proceedings be sent to the Session Judge of Chingleput by Receipt returnable in 3 days from and after its receipt

(Sent following Receipt No.

F. C.

Saturday
10th May 1856

At a Court of the Fouzdaree Adalut

Present

G. S. Hooper Esquire
F. Anderson Esquire Offg. } Puisne Judges.

Read letter under date the 25th April 1856 from the Sessions Judge of Nellore. /Herewith F. C. No 834 of 1856/

With the above letter the Sessions Judge has forwarded Copy of one from the Magistrate of Nellore requesting sanction for a sum of Rupees /350/ three hundred and fifty to purchase a handsome Rifle in case with a suitable inscription thereon to be presented to Rajah Ramachendra Boopalu Balarow the Zemindar of Mootyalapaad for the meritorious conduct displayed by him in the apprehension of a notorious Sirdar robber and Highwayman named Cavaty Vencatigadoo alias Bapatigadoo; and the Sessions Judge recommends that the sanction solicited by the Magistrate may be granted by

by the Court of Fouzdaree Adalut.

2. The Court of Fouzdaree Adalut resolve under the provisions of Section 23 Regulation IX of 1816 to authorize the expenditure of Rupees 350 for the purpose above mentioned.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Nellore for Communication to the Magistrate

/Sent in Nº /

Read letter dated 29th April from the Sessions Judge of Trichinopoly.

/Reverter F.C. Nº 852 of 1856/

In the above letter the Sessions Judge reports the execution of the Prisoners in Cases 13 and 16 of 1856 on the file of the Sessions Court.

2. The Court of Fouzdaree Adalut observe that the concluding portion of Para 2 of the above letter is unintelligible, it is presumed that a clerical error has occurred, the concluding sentence being "the Prisoners voluntarily committed at the last moment" and that the word "guilt" has been omitted.

Ordered that Extract from these

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

/Sent in Nº /

The Magistrates quarterly Calendar of petty cases disposed of during the 1st Quarter of 1856, not having been yet received.

Ordered that the Session Judge of all the Sessions Judges except Tinnevelly Trichinopoly and Nellore. be required to forward the same without further delay.

/Sent in Nº /

Read letter dated 25th April 1856 from the Sessions Judge of Cuddapah submitting for the final Judgment of the Fouzdaree Adalut the record of trial in Case Nº 13 of 1856 on the Calendar of the Sessions Court.

/Reverter F.C. Nº 842 of 1856/

Mr. Hooper and Anderson

The Court of Fouzdaree Adalut on a deliberate Consideration of all the Circumstances of the Case in evidence before them being of opinion that the proof against the prisoner "Sungeenoogadoo." is sufficient to conviction of the crime of Murder

10th May 1856.

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 Sentence.

/Sent in No /

Read letter dated 17th April 1856 from the Sessions Judge of Cuddalore submitting for the final judgment of the Foujdaree Udalut the record of trial in Case No 68 of 1856 on the Calendar of the Sessions Court.

/Vide enter F.H. No 783 of 1856/

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 Dadaroo
2d Ravanappah
and
4th yerra Booddun

is sufficient to convict them of the crime of Culpable Homicide, for which the punishment of Deyut is awardable under the Mahomedan Law as declared in futwas of their Law Officer do convict them thereof, and under the provisions of

10th May 1856.

clause second Section XV Regulation VII of 1802 and Section XXXIV Act VIII of 1843 sentence the prisoner

2nd Ravanappah.

to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of /8/ Eight years, and the prisoners

1st Dadaroo
and
4th Yerra Booddun

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.

/Sentence No /

Read letter dated the 3d March 1856 from the Sessions Judge of Chittoor, submitting for the consideration and final judgement of the Court of Foujdaree Udalut an English Translation of the trial in case No 40 on the Calendar for 1856.

/Vide enter F.H. No 457 of 1856/

The Court of Foujdaree Udalut the on a deliberate consideration of all circumstances of

of the case in evidence before them being of opinion that the proof against the prisoners

1st Goondadoo

2d Vanara Mottaygadoo

3d Alamadoo

4th Ramasawmy

5th Beeta Pillagadoo

6th Chokala Pothinadoo

7th Ammacaradoo alias Venkatasadoo and

8th Mala Cannoo Tsiannadoo

is sufficient to convict them of the crime of Highway robbery attended with murder, do convict them thereof and under the provisions of clause 4th Section IV Regulation XV of 1803 clause 3d Section VIII Regulation XV of 1803 & Regulation VIII of 1828 sentence the prisoner

4th Ramasawmy

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 on the public roads or other public works for and during the period of his natural life, the prisoner

3rd Alamadoo

to be imprisoned and kept to labor suitable to

his sex, in the Zillah Jail of Trinomally for and during the period of her natural life, and the prisoners

1st Goondadoo

2d Vanara Mattaygadoo

3d Beeta Pillagadoo

5th Chokala Pothinadoo

7th Ammacaradoo alias Venkatasadoo and

8th Mala Cannoo Tsiannadoo

to be imprisoned for 14 years and to receive 175 lashes each with a Cat-o-nine tails and to be banished during the period of their sentence from the District in which their place of abode is situated and kept to hard labor in irons on the public roads or other public works in the Zillah Jail of Trichinopoly.-

The Court of Foujdaree Adalut observe that the 1st Witness for the prosecution in this case upon whose information the prisoners were first apprehended and who admitted having received from them a portion of the plundered property was a prisoner in the first instance and was subsequently irregularly made a witness in

in this case by the Police officer without previous sanction having been obtained, and they direct that the circumstance be brought to the notice of the Magistrate in view to the Police officer being warned against the recurrence of similar irregularity.-

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

Read Miscellaneous Petition presented on the 28th January and 3d April 1856 by E. Salmon Esqr. Barrister at Law on behalf of Chinnagoundan Gillala Chittoor.

/Hereunto Fln. P. Nos 24 & 72 of 1856/

Read also Miscellaneous Petition presented on the 20th March 1856 by Imambaee Syed Goolam Hoosain Pleader on behalf of Bodeyadoo Gillala Chittoor.-

/Hereunto Fln. P. No 59 of 1856/

Read also letter dated 3d March 1856 from the Sessions Judge of Chittoor submitting for the consideration and final Judgment of

of the Foujdaree Adawlut the record of Case No 40 of 1855.

/Hereunto Fln. No 457 of 1856/

The above Petitions are applications

Mr Anderson 1

for the release of the 4th and 6th Prisoners in Case No 40 of 1855 on the Calendar of the Sessions Court at Chittoor.

The Court of Foujdaree Adawlut

2

on a deliberate consideration of the record and after hearing the respective Pleaders in support of their Petitions have convicted the prisoners in question of the crime charged against them, and have sentenced the 4th to transportation for life and the 6th to imprisonment with hard labor for 14 years.-

The Petitions are therefore re-

3.

-jected.-

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

Read Miscellaneous Petitions presented on the 19th January and 5th May 1856 by E. Salmon Esqr. Barrister at Law on behalf of Balajeerow nephew of Dadarow 1st prisoner in

in case No 68 of 1855 of the Cuddalore Calendar

/Hereunto F.H.P. Nos 12 and 92 of 1856/

Read also letter dated 17th Ultimo

from the Acting Judge of Cuddalore submitting

for the final judgment of the Court of Foujdaree

Udalut the record in Case No 68 of 1855.

/Hereunto F.H. No 763 of 1856/

Mr F. Anderson /

The Petitioner prays the Court

to release his uncle the 1st prisoner in the

above case on the grounds that the evidence

is insufficient to prove that he was present

when the assault charged was committed

on the deceased, and that if even held to be

present, the evidence does not necessarily

connect him with the violence committed

by the 2d prisoner which is found to have been

the cause of death.-

2 The Court of Foujdaree Udalut

having attentively perused the above case and

heard the petitioners pleader orally, observe

that there can be no doubt that the deceased

met her death in consequence of the assault

committed on her by the 2d and 3d prisoners

and that the assault took place in front of the

the house in which the 1st prisoner was

living. The 2d and 3d prisoners were present

under the authority of the 1st Prisoner and

the Witnesses deposed to the 1st Prisoner

having been present during the assault

and to his having given an order to the

people which led to it.

3 They see no reason to -

discredit the evidence of the witnesses as

regards the 1st Prisoner. The facts of the

prosecutor immediately proceeding to

Cuddalore and charging the 1st Prisoner

before the Joint Magistrate and the

failure of the 1st Prisoner to hold a true

enquiry into the circumstances which

led to the death of the deceased, corroborate

the testimony of the witnesses.

Under these circumstances

4. the Court of Foujdaree Udalut are -

fully satisfied of the guilt of the 1st

Prisoner and have accordingly sentenced

him to 2 years imprisonment with

hard labor in irons.-

5 The Petitions are rejected

Ordered that Extract from

these

10th May 1856.

these Proceedings be granted to the Petitioner Reader on his application.

Ed. Thos. Thoth

Monday
12th May 1856. At a Court of the Fouzdaree Adalut

Present

G. T. Hooper Esquire
T. Anderson Esquire Offg. } Puisne Judges.

F. U.

Read letter dated 25th April from the Acting Sessions Judge of Salem. (Hereunder F. U. N° 848 of 1856)

In the above letter the Acting Sessions Judge requests at the instance of the Magistrate the opinion of the Court of Fouzdaree Adalut as to the propriety of the Sessions Courts proceedings of the 16th Ultimo directing the release of certain parties whom the Magistrate had committed to the Jail in default of furnishing the Security required of them.

As the Acting Sessions Judge in his letter has stated that he did not mean to question the legality of the order passed by the Magistrate and as it was competent to the Acting Sessions Judge to overrule

10 10th May 1856

12th May 1856.

consider the Magistrates orders holding the
respected persons to bail by the Court of
Fonjdaree Udalut power to set aside the
proceedings of the Acting Sessions Judge the
Magistrate having no right to question the
propriety of the orders passed by the Sessions
Udalut Court at the same time they desire to
impress upon the Acting Sessions Judge the
necessity of at all times studiously avoiding
the use of such terms as are likely to give
offence.

3.

The Court of Fonjdaree Udalut
are of opinion that the words "a hands of fair
an unjust assessment" were not applicable to
the proceedings of the Magistrate and should
not have been made use of by the Acting
Sessions Judge.

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

/ Sentence Pd /

Read a letter under date the 17th
April 1856 from the Sessions Judge of Bauglipore
/ Here enter F.H. Pd 105 of 1856 /

In the above letter the Sessions
Judge requests the opinion of the Court as
to whether their order of the 17th March last
declaring the sale of bad provisions not
punishable except under a special enactment
is to be considered as virtually cancelling
their previous order of the 19th January 1847
in which it had been ruled that the sale
of unwholesome provisions is punishable by the
Magistracy under Section VII Regulation X of
1816 and Sections IV and VII of 1843.

1.

The Court of Fonjdaree Udalut

2.

are of opinion that the Sessions Judge that their
proceedings of the 19th January 1847 are to be
considered still in force.

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

/ Sentence Pd /

Read a letter dated 17th April 1856
from the Sessions Judge of Tirhoot submitting
for the final Judgment of this Fonjdaree
Udalut the record of trial in Case No 4 of 1856
on the Calendar of the Sessions Court.
/ Here enter F.H. Pd 331 of 1856 /

12th May 1856.

Mefs.rs Cooper and Anderson.

The Court of Foujdarree Adaulut on a deliberate consideration of all the Circumstances of the Case in Question before them being of opinion that the proof against the prisoner

Sunnasia

is sufficient to convict him of the crime of Murder do convict him thereof and under the provisions of the 7th Regulation 17th of 1817 Sentence him to suffer death by being hanged at the usual time and place of execution.

Read Letter dated 12th March 1856 from the Acting Sessions Judge of Cuttack transmitting Criminal Reports A from the Acting Subordinate Judge and the Principal Assistant Commissioner of Balasore for February last.

Here enter F.R. No 552 of 1856.

Read Criminal Report B dated 1st April 1856 submitted by the Acting Sessions Judge of Pooree Jajpore and other stations from the Subordinate Judge for the month of March 1856.

Here enter F.R. No 553 of 1856.

E. Watt

13th May 1856.

Tuesday 13th May 1856. At a Court

Present

G. F. Mott Esquire
J. Anderson Esquire } Puisny Judges

Read Letter dated 26th March 1856 from the Sessions Judge of Mullore

Here enter F.R. No 555 of 1856.

Read the above letter the Sessions Judge forwarded Copy of a letter from the Magistrate appealing against the Proceedings of the Sessions Court of the 3d March last wherein directed that Peons be posted in Appalachary to his office at the Pagoda of Sperungamadra Swamy and Recording the instructions of this Court on the subject.

2

The Court of Foujdaree Adaulut decree that the Sessions Judge has exceeded his powers in ordering the restoration of the Appalachary to his office all that the Sessions Judge could deal with was the property wrongfully taken from

12th May 1856.

Mess.rs Cooper and Anderson

The Court after a deliberate consideration of all the Circumstances of the Case as produced before them being of opinion that the proof against the prisoner

Samuel

is sufficient to convict him of the crime of Murder do convict him thereof and under the provisions of the Slave Registration Act of 1819 doth hereby order him to suffer death by being hanged at the usual time and place of execution.

Read letter dated 12th March 1856 from the Acting Assistant Judge of Calliaud & forwarding Criminal Report to Government from the Acting Subordinate Judge and the Principal Clerk of Court of Calliaud for February last

/Here enter F.M. No 552 of 1856/

Read Criminal Report dated 1st April 1856 submitted by the Acting Assistant Judge of Pointe a la Verdure and other Statements from the Subordinate Judge for the month of March 1856.

/Here enter F.M. No 554 of 1856/

E. Wolff

Tuesday 13th May 1856. At a Court of the Inferior Vendue held at

Present

G. S. Hooper Esquire
J. Anderson Esquire } Puisne Judges

Read letter dated 12th March 1856 from the Acting Assistant Judge of Pointe a la Verdure forwarding Criminal Report of the Acting Subordinate Judge of the District of Pointe a la Verdure for the month of March 1856.

/Here enter F.M. No 553 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 554 of 1856/

Read letter dated 13th May 1856 from the Acting Assistant Judge of Pointe a la Verdure forwarding Petition of Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 555 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 556 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 557 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 558 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 559 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 560 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 561 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 562 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 563 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 564 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 565 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 566 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 567 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 568 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 569 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 570 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 571 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 572 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 573 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 574 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 575 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 576 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 577 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 578 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 579 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 580 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 581 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 582 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 583 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 584 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 585 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 586 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 587 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 588 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 589 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 590 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 591 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 592 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 593 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 594 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 595 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 596 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 597 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 598 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 599 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 600 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 601 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 602 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 603 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 604 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 605 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 606 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 607 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 608 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 609 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 610 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 611 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 612 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 613 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 614 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 615 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 616 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 617 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 618 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 619 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 620 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 621 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 622 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 623 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 624 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 625 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 626 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 627 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 628 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 629 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 630 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 631 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 632 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 633 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 634 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 635 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 636 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 637 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 638 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 639 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 640 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 641 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 642 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 643 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 644 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 645 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 646 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 647 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 648 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 649 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 650 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 651 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 652 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 653 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 654 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 655 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 656 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 657 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 658 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 659 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 660 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 661 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 662 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 663 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 664 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 665 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 666 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 667 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 668 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 669 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 670 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 671 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 672 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 673 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 674 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 675 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 676 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 677 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 678 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 679 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 680 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 681 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 682 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 683 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 684 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 685 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 686 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 687 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 688 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council.

/Here enter F.M. No 689 of 1856/

Read Petition dated 7th May 1856 from Samuel a Prisoner under sentence of death praying that the Execution of the Sentence of Death passed upon him by this Court on the 12th May 1856 may be respited and that he may be allowed to appeal to His Majesty in Council

12th May 1836.

Myst Hooper and Anderson.

The Court of Foujdaree Adaulut on a deliberate consideration of all the Circumstances of the Case as evidence before them being of opinion that the proof against the prisoner

Ramasha

is sufficient to convict him of the crime of Murder do convict him thereof and under the provisions of the 1st Section X Regulation XII of 1817 adjudge him to suffer death by being hanged at the usual time and place of execution.

(Mutilated)

Read letter dated 1st March 1836 from the Sudder Jujee of Calicut transmitting Criminal Report B from the Acting Subordinate Judge and the Principal Sheristadar of Cochin for February last

(Recorded No. 552 of 1836)

Read Criminal Report B dated 4th April 1836 submitted by the Acting Sub Judge of Rajahmundry and other stations from the Subordinate Judge for the month of March 1836.

(Recorded No. 553 of 1836)

E. Webb

George Clerk

J. H.

Tuesday
13th May 1836. At a Court of the Foujdaree Adaulut.

Present

G. S. Hooper Esquire
J. Anderson Esquire } Principal Judges.

Read letter dated 26th March 1836 from the Sessions Judge of Nellore

(Recorded No. [illegible] of 1836)

Ordered the above letter the Sessions Judge forwarded a Copy of the Proceedings of the Magistrate appealed from and the Proceedings of the Sessions Court and directed that the Sessions Judge do attend at the Office of the Register of this Court on the [illegible] day of January next and bring the original Proceedings with him

2 Ordered that the Sessions Judge do cause his personal attendance to be enforced on the Appellant and the Witnesses for the Prosecution

Ordered that the Sessions Judge do cause the Prisoner to be brought up for the Appellate Trial on the [illegible] day of January next

Ordered that the Sessions Judge do cause the Prisoner to be brought up for the Appellate Trial on the 7th

12th May 1856.

Mess.rs Cooper
and
Anderson.

The Court of Tongdaree 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

Jamaha

is sufficient to convict him of the crime of
Murder do convict him thereof and under the
provisions of the 7th Section X Regulation XIV of 1832 doth
him to suffer death by being hanged at the usual
time and place of execution.

/ Seal and Sr /

Read letter dated 12th March 1856
from the Sessions Judge of Cuttack for-
warding Criminal Report to Bfrom the Sub-
ordinate Judge and the Principal Sudder
Ameen of Balasore for February last

/ Here enter F.C. No 552 of 1856 /

Read Criminal Report Bold
1st April 1856 submitted by the Acting Sessions
Judge of Pooree and other statements
from the Subordinate Judge for the month
of March 1856.

/ Here enter F.C. No 784 of 1856 /

E. 9th Mott

Tuesday
13th May 1856. At a Court of the Tongdaree Udalut.

J. K.

Present

J. S. Hopper Esquire
J. Anderson Esquire Offg } Puisne Judges.

Read letter dated 26th March 1856
from the Sessions Judge of Nellore
/ Here enter F.C. No 668 of 1856 /

With the above letter the Sessions
Judge forwarded Copy of a letter from the Assis-
tant of the Sessions Court of the 3d Zillah last which
directed that Officer to restore to Appalachary
to his office in the Pagoda of Sreerungamachia
Swamy, and requesting the instructions of
this Court on the subject.

The Court of Tongdaree Udalut
2
direct that the Sessions Judge has exercised
his powers in ordering the restoration of
to Appalacharry to his office. All that
the Sessions Judge could deal with
was the property wrongfully taken here
from

13th May 1856.

from the Appalachary excluding not merely the Keys of the Pagoda but all the property in the Pagoda which the Commandeur by reason of the said Keys might have professed himself of. He regards the Officiating Clerk, the Appalachary has no remedy if ousted therefrom again, but by a fresh suit.

Ordered that Extract from the Proceedings be sent to the Inferior Judge of Negapatam for his information.

Sundries No

Read Calendar of Case No 37 of 1856 transmitted by the Officiating Inferior Judge of Negapatam under the 17th April 1856.

Vide also F.R. No 790 of 1856.

Read Calendar of Case No 40 of 1856 transmitted by the Officiating Inferior Judge of Bellary under date the 2nd May 1856.

Vide also F.R. No 889 of 1856

Read Calendar of Case No 3 of 1856 transmitted by the Inferior Judge of Cuddalore and dated the 8th May 1856.

Vide also F.R. No 895 of 1856

Read Calendar of Case No 27 of 1856 transmitted by the Acting Inferior Judge of Madura under date the 2 July 1856.

Vide also F.R. No 899 of 1856.

Read Calendar of Case No 28 of 1856 transmitted by the Acting Inferior Judge of Trichinopoly and dated the 8 May 1856.

Vide also F.R. No 900 of 1856

Lancaster

F. No.

Thursday
15th May 1856.

Mr. Conrad of the Pondicherry Adalut.

Present

G. A. Thompson, Esqre — Puisne Judge
F. Anderson, Esqre — Acting Puisne Judge

Read Miscellaneous Petition presented on the 21st Ultimo, by Govindasamy Pickan late Batta Peon of the District Moonsiffs Court of Cuttalore in the Zillah of Combaconum.

Vide also Ld Fall. R. No 18 of 1856

The petition is rejected and the Petitioner referred to the order of the Court of Pondicherry Adalut dated the 7th April last, which he is informed is final.

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

Mr. F. Anderson

Read Miscellaneous Petition presented on the 10th March 1856 by Muttusamy Pickan Batta Peon of Zillah Trichinopoly

Vide also F. R. No 66 of 1856

This is an application for the release of the 7th Prisoner in Case No 39

F

of 1856 on the Trichinopoly Contendas, who was convicted of the crime of robbery by violence attended with aggravating circumstances, and sentenced to transportation for life.

2. The case in question was fully gone into and the sentence passed against Prisoner and others on full consideration of the evidence adduced. The Court of Foujdaree Adawlut see no reason to doubt the justice of that sentence, and accordingly prefer to reject the Petition.

Ordered, that Notice of these Proceedings be given to Petitioner on her application.

Read Miscellaneous Petition presented on the 31st March 1856 by [illegible] Contenaman Chinny Chundu on behalf of Balandee Sirdar Commandant of Jellah of Tanjore.

(Here Extract H. Mag. No. 68 of 1856)

Mr. F. Anderson

Petitioner submits on behalf of extract stg from Magistrate proceedings of 29th November 1855 by the [illegible]

Ellumlicota and Wantzlow to the Governor's Agent at Tanjore, and requests that the Court of Foujdaree Adawlut will take it into consideration in disposing of the Petition of Appeal which the Petitioner states he has forwarded to this Court thro the Governor's Agent against the decision passed by that Officer, sentencing him to 2 years imprisonment.

2. The Court of Foujdaree Adawlut resolve to dismiss this Petition, there being no Petition of Appeal before them.

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

Read Miscellaneous Petition presented on the 31st March last, by Varaw[illegible] Chinny Moodely of Tillah Trichinopoly, stating Moodely of Tillah Trichinopoly (Here insert H. Mag. & No. 69 of 1856)

Petitioner prays for orders directing the release of his father the Prisoner in the case No. 10 of 1856 on the file of the Session Court of Trichinopoly who was sentenced to 6 months imprisonment with hard labor on

Mr. F. Anderson

Prose

15th. May, 1856.

of 1856 on the Petitioner by Cantelon, who was convicted of the crime of robbery by violence attended with aggravating circumstances, and sentenced to transportation for life.

2. The case in question was fully gone into and the sentence passed against Prisoner and there on full consideration of the evidence adduced. The Court of Foujdaree Adawlut see no reason to doubt the justice of that sentence, and accordingly resolve to reject the Petition.

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

Read Miscellaneous Petition presented on the 31st. March 1856, by S. N Canteeranna Chetty Pleader on behalf of Bahadur Sudas Coomaravenkatapa of Pillach of Ganjam.

/Vide Inter R. M. P. No. 68 of 1856/

Mr. F. Anderson / Petitioner submits an authenticated copy of an Arzee presented on the 29th. November 1855 by the Zemindar of Bhuttiroo

15th. May, 1856.

Bhuttiroo and Wantzetuo to the Governor's Agent at Ganjam, and requests that the Court of Foujdaree Adawlut will take it into consideration in disposing of the Petition of Appeal which the Petitioner states he has forwarded to this Court this the Governor's Agent against the decision passed by that Officer, sentencing him to 2 years imprisonment.

2. The Court of Foujdaree Adawlut resolve to dismiss this Petition, there being no Petition of Appeal before them.

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

Read Miscellaneous Petition presented on the 31st. March last, by Varaw Moodely of Pillach Parlakimedy.

/Vide inter R. M. P. No. 69 of 1856/

Petitioner prays for orders directing the release of his father the Prisoner in Case No. 10 of 1856, on the file of the Session Court of Parlakimedy who was sentenced to 6 months imprisonment with hard labor on

Mr. F. Anderson /

from

15th. May, 1856.

Jones, on a charge of having allowed one of the convicts who were at work in digging gravel at Korrore in the Comand Taluk to go in charge of the 2d Prisoner a Said to his, convicts village at a distance of about 4 or 5 miles, whereby the said convict made his escape.

2. The Court of Fongdaree Ute but do not see any grounds for interference in this case, and they therefore resolve to reject this petition.

Ordered, that Instruct from this Proceedings, be given to Petitioner on his application.

Read Miscellaneous Petition presented on the 31st March 1856, by Sally & Rundah of zillah Ganjam.

/Vide entry F. Mc. P. No. 70 of 1856/

Mr. F. Anderson

Petitioner prays for the interference of the Court of Fongdaree Adalut to instruct the Magistrate to afford her justice in the matter of her complaint relative to the robbery committed on her house.

2. The Court of Fongdaree Ute but see no reason for interfering in the case

F. Ute

15th. May, 1856.

and therefore resolve to reject her Petition.

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

Read Miscellaneous Petition presented on the 7th Ultimo, by Mr. J. N. P. Wilson, Pleader on behalf of Redmum Durma soyadoo of Zillah Rajahmundry.

/Vide entry F. Mc. P. No. 73 of 1856./

Read Return dated the 22d Inst. from the Acting Session Judge of Rajahmundry to the precept of the Court of Fongdaree Adalut under date the 7th Inst. calling upon that Officer to inform us whether Petitioner Redmum Durmarayadoo applied for a copy of the Proceedings of the Civil Court dated the 7th March 1856 and was refused.

/Vide entry F. Mc. P. No. 73 of 1856/

Mr. F. Anderson

It appears that the Petitioner did not apply for a copy of the Proceedings of the Civil Court, the Court of Fongdaree Adalut resolve to dismiss this Petition.

Resolved

15th May 1856.

Ordered, that Certified Copies of these Proceedings be given to the Petitioner Pleader on his application.

Read Miscellaneous Petition presented on the 7th April 1856 by Puttamma wife of Zillah Salem

(Here enter F.M.P. No 74 of 1856)

Mr. F. Anderson. 1

This is an application for the release of the 2d Prisoner in Case 21 of 1855 on the file of the Session Court of Salem who was sentenced to 14 years imprisonment with hard labor in Irons

2

The Court of Furjdarree

Adverts on a perusal of the Calendar and on consideration of this Petition, see nothing to induce them to interfere in the matter and they accordingly resolve to reject this Petition.

Ordered, that Certified Copies of these Proceedings be given to Petitioner on his application.

Read Miscellaneous Petition presented on the 7th Ultimo, by A. Ramien Chetties Pleader on behalf of Ponnien of Zillah Coimbatoor

15th May 1856.

Mr. F. Anderson. 1

Petitioner appeals against the order of the Session Judge of Combaconum under date the 4th January 1856 confirming that of the Joint Magistrate, whereby the Petitioner's complaint was dismissed as false and the Petitioner and others fined with reference to the complaint preferred against them on behalf of Nyanayagee Mordeby

The Court of Furjdarree

3.

Adverts on a perusal of this Petition and of the order appealed against, see no reason to doubt the propriety of the latter.

Petition dismissed.

Ordered, that Certified Copies of these Proceedings be given to Petitioner's Pleader on his application.

Read Miscellaneous Petition presented on the 7th Ultimo, by Chockalinga Pillay of Zillah Tinnevelly

(Here enter F.M.P. No 76 of 1856)

Petitioner appeals from the order

Mr. F. Anderson 1

of the Session Judge of Tinnevelly under date the 15th January last, confirming the decision of the Joint Magistrate in Case No 67 of 1855, sentencing the Petitioner to one months imprisonment, and to a fine of 25 Rupees, commutable to

to further imprisonment of 2 months, on a charge of the abuse of authority in having illegally issued a warrant, in his capacity of Police Ameen, for the apprehension of one Sivarama Pillay and for the search of his house.

2. Petitioner prays for the amendment of the above sentence and for his restoration to his Office from which he has been dismissed.

3. As the Petitioner was convicted criminally, the Court of Fouzdaree Adalut see no reason to interfere in the matter of his dismissal from Office.

4. Petition dismissed.

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

Read a Miscellaneous Petition presented on the 14th Instant, by V. Venkatagoda of Zillah Nellore.

(Here enter F. Mo. P. No. 78 of 1856)

Mr. F. Anderson. 1 Petitioner prays for the release of his son the Prisoner in Case No. 23 of 1855, on the file of the Session Court of Nellore, who was sentenced to 14 years imprisonment

imprisonment with hard labor in Irons on a charge of Highway Robbery.

2. The Court of Fouzdaree Adalut do not see any grounds for interfering in this case, and they therefore resolve to reject this Petition.

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

Read a Miscellaneous Petition forwarded by the Acting Session Judge of Salem from Coollem and others of the same Zillah.

(Here enter F. Mo. P. No. 79 of 1856)

Mr. F. Anderson. 1 Petitioners pray the reversal of the decision passed by the Acting Session Judge in Case No. 10 of 1856, sentencing the 1st Prisoner to ten years and the 2d and 3d Prisoners to 7 years imprisonment with hard labor in irons, and the 4th, 5th and 6th Prisoners each to find one security in the sum of Rs. 100 for their good behaviour and appearance for a period of 2 years, on a charge of Gang Robbery by open violence.

2. The Court of Fouzdaree Adalut

Utdalut see no reason to interfere in this case, and accordingly resolve to reject this Petition.

Ordered, that Extract from these Proceedings, be sent to the Acting Session Judge of Salem, for the information of the Petitioners.

/Sent in No./

Read Miscellaneous Petition forwarded by the Session Judge of Mangalore from Shrikally Mookay and 2 others the 2d, 3d and 4th Prisoners in Case No. 8 of 1856 on the file of the Session Court of Mangalore /Here enter F. Mo. P. No. 80 of 1856/

Mr. F. Anderson / Petitioners request the interference of the Court of Foujdaree Utdalut to reverse the sentence of the Session Judge whereby the 2d and 3d Prisoners are directed each to suffer 3 years imprisonment with hard labor in Irons, and the 4th Prisoner to suffer one years imprisonment with labor suited to her sex, on a charge of having feloniously received a part of the amount embezzled by the 1st Prisoner, knowing the same to have been so embezzled by him.

2

The Court of Foujdaree Utdalut

Utdalut, on a perusal of the Calendar of the case above referred to, see no ground to interfere on behalf of the Prisoners, whose Petition is, therefore, rejected.

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Mangalore, for communication to the Petitioners.

/Sent in No./

Read Miscellaneous Petition forwarded by the Session Judge of Combaconum from Nullapareman Chetty, praying for the reversal of the order of the Session Court under date the 9th January 1856, rejecting his appeal against the order of the Joint Magistrate, confirming a sentence of fine imposed upon him by the Police Ameen of Combaconum in the matter of a complaint of account preferred by one Palany Chetty against the Petitioner and others. /Here enter F. Mo. P. No. 81 of 1856/

Mr. F. Anderson The Court of Foujdaree Utdalut on a perusal of the order appealed against, see no reason to interfere in behalf of the Petitioner, whose petition

is therefore rejected.

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Combacomma, for communication to the Petitioner.-

/Sent in No. /

Read Miscellaneous Petition presented on the 21st Ultimo, by J. Sackee Menon Pleader, on behalf of Ringammal of Zillah Chingleput.

/Here enter F. M. P. No. 82 of 1856/

Mr. F. Anderson / This is an appeal from the order of the Session Judge of Chingleput under date the 6th January 1856, confirming the sentence of the Principal Sudr Ameen in Criminal Case No. 72 of 1855 so far as it awarded the acquittal of the Prisoner and directing that the Documents which the Prisoner is charged with having stolen from the Petitioner, should be "held in deposit "in the Principal Sudr Ameen's Court for "6 weeks in order to give an opportunity "to the Prisoner to open a Civil action, if "he considers he has any just claim thereto "if at the expiration of that period, no Civil

"Civil action has been instituted, the Docu- "ments in question must be made over to "the Prosecutor"

The Court of Fouzdaree A- 2

Adalut do not consider there are grounds for interfering in this case, and they accordingly resolve to dismiss the Petition.

Ordered, that Extract from these Proceedings, be given to Petitioner's Pleader on his application.-

Read Miscellaneous Petition presented on the 21st Ultimo, by Mr. J. P. Wat- son Pleader on behalf of Seshoya Moodely of Zillah Chittoor.

/Here enter F. M. P. No. 83 of 1856/

Mr. F. Anderson / The Court of Fouzdaree Adalut dismiss this Petition as irregular in as much as the order appealed against is the order of the Session Court not having been produced.

Ordered, that Extract from these Proceedings, be given to Petitioner's Pleader on his application.-

Read Miscellaneous Petition presented on the 21st April 1856 by Ven- nachella Pillay of Zillah Cumbaconum.

/Here enter F. M. P. No. 84 of 1856/ Petitioner

15th May, 1856.

Mr. F. Anderson / Petitioner appeals from the order of the Session Judge of Combaconum dated the 19th February last, confirming the decision of the Joint Magistrate fining the Petitioner in a sum of 10 Rupees for having blocked up a channel.

2. The Court of Foujdaree Adalut on a perusal of the order appealed against, see no reason to interfere in this case, 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 21st Ultimo, by Bakeguda of Zillah Cuddapah.

/Here enter F. M. P. No 85 of 1856/

Mr. F. Anderson

This Petition does not state the number of the Case in which the Petitioner's son was convicted, nor is the Petitioner present to furnish the requisite information. The Court of Foujdaree Adalut therefore resolve to dismiss the Petition.

Ordered, that Extract from this

these Proceedings, be given to Petitioner on his application.

Read Miscellaneous Petition presented on the 24th Ultimo, by John Pe Sundier Menon Pleader on behalf of Payaak Cowndan of Zillah Madura.

/Here enter F. M. P. No 86 of 1856/

Mr. F. Anderson / This is an appeal from the order of the Session Court of Madura dated so far back as the 10th March 1855 rejecting on the score of delay. Petitioner's appeal against the decision of the Joint Magistrate in Case No 105 of 1854 whereby the Petitioner was sentenced to 4 months imprisonment and removed from his office of Nattamagar

The Court of Foujdaree Adalut, after the expiration of so long a period, cannot now take this matter into consideration and resolve therefore to reject the Petition.

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

Read Miscellaneous Petition forwarded by the Session Judge of Com bacconum

15th May, 1856

Cocanum from Ramalinga & Chetty of the same Zillah.

(Vide entry F. M. P. No 57 of 1856)

Mr. F. Anderson / Petitioner prays for the interference of the Court of Fouzdaree Adawlut to reverse the order of the Session Court of Combaconum dated 24th January 1856 rejecting Petitioners appeal against the order of the Acting Special Assistant Magistrate dismissing his complaint against one Meenatchy and 11 others.-

2 The Court of Fouzdaree Adawlut, see nothing in this Petition which would induce them to interfere in behalf of the Petitioner, whose Petition is accordingly rejected.

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Combaconum, for the information of the Petitioner.-

Sent in, No.

Read, Miscellaneous Petition presented on the 28th Ultimo, by Cundasse Chetty of Zillah Chittoor.

(Vide entry F. M. P. No 58 of 1856)

Petitioner

F. M.

15th May, 1856

Mr. F. Anderson. / Petitioner seeks the interference of the Court of Fouzdaree Adawlut to reverse the order of the Acting Session Judge of Chittoor dated the 29th February last, rejecting Petitioners appeal against the order of the Magistrate confirming the one passed by the Head of Police of the Cavarapauk Pakoor, whereby the Petitioner and his opponents were prohibited from interfering with the land, which the Petitioner states, belongs to himself, but on which, he complains, his opponents buried a corpse against Mamool.

2 As the matter seems to be one of Civil right, the Court of Fouzdaree Adawlut, see no reason to interfere in the case and accordingly resolve to dismiss the Petition.-

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Chittoor, for his information

Sent in No.

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

Read

15th. May, 1856.

Read. Miscellaneous Petn.
presented on the 28th. April 1856, by Mor
gan Carpenter of Zillah Chingleput.

(Here enter F. M. P. No. 59 of 1856)

Mr. P. Anderson

1.

Petitioner prays for a reconsidera
of the order of the Court of Foujdaree Ad
lat under date the 6th. December last,
rejecting his Petition. No. 277 of 1855.

2.

The Court of Foujdaree
Adalat, see no reason to alter their former
order above referred to, which the Petitioner
is informed is final.

3

Petition dismissed.

Ordered, that Sixteen days from
these Proceedings, be given to Petitioner
his application.

Read. Miscellaneous Petition
presented on the 30th. Ultimo, by Mr. J. H.
Wilson, Pleader on behalf of Redeemer Du
marryadoo of Zillah Rajahmundry.

(Here enter F. M. P. No. 91 of 1856)

Mr. P. Anderson

Petitioner's Pleader states before
the Court, that there is no occasion to take
this Petition into consideration. Mr. is there
fore dismissed.

Ordered, that Sixteen days from
these

15th. May, 1856.

these Proceedings, be given to Petitioner
Pleader on his application.

E. H. Holt

Geo. Plowden

F. H.

Friday
16th. May, 1856. At a Court of the Foujdaree Udalut.

Present

G. S. Saddler, Esqre.,——— Puisne Judge

F. Anderson, Esqre.,——Acting Puisne Judge

The record of trial in referred Case No. 3 of 1856, on the Calendar of the Agents Court of Ganjam not having been yet received,

Ordered, that the Acting Agent of Ganjam, be required to submit the record aforesaid without delay.—

/Sent in No./

Read Return dated 28th. April, from the Acting Session Judge of Madura, to the Registr of the Foujdaree Udalut under date the 14th April 1856, directing the immediate release of the 3d 4th 5th and 6th prisoners in Cavendar Case No. 41 of 1855, and calling upon the Acting Session Judge and Mahomedan Law Officer to explain on what grounds the 4th Prisoner was convicted.

/New entry F. H. No. 854 of 1856/

The

16th. May, 1856.

The Court of Foujdaree Adalut consider the explanation of the Law Officer unsatisfactory, he should have referred to the record of the trial before replying to the order of the Sessions Judge calling for explanation.

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

/Sent in No./

Read letter dated 29th. May 1856, from the Acting Session Judge of Tellicherry, submitting for the final judgment of the Foujdaree Adalut the record of trial in Case No. 16 of 1856 of the Calendar of the Sessions Court.

/Here enter P.C. No. 888 of 1856./

Read also letter dated 7th. Idem, from the Acting Session Judge of Tellicherry, reporting the death of the 19th. Prisoner in Case No. 16 of 1856, on his Calendar.

/Here enter P.C. No. 904 of 1856./

The

16th. May, 1856.

Mr. C. L. Brooke
and
Mr. T. Anderson

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 prosecutor has proved the Prisoners

1st. Vellandil Pallanbatta Moideen Coutty.

3d. Chatty Kalandan.

17th. Togaddan Aowey.

18th. Kottayil Koffery.

and

18th. Mowantotta Pokun.

is sufficient to convict them of the crime of Robbery by open force attended with Murder, do convict them severally thereof; and under the provisions of Clauses 3 and 5th. Section IX. Regulation XV. of 1803, 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 labor on the public works for and during the period of their natural lives.

And being of opinion that the prisoner

17th. Ambram Koffery

is not convicted on presumptive proof;

or on the evidence of credible witnesses, or on his own confession, of the above crime acquit him thereof; but considering that strong suspicion, though not amounting to conviction, attaches to him, they direct that he be required under Clause 4th Section II, Regulation XV of 1803, to find two sureties in 50/ fifty, Rupees each surety for his good behaviour and appearance when required, within 3 years in default thereof that he be detained for that period in confinement.-

1.

In this case 21 Prisoners were charged with robbery by open violence attended with murder.-

2

The Session Judge, in concurrence with the Law Officer, acquitted the 2d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 12th, 13th, 14th, 15th, 20th and 21st Prisoners. He also, concurring with the Law Officers in the conviction of the 1st, 3d, 11th, 16th and 18th Prisoners, but disagreed as to the conviction of the 17th and 19th deeming them entitled to the unconditional acquittal, as their taken confessions were unsupported by other evidence, and in referring the trial as regards

No 46.

16th May, 1856

regards those of Prisoners, proposed that the 1st, 3d, 11th, 16th, and 18th Prisoners may be sentenced to 14 years imprisonment with hard labor in irons in banishment, and that the 17th and 19th be unconditionally released.

The Court of Foujdaree

3.

Hold that concur with the Session Judge and Law Officer in the conviction of the 1st, 3d, 11th, 16th and 18th Prisoners; but, considering the sentence proposed by the Session Judge to be inadequate for the

4.

crime charged against them, have sentenced them to transportation for life.-

They also concur with the Session Judge in the acquittal of the 17th, but as suspicion attaches to him, they have ordered him to be released on security

5

The 19th Prisoner is reported to have died in Jail while the case was under reference to this Court.-

Ordered, that Extract from these Proceedings be sent to the Acting Session Judge of Pillibhery, for his information.-

Sent in Ms

E. Elliott

Cecil Beadon

and, direct that he be set at liberty.

/Sent in &c/

Read letter dated 2nd May 1856 from the Officiating Sessions Judge of Bellary, submitting for the final judgment of the Zoyjdaree Udalut the Record of Case No 39 of 1856.

/Here enter J. C. No 886 of 1856./

Mesrs Hooper and Anderson

The Court of Zoyjdaree 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 Ochur.

2d Chowreemootoo

3rd Purrepoornum

is sufficient to convict them of the crime of Murder, do convict them thereof; and under the provisions of Section X Regulation XVIII of 1802, sentence the Prisoners

1st Ochur

to suffer death by being hanged at the usual time and place of execution and the prisoners,

2nd Chowreemootoo.

and

3rd Purrepoornum

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, on the public roads or other public works for and during the period of their natural lives.

1. The Court of Zoyjdaree Udalut observe that they have repeatedly forbidden the practice of sending single peons in charge of prisoners to work at any distance from the Jail, and it also appears from the statements of the prisoners in this case, that other irregularities are suffered to take place in the Bellary Jail. They resolve therefore to direct that the same be brought to the notice of the Officer in charge of the Jail, who should be required to take serious notice of, and put a stop to, these irregularities.

Ordered that Extracts from these Proceedings be forwarded to the Officiating Sessions Judge of Bellary for communication to the subordinate Judges.

/Sent in &c/

Ed Elliot

F. Dc.

Monday
19th. May, 1856.

At a Court of the Foujdaree Adalut

Present

G. S. Cooper, Esqre. ——— Puisne Judge
F. Anderson, Esqre. ——— Acting Puisne Judge

Read Calendar of Cases
No. 24 of 1856, of the Session Court of
Coimbatore.

/Here enter F. Dc. No. 867 of 1856/

The Session Judge recommends
1.
that the prescribed punishment to which the
Prisoner in this case has rendered himself
liable on his conviction of Highway Robbery
may be reduced to 4 years.-

The Court of Foujdaree Ada-
2.
-lut deeming the mitigated sentence above pro-
-posed an inadequate punishment for the
Prisoner, resolve to direct that he be sentenced
to Imprisonment for 5 years with hard labor
in irons.-

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

Sent in Nos.

Read

X Caroopen

Read Calendar of Cases
No. 26 of 1856, of the Session Court of
Coimbatore

/Here enter F. Dc. No. 868 of 1856./

1.

The Session Judge recommends
that the prescribed punishment to which the
1st Vadugan
2d Para Karuppan
Prisoners noted in the margin have rendered
themselves liable on their conviction of
Highway Robbery may be reduced in the
case of the 1st to 6 years and in that of
the 2d to 6 years.-

2.

The Court of Foujdaree
Adalut sanction the mitigated sentence above
recommended as regards the 2d Prisoner, but
being of opinion that the proposed punishment
is inadequate for the 1st Prisoner, the Court
direct that he be sentenced to Imprisonment
with hard labor in irons for the period of
7 years.-

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

/Sent in No. /

Read again Letter dated 10th
April 1856 from the Magistrate of Madura
recommending

19th May, 1856.-

recommending under the circumstances therein
stated that a reward of Rupees 500 may be
offered for the apprehension of one Dikkuver
jeyan a very notorious and influential leader
of Gang Robbers

/Here enter F. Dc. No. 721 of 1856/

Read also letter dated 29th
April 1856 from the Magistrate of Madura,
forwarding copy of a letter from the Magis-
trate of Timnevelly reporting the capture
of the two notorious Gang robbers Chocatalavan
& the two Dikkuverjayen, and recommending rewards
to the parties who captured them.-

/Here enter F. Dc. No. 872 of 1856./

Read also return dated 28th
April 1856, from the Magistrate of Madura
to the Precept of the Foujdaree Adalut dated
24th Idem, regarding the reward for the capture
of Dikkuverjayen.-

/Here enter F. Dc. No. 877 of 1856./

Read also letter dated 3d
May 1856, from the Acting Session Judge of
Madura, proposing a further reward of Rs. 400
Rupees for the capture of Chocatalavan.-

/Here enter F. Dc. No. 885 of 1856./

Under

Under the circumstances repre-
sented by the Acting Session Judge and
Magistrate of Madura, the Court of Foy-
daree Udalut under the authority vested
in them by Section XXIII. Regulation IX of
1816, are pleased to sanction the grant of
rewards of 600 Rupees for the apprehension
of each of the notorious Gang robbers Cha-
-tatavan and Dikkunjayen.

Ordered, that Extract from
these Proceedings, be sent to the Acting
Session Judge of Madura for his informa-
-tion and for com-
-munication to the Ma-
-gistrate.-

/Sent in No. /

Read letter dated 6th. May
1856, from the Session Judge of Masulipatam,
submitting for the final judgment of the
Foujdaree Udalut the record of Case No. 22
of 1856 on the file of the Session Court-

/Here enter F. Rs. No. 916 of 1856/

Messrs. G. L. Hooper
and
F. Anderson

The Court of Foujdaree Uda-
-lut on a deliberate consideration of all the
circumstances of the case in evidence before
them

them being of opinion that the proof against
the prisoner,

Cunnah Sobbaraydoo

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

/Sent in No. /

Read again Calendar in
Case No. 31 of 1856, on the file of the
Session Court of Bellary.-

/Here enter F. Rs. No. 649 of 1856/

Read also return dated 26th.
April 1856, from the Officiating Session
Judge of Bellary to the precept of the
Foujdaree Udalut dated the 12th. Idem,
requesting certain information in the
above Calendar.-

/Here enter F. Rs. No. 873 of 1856/

In the above return the Of-
-ficiating Session Judge furnishes
the information called for and states
that

that in consideration of the 3 first pri-
=soners having used violence towards the
Prosecutor in the perpetration of the rob-
=bery with which they were charged, and
the absence of any extenuating circum-
=stances he saw no grounds for recom-
=mending a mitigation of the sentence
awarded against them.-

2. The Court of Ponjdaree
Udalut are of opinion that as only
a slight and a superficial wound
had been made on the body of the
Prosecutor, a sentence of 10 years im-
=prisonment with hard labor in irons
will be adequate punishment for the
Offence of which the 3 first prisoners
have been convicted, and they resolve
to call upon the Session Judge to reduce
their sentence accordingly.-

3. If unable to concur with
the Court in the propriety of the miti-
=gated 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

Ordered, that Extract from
these Proceedings, be sent to the Officiating
Session Judge of Bellary by Precept
returnable within X days from and
after its receipt.-

Sent following Precept No. 1=

Lang Letter

E. T. Holt

J. No.

Wednesday 21st. May 1856.—

At a Court of the Fouzdaree Udalut.

Present

G J Hooper Esquire. — Puisne Judge

H Anderson Esquire Acting — Puisne Judge

Read again Calendar of Case No. 13 of 1856 of the Session Court of Combaconum.—

/ Here enter J. No. No. 773 of 1856 /

Read also Return dated 6th. May to the Precept of the Fouzdaree Udalut under date the 2nd. May 1856, desiring the Session Judge to afford information as to why in a Case of Highway Robbery like the present, he has recommended in mitigation so lenient a sentence as 3 years Imprisonment.—

/ Here enter J. No. No. 892 of 1856 /

In the above return the Session Judge reports that he recommended the lenient sentence alluded to as he considered the robbery was the result rather of a sudden temptation offered to the Prisoner than of any deliberate premeditated purpose, and that the account of the violence used appeared to have been exaggerated.—

Under these circumstances the Court of Fouzdaree Udalut resolve to sanction the

the mitigated sentence of 3 years Imprisonment
with hard labor in irons proposed to be passed
on the prisoner in this case and they do authorize
the Sessions Judge to issue his warrant accordingly

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

Sent in No

Thursday
22nd May 1856. At a Court of the Fouzdaree Adalut

J. U.

Present

G. S. Hooper Esquire
F. Anderson Esquire } Sessions Judges.

Read Calendar of case No 17 of
1856 on the file of the Sessions Court of Tin-
nivelly.

Synopsis

Perzyuder F. H. No 897 of 1856

The Prisoners in this case were
1. charged with having in Company with
others attacked the Prosecutor, beaten
the threshing floor of the Prosecutor, beaten
and otherwise maltreated the 1st and 2d Witnesses,
and plundered therefrom 6 Cullums of
paddy Valued at 8 Pagodas q — —, and they
were further charged with being in possession
of a portion of the plundered grain.

The Sessions Judge in concurrence
2. with the futwa of the Law Officer convicted
the prisoners, and sentenced them to 10 years
imprisonment with hard labor in irons
under clause 3d Section IV Regulation XV
of 1803.—

As

3

As there was no breaking into a house, Storehouse or other secured place, and as the only violence inflicted appears to have been pinioning the prosecutors 1st and 2d cr witnesses who were watching the paddy, the Court of Fouzdaree Adalut are of opinion that a sentence of 7 years imprisonment with hard labor in irons will be adequate punishment for the offence of which the prisoners have been convicted, and they resolve to call upon the Sessions Judge to reduce their sentence accordingly.-

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 sent to the Sessions Judge of Trichinopoly by precept returnable in X days from and after its receipt.

/Sent following precept No /

Read Calendar of Case No 24 of 1856 on the file of the Sessions Court of Madura.

/Hereunto F.H. No 898 of 1856/

The

The 1st and 2d Prisoners in this

1.

case were convicted of having in their possession property obtained by robbery with violence, and were sentenced by the Sessions Judge to 2 years imprisonment and 50 lashes under clause fourth Section IV Regulation VI. of 1822.-

Considering that the property

2.

was acquired by Gang robbery accompanied by violence, and that there is every reason to believe the prisoners took an active part in this case as appears to the Court of Fouzdaree Adalut to be quite inadequate.-

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

/Sentence No /

Read Calendar of Case No 29 of 1856 of the Sessions Court of Madura.-

/Hereunto F.H. No 924 of 1856/

The Court of Fouzdaree Adalut

approve of the recommendation made by the Acting

Acting Sessions Judge in this case that the period
of imprisonment which the prisoner noted in
3d Thermometer the margin, has been adjudged to suffer on his
conviction of Robbery attended with violence,
be reduced to /5/ five years with the 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 Acting Sessions
Judge of Madura for his information.

/Sentence No /

Read letter under date the 8th May
1856 from the Sessions Judge of Chicacole, forwarding
English translation of the record of Case No 2 of 1856
on the Calendar of the Sessions Court, for the final
Judgment of the Court of Foujdaree Adalut.

/Hereunto F.A. No 936 of 1856/

W. G. S. Hooper
and
W. T. Anderson.

The Court of Foujdaree Adalut,
on a deliberate Consideration of all the cir-
cumstances of the case in evidence before them,
being of opinion that the proof against the
prisoner

1st "Pelar Saib"

is sufficient to convict him of the crime of
Murder

Murder, do convict him thereof and under
the provisions of Sections X Regulation VIII
of 1802, Sentence him to suffer death by being
hanged at the usual time and place of
execution

/Sentence No /

Read letter under date the 13th
May 1856 from the Sessions Judge of Cuddalore,
forwarding English Translation of the record
of Case No 8 of 1856 on the Calendar of the
Sessions Court, for the final Judgment of
the Court of Foujdaree Adalut.

/Hereunto F.A. No 931 of 1856/

W. G. S. Hooper
and
W. T. Anderson.

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

1st "Pillai Padiachie"

is not convicted on presumptive proof,
or on the evidence of credible witnesses,
or on his own Confession of the crime charged,
do acquit him thereof and direct that he
be set at liberty.

Sir

1.

In this case the Honourable Law Officer acquitted the prisoners of the crime charged, and the Sessions Judge concurring in the acquittal of the 2d prisoner directed his release; but being of opinion that the evidence sufficed for the conviction of the 1st prisoner, recommends that he be sentenced to 7 years imprisonment with hard labor in irons.

2.

On an attentive perusal of the record the Court of Zoujdaree Udalut are unable to concur in the conviction of the 1st prisoner.

3.

They observe that the prisoners did not confess before any of the tribunals, and none of the stolen property was discovered in their possession.

4.

In respect to the direct evidence as to the identification of the prisoners by the prosecutrix, and the 1st and 2d witnesses - and the corroborative evidence of the footsteps traced from the place of the robbery to the Village corresponding with that of the prisoners, the Court of Zoujdaree Udalut observe that as regards the 1st prisoner this latter evidence, as pointed out by the Sessions Judge

22d May 1856.

Judge is of a remarkable kind, and would have led the Court to convict him had the evidence as to the identification of the prisoner been satisfactory, but the Court do not think that this evidence is such as can safely be relied on, for it is scarcely possible if the above parties had identified the prisoners as now stated, that all omission of the fact should have occurred both in the arzees and in the depositions given before the police by the 5th and 6th witnesses the Patails of the Villages, and there is also a discrepancy in the evidence of the Prosecutrix 1st and 2d witnesses as to whether the identification took place in consequence of the feet of the prisoners being found to correspond with the footsteps on the ground, or whether they identified them amongst a Crowd of Villagers Collected in order that they might have an opportunity of doing so.

Under these circumstances the

5.

Court of Zoujdaree Udalut have directed the unconditional release of the 1st Prisoner.

Ordered

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

/Sentence No/

Read Criminal Reports dated 31st March 1856, submitted by the Sessions Judge of Coimbatore for the months of March 1856.

/Here enter F.H. No 805 of 1856/

Read Criminal Reports dated 19th April 1856, submitted by the Sessions Judge of Bellary for the months of March 1856.

/Here enter F.H. No 806 of 1856/

Read Calendar of Case No 14 of 1856 submitted by the Sessions Judge of Cuddapah, under date the 22nd April 1856.

/Here enter F.H. No 818 of 1856/

Read Calendar of Case No 5 of 1856 submitted by the Acting Sessions Judge of Ra-jahmundry under date the 21st April 1856.

/Here enter F.H. No 822 of 1856/

Ed 18/9

Monday
26th. May 1856.

F. H.

At a Court of the Foujdaree Adalut.

Present

G. S. Hooper Esquire
F. Anderson Esquire Offg. } Puisne Judges

Read letter dated 17th May 1856 from the Sessions Judge of Cuddalore Submitting for the final Judgment of the Foujdaree Adalut the record of trial in case No 18 of 1856 of the Calendar of the Sessions Court.

/Here enter F.H. No 970 of 1856/

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

"Para 3 of 3rd Cowdan"

is sufficient to convict him of the crime of Housebreaking and theft for which, according to the Mahomedan Law as declared in the futwas of their Law officers, the penalty of Hud is awardable do convict him thereof and

and under the provisions of Section XXI Regulation VII of 1802 and Clause 2d Section VI Regulation I of 1825 sentence him to be imprisoned and kept to hard labor in irons on the public roads or other public works, for and during the period of /7/ Seven years.-

1.

In this Case the Prisoner is charged with the having in Company with another, not apprehended, entered the prosecutors house by making a hole through the wall to which the backyard door frame was fixed and stolen therefrom Brass utensils and other Cloths valued Rupees 1-4-6.

2.

The law Officer convicted the prisoner of the crime charged but the Sessions Judge being unable to concur referred the case and recommended that the Prisoner may be unconditionally released

3.

The Court of Sonjedaree Adalut see no reason to doubt the truth of the main facts deposed to namely that the Prosecutor heard the sound of thieves breaking into his house that he awoke and called the Servants to his assistance and seized the prisoner while trying

trying to escape. The prisoner was produced immediately before the Village Mooneiff, that he did confess (this is clear from) the fact of the police having proceeded to seize the other prisoners alleged to have been inculpated by him the statement of the prisoner as to the cause of his being near the backyard gate of the prosecutor is most improbable and supposing he had come there under the circumstances stated by him no reason is shewn why he should have been seized by the prosecutor. The fact of this previous conviction of theft strengthens the probability of the truth of the prosecutors statement and the falsehood of the prisoners.-

Under these circumstances the

4.

Court of Sonjedaree Adalut have convicted the prisoner of the crime charged and have sentenced him to 7 years imprisonment with hard labor in irons.-

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

/Sentence Approved/

26th May 1856.

Read Petty Calendars dated 26th April 1856 submitted by the Sessions Judge of Madura for the 1st quarter of 1856.

(Here enter F.H. No 870 of 1856)

Read Calendar of Case No 33 of 1856 submitted by the Officiating Sessions Judge of Bellary under date the 28th April 1856.

(Here enter F.H. No 874 of 1856)

Read report dated 1st May 1856 submitted by the Officiating Sessions Judge of Bellary of Cases pending on the 30th March 1856 before the Sessions Court for a longer period than 25 days.

(Here enter F.H. No 878 of 1856)

Read Calendar of Case No 4 of 1856 submitted by the Acting Sessions Judge of Tellicherry under date the 22d April 1856.

(Here enter F.H. No 879 of 1856)

Read Calendar of Case No 26 of 1856 submitted by the Sessions Judge of Coimbatore under date the 22d April 1856.

(Here enter F.H. No 883 of 1856)

Read Calendar of Case No 14 of 1856 submitted by the Sessions Judge of Madura under date the 5th May 1856.

(Here enter F.H. No 884 of 1856)

E. Thorn

Counsellor

F. Ho.

Tuesday 27th May, 1856.

At a Court of the Foujdaree Adalut

Present.

G. L. Hooper Esqre
F. Anderson Esqre Actg } Puisne Judges.
J. W. Goodwyn Esqre Actg

Read again Criminal Report B for the months of February 1856, submitted by the Acting Sessions Judges of Honore.

(Here enter F. Ho. No. 676 of 1856.)

Read also return dated the 5th May 1856 from the Sessions Judge of Honore, to the precept of the Foujdaree Adalut under date the 25th April 1856, reviewing the Criminal Report B of the Principal Sudder Ameen for the months of February 1856.

(Here enter F. Ho. No. 906 of 1856.)

The Court of Foujdaree Adalut direct that it be pointed out to the Principal Sudder Ameen for his information and future guidance that, when

when the same prisoner stands charged with 2 or more offences, his conviction or acquittal on each of the charges should be distinctly stated in the report.

Ordered, that Extract from these Proceedings be sent to the Sessions Judge of Honore for communication to the Principal Sudder Ameen.-

(Sent in No.)

Read Calendar of Case No. 30 of 1856 submitted by the Acting Sessions Judge of Madura, under date the 12th. May 1856.

(Here enter Fdo. No. 925 of 1856)

1. In this Case, the prisoner a female, was convicted of knowingly possessing stolen property acquired by Gang Robbery and Murder, but in consideration of her sex and the fact of her being the wife of one of the perpetrators of the crime who has not yet been apprehended, the Acting Sessions Judge sentenced her to 3 Months imprisonment with labor suitable to her sex under clause 4th. Section IX Regulation VI of 1822.

As

As the husband of the
2.
prisoner is stated to have been one of the perpetrators of the robbery, the Court of Foujdaree Adalut see reason to doubt the propriety of punishing her on account of the stolen property being found in her house, and they request to be informed whether the prisoner is proved to have done any culpable act independent of, or in the absence of her husband.-

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

(Sent following Precept No. 1/5

Rd. 18.)

T. U.

Thursday
29th May 1856

At a Court of the Toydaree Udalut.

Present

G. S. Hooper Esqre. ——— Puisne Judge

J. Anderson Esqre. —— Acting Puisne Judge

T. W. Goodwyn Esqre. —— Acting Puisne Judge

Read again Miscellaneous Petition presented on the 3d March 1856 by S. Teroomalachary Pleader on behalf of Talavoy Seravacaren and others of Tillah Madura.

(Herewith T. M. P. No. 51 of 1856)

Read also again Return of the Acting Sessions Judge to the Precept of this Court under date the 10th March 1856, directing the suspension of the Acting Sessions Judges order dated 29th November 1855.

(Herewith T. U. No. 359 of 1856)

Read also again Miscellaneous Counter Petition presented on the 10th April 1856 by Mr. J. H. D. Wilson Pleader on behalf of Andee Lutchmee Ummal of the said Tillah.

(Herewith T. M. P. No. 77 of 1856)

Read also Return dated the 16th instant from the Acting Sessions Judge of Madura to the Precept of the Toydaree Udalut under date the 21st April 1856, requiring that Officer to state whether any forced was used

in the matter of the disputes set forth in the above Petitions

(Here enter F No. No 928 of 1856)

Read also Miscellaneous Petition

presented on the 27th Instant by Mr. Wilson, Pleader on

behalf of Andee Lutchmee Ummal of Tillak Madura

(Here enter F M. P. No. 101 of 1856)

Mr. Anderson

The Court of Foujdaree Udalut on a

consideration of the foregoing papers are satisfied from

the Return of the Session Judge that no force was used

They therefore resolve to adhere to their order of the 21st April

1856, which must hold good

Ordered that Extract from these Proceedings

be sent to the Acting Session Judge of Madura for his

information and guidance.

Ordered also that Extract from these

Proceedings be given to the Petitioners Pleaders on their

respective application

(Sent in No.

Read again Miscellaneous Petition

forwarded by the Acting Session Judge of Madura from

Vellaymien of the same Tillak

(Here enter F M. P. No. 64 of 1856)

Read also Return dated the 10th instant

from the Acting Session Judge of Madura to the Precept

of the Court of Foujdaree Udalut under date the 17th ultimo

calling

calling upon that Officer for any remark he may have to

make on the above Petition and directing him to submit

translation of certain documents connected with the matter

(Here enter F No. No 927 of 1856)

The Court of Foujdaree Udalut having

Mr. Anderson

taken the foregoing return and other papers connected with the

case into mature consideration, see no reason to interfere with

the sentence passed in Case No. 3 of 1856 on the Calendar of the

Session Court of Madura. They therefore resolve to reject

the Petition.

Ordered that Extract from these Proceedings

be sent to the Acting Session Judge of Madura for his

information and for communication to the Petitioner.

(Sent in No.

Read letter under date the 19th May 1856

from the Officiating Agent to the Governor of Fort St. George

at Nurmed, submitting for the final judgment of

the Foujdaree Udalut a report of the trial of Criminal

Case No. 22 of 1856 on his file.

(Here enter F No. No 981 of 1856)

The Officiating Agent convicts the

Mr. Anderson

Prisoner, Hoossain Saib

alias

Bada Saib,

of attempt at Fraud and recommends that he be

sentenced to five years imprisonment with hard

labor in irons.

The

2 The Court of Foujdaree Adalut concur in the view taken of the case by the officiating Agent. As however the charge is not "forgery" but only "attempt at fraud" the Court are of opinion that one year's imprisonment with hard labor in irons will be sufficient punishment, and they resolve to sentence the Prisoner accordingly.

Ordered that Extract from these Proceedings be sent to the officiating Agent at Nurmeal for his information.

(Sent in No.

Read again Mr. Hooper's Petition presented on the 3d March 1856 by Nallayanda Coundan of Zillah Chittoor.

(Here enter F. Mo. P. No. 49 of 1856)

Read also Return dated 10th May 1856 from the Acting Session Judge of Chittoor to the Court of the Foujdaree Adalut under date the 14th April 1856, calling for an English translation of the Record of trial in case No. 10 of 1856.

(Here enter F. Mo. No. 909 of 1856)

Mr. Hooper.
Mr. Anderson.

1 In this case the two prisoners were convicted of the crime of Robbery by open violence and were sentenced to 14 years imprisonment under clause third Section IV Regulation XX of 1803, but on the recommendation of the Session Judge the period of their

their imprisonment was mitigated to 8 years.

2 On the presentation of a Petition on behalf of the 1st prisoner, the record of the case was called for and on an attentive perusal of the same, the Court of Foujdaree Adalut consider the evidence insufficient for the conviction of the 1st Prisoner.

3 They observe that the conviction of the 1st Prisoner is based on 1st his identification by the 1st Prosecutor, 2nd by the finding of the Tumbal No. 2 in his house, and 3rd on his admissions before the Villagers.

4 The statement of the Prosecutor as to his identification is, in the opinion of the Court, not to be relied on, because the latter admits that the only reason why he recognized the prisoner as being an inhabitant of a neighbouring village he knew him before and for four had not mentioned to any one the fact of his having recognized him as a leader of the robbers.

5 As regards the Tumbal No. 2 it was not found on the best of stolen property and is valued at only 5 Rupees. The 1st Prisoner had absconded and a warrant was sought against him. Under these circumstances it cannot be believed that he would keep an article of the stolen property among his own pots in his house. There was really no attempt to conceal it.

6 The only evidence therefore that remains against the prisoner is his admission before the 3 witnesses

a peon and the villagers - but he denied all knowledge of the robbery when brought before the Head of Police.

7. Under these circumstances the Court of Foujdaree Udalut resolve to direct that the 1st prisoner in this case be unconditionally released.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Chittoor by Precept returnable within III days from and after its receipt.

(Sent following Precept No.

Read Miscellaneous Petition presented on the 13th March 1856 by S. Teroomala charry Reader on behalf of Appatooray Iyen of Zillah Trichinopoly.

(Here enter F. M. P. No 93 of 1856)

Mr. Hooper. 1 Petitioner appeals against the order of the Session Judge of Trichinopoly under date the 12th February last confirming the decision passed by the Principal Sudr Ameen of that station in Criminal Case No. 80 of 1855, sentencing the 1st prisoner to six months imprisonment with hard labor in irons on a charge of fraud.

2 The Court of Foujdaree Udalut see no reason to interfere with the sentence appealed against and they accordingly resolve to reject this petition.

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

Read Miscellaneous Petition presented on the 9th May 1856 by Veeraty of Zillah Chittoor.

(Here enter F. M. P. No 94 of 1856)

Mr. Hooper. The Court of Foujdaree Udalut resolve to reject this Petition and refer the Petitioner to the orders formerly passed by them in the matter to which the Petition relates.

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

Read Miscellaneous Petition presented on the 9th May 1856 by Ramy Chetty Sashummah of Zillah Nellore.

(Here enter F. M. P. No 95 of 1856)

Mr. Hooper. The Court of Foujdaree Udalut resolve to reject this petition and refer the Petitioner to the orders formerly passed by them in the matter to which the Petition relates.

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

Read Miscellaneous Petition presented on the 9th Instant by S. N. Cumteeswara chary Reader on behalf of Angooreddy and others, the 1st 2d 3d 4th 5th 6th 9th 13th and 14th Prisoners in Case No. 21 of 1855 on the file of the Session Court of Chingleput.

(Here enter F. M. P. No 96 of 1856)

The Reader proposes to present a Petition

Mr. Anderson. 1 of Appeal against the sentence passed upon the above Prisoners and requests the Court in the meantime to direct the Session Judge of Chingleput to suspend execution of the said sentence.

The

2

The Court of Foujdaree Udalut see no reason to stay execution of the sentence as prayed for, and therefore reject this Petition.

Ordered that Extract from these Proceedings be given to the Petitioners' Pleader on this application.

Read again Miscellaneous Petition presented on the 27th February 1856 by Arthur M. Ritchie Esqr. and Alexander M. Ritchie Esqr., Pleaders on behalf of Soondra Rajen Chetty and others of Zillah Madura.

(Here enter F. M. P. No. 45 of 1856.)

Read also return dated 15th ultimo from the Acting Session Judge of Madura to the precept issued by the Foujdaree Udalut under date the 3d of the same month directing him to submit the original depositions affecting the Prisoners 1 to 15. 17. and 18 in Calendar Case No. 46 of 1855.

(Here enter F. U. No. 756 of 1856.)

Mr. Hooper.
Mr. Anderson.

The Court of Foujdaree Udalut having taken into consideration the Proceedings held before the Session Court regarding the Prisoners 1 to 15 and the 17th and 18th find that there is no evidence whatever upon which they can be convicted of the crimes charged against them. They resolve therefore to direct that they be immediately and unconditionally released.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Madura by Precept returnable within 2 days from and after its receipt

Ordered

F. U.
29th May 1856.

Ordered also that Extract from these Proceedings be given to the Petitioner's Pleaders on their application.

(Sent following Precept No. 5

Cargulden

Ex B.W.

J. U

Friday
30th May 1856. At a Court of the Tongdaree Udalut.

Present

G. T. Hooper Esquire
F. Anderson Esquire Acting } Prisme Judges.
J. W. Goodwyn Esquire Acting

Read letter dated 18th May 1856
from the Officiating Agent to the Governor at
Hurnool submitting for the final Judgement of the
Tongdaree Udalut the record of trial in Case No
97 of 1856 on the Agents file.
Herewith No 993 of 1856.

The Court of Tongdaree 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 Sashegadoo
2d Madadoo
3d Timmah Boyee
4th Rammadoo
5th Timmegadoo
6th Ramnacka
7th Eloogu
8th Roopanee
and
9th Ruckanah

is sufficient to convict them of the crimes
charged

charged do convict them thereof and sentence the prisoners:

1st Sashegadoo

to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of /1/ one year the prisoners

2d Madadoo

3d Immmade Boyee

4th Hammmadoo

5th Immmeguadoo

7th Hooga

8th Koopanee

and

9th Unkanak

to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of /6/ Months and the prisoner

6th Ummacka

to be imprisoned and kept to labor suitable to her sex for and during the period of /6/ six Months.

/Sentence No/

Read return dated 8th May 1856 from the Acting Sessions Judge of Chittoor to the precept of the Foujdaree Adalut under date the 5th May 1856 observing that the Acting Sessions Judge has omitted to make any remarks on his verdict of acquittal regarding the stolen property alleged

alleged to have been found in the possession of the prisoners in Calendar No 17 of 1856 and directing that this omission be now supplied:

/Herewith F.H. No 891 of 1856/

Read Criminal report dated 5th May 1856 submitted by the Sessions Judge of Cuddapah for the Months of April 1856.

/Herewith F.H. No 894 of 1856/

Read letter dated 2d May 1856 from the Acting Sessions Judge of Calicut forwarding the Death warrant issued for the execution of the sentence of death passed on the Prisoner in Case No 19 of 1856.

/Herewith F.H. No 903 of 1856/

Read Calendar of Case No 12 of 1856 submitted by the Sessions Judge of Mangalore under the 8th May 1856.

/Herewith F.H. No 907 of 1856/

Read Calendar of Case No 13 of 1856 submitted by the Sessions Judge of Mangalore under date the 8th May 1856.

/Herewith F.H. No 908 of 1856/

Read Extract of Proceedings dated 7th May 1856 submitted by the Acting Session Judge of Salem reviewing the Petty Calendar of the Magistracy for the 1st Quarter 1856.

/Herewith F.H. No 910 of 1856./

Read Calendar of Case No 6 of 1856 submitted by the Sessions Judge of Chingleput under date the 12th May 1856.

/Here enter F.H. No 918 of 1856/

Read Calendar of Case No 22 of 1856 submitted by the Sessions Judge of Cuddapah under date the 10th May 1856.

/Here enter F.H. No 919 of 1856/

Read Calendar of Case No 24 of 1856 submitted by the Sessions Judge of Cuddapah under date the 10th May 1856.

/Here enter F.H. No 920 of 1856.

Read Calendar of Case No 10 of 1856 submitted by the Session Judge of Guntoor under date the 10th May 1856.

/Here enter F.H. No 921 of 1856/

Read Calendar of Case No 6 of 1856 submitted by the Acting Session Judge of Tellicherry under date the 3d May 1856.-

/Here enter F.H. No 923 of 1856/

Read Calendar of Case No 27 of 1856 submitted by the Session Judge of Coimbatore under date the 1st May 1856.

/Here enter F.H. No 933 of 1856/

Read Calendar of Case No 14 of 1856 submitted by the Session Judge of Combaconum under date the 14th May 1856.

/Here enter F.H. No 934 of 1856/

4d Thos W

F. H.

Monday.
2nd June, 1856. At a Court of the Foujdaree Adalut.

Present.

G. J. Hopper, Esqre, ——— Puisne Judge.
F. Anderson, Esqre, ——— Acting Puisne Judge.
T. W. Goodwyn, Esqre, — Acting Puisne Judge.

Read Criminal Report B. dated 14th ultimo, submitted by the Session Judge of Masulipatam for the month of April, 1856.

/Here enter F.H. No 952 of 1856./

The Court of Foujdaree Adalut desire to be informed why the prisoners in this case were detained from the 2nd March the date of their apprehension to the 1st April, that of leaving the Talook.

No XXI.

Ordered, that an Extract from these proceedings be forwarded to the Session Judge of Masulipatam, by precept returnable within V days from and after its receipt.

/Sent following precept No /

Ans

Read Calendar of Case
No. 29 of 1856 of the Sessions Court
of Muzaffarpore.

/ Here enter F.R. No. 978 of 1856. /

The Court of Foujdaree Adawlut
not 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 con-
viction of Robbery by open violence, be reduced
to (12) twelve months with hard labor in irons,
and they do accordingly
his warrant accordingly.

1st, Gatagunny Kurkadar
2nd, Do. Gungadur
3rd, Canana Kandoor
4th, Hukeem Sungeendur
5th, Dooljun Chumtadar

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

/ Sent in No. /

Read Calendar of Case
No. 16 of 1856, of the Sessions Court of
Cuttack.

/ Here enter F.R. No. 998 of 1856. /

The Court of Foujdaree Adawlut
approve of the recommendation made by the Sessions
Judge in this case that the period of imprisonment

which

Nuzzuna Moodelly.

which the prisoner, noted in the margin has been
adjudged to suffer on his conviction of House-
breaking and Theft, be reduced to (3) three
years with hard labor in irons, and they do au-
thorize the Sessions Judge to issue his warrant
accordingly.

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

/ Sent in No. /

4th Wott

T. U.

Tuesday.
3d June 1856.

At a Court of the Tonjdaree Udalut

Present

G. S. Hooper Esqr. ——— Senior Judge

T. Anderson Esqr. —— Acting Junior Judge

T. W. Goodwyn Esqr. — Acting Junior Judge

Read Criminal Reports submitted by the Sessions Judge of Nellore for the month of March 1856.

(Have entered T. U. No. 749 of 1856)

No. 22 1 The Court of Tonjdaree Udalut observe that the malicious [illegible] which forms the gist of the offence ought to have been stated in the charge in this case.

No. 25 2 The crime is stated to have been committed 1 month previous to 4th February, but the Prisoner is reported to have been apprehended on the 5th January last, and this apparent discrepancy must be explained.

No. 29 3 The Court desire that in all cases of murder, the felonious and malicious intent be set forth in the abstract of the charge.

No. 30 4 It having been ruled that hard labor in irons cannot legally be awarded under the provisions of Clause third Section V Regulation XII of 1822, the Court direct

direct that this portion of the sentence be amended.

5 It having also been ruled by the Tongdaree Udalut in their Circular Order No. 203 that persons escaping while under examination on charges of a petty character are not punishable under the Regulation above quoted, it is desirable in all cases of escape to enter in the abstract of the charge whether the Prisoner was under examination on a charge of heinous or petty nature.

No. 32

6 Under the provisions of Section XXII Regulation XXXVIII of 1802 the offence is not punishable criminally unless there has been a breach of the peace, which does not appear from the statement of the charge to have been committed.

Nos. 58 and 63.

7 The heading in these cases should have been Breach of Abkary laws, the offence of selling liquor not having been charged against the Prisoners.

Magistrate's Report No. 3.

8 The heading of the charge in this case should have been Torture, not Assault, and the sentence passed on the 1st and 2d Prisoners appears to be inadequate.

9 The Court of Tongdaree Udalut direct that the Magistrate be called upon to report if the guilty parties in this case have been dismissed from their situation.

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.

and

Read Return dated 3d May from the Acting Agent in Ganjam to the Precept of the Tongdaree Udalut under date the 22d April 1856 forwarding the **A** Report thereon called for.

(Here enter T. U. No. 911 of 1856)

In the **A** report No. 2, it would appear

1 that the prisoner was detained by the Police from the 29th May to the 30th June, and that on the latter date he preferred a charge of torture.

The case was not committed on the

2 the January following.

The Court of Tongdaree Udalut resolve

3 to call for explanation on these points and for information as to what notice has been taken of the conduct of the Police by the Agency.

The Court of Tongdaree Udalut further

4 see reason to question the propriety of the acquittal of the prisoners and therefore direct that a translation of the records be forwarded without delay.

Ordered that Extract from these Proceedings be sent to the Acting Agent in Ganjam by Precept returnable in XX days from and after its receipt.

(Sent following Precept No.

Read Calendar of Case No. 31 of 1856 on the file of the Session Court of Madura

(Here enter T. U. No. 926 of 1856)

The

3d June 1856

1 The Prisoner in this case having been convicted of the crime of Gang robbery attended with violence was sentenced by the Session Judges to 14 years imprisonment and labor with 100 lashes under Clause third Section IV Regulation XV of 1803; and, as there are in the Madura Jail several of the Gang with whom the prisoner was associated, the Acting Session Judge urges the advisability of transferring him to another Zillah.

2 The Court of Foujdaree Udalut resolve to direct that the Prisoner,

Thickoorijen,

be banished to the Jail at Chingleput there to be imprisoned agreeably to the terms of his sentence.

Ordered that Extract from these Proceedings be sent to the Session Judges of Madura and Chingleput for their information.

(Sent in No.

Read Magistrate's report B. submitted by the Session Judge of Gyntoor for the months of April 1856.

No. 7 (Here enter F. No. No 951 of 1856)

The heading of the charge in this case should have been "offering a bribe". Moreover the Court of Foujdaree Udalut observe that the mere offer of a bribe is not punishable, and they direct that the prisoners be forthwith released.

Ordered that Extract from these Proceedings be

3d June 1856.

be sent to the Session Judge of Gyntoor by Receipt returnable in 10 days from and after its receipt.

(Sent following Receipt No.

Read Criminal Report B dated 30th April 1856, submitted by the Session Judge of Chingleput for the months of April 1856.

(Here enter F. No. No 954 of 1856)

Magistrate's Report No. V.

The prisoner in this case is charged with being in possession of stolen paddy Rs. 8 without being able satisfactorily to account for the same, but the guilty knowledge which alone could render him liable to a criminal prosecution, has not been charged.

Ordered that Extract from these Proceedings be sent to the Session Judge of Chingleput for information of the Magistrate.

(Sent in No.

Read letter under date the 19th May 1856 from the Officiating Agent to the Governor of Fort St. George at Vellore, submitting for the final judgment of the Foujdaree Udalut a report of the trial of Criminal Case No. 24 of 1856 on his file.

(Here enter F. No. No 980 of 1856)

Mr. Norris.

The Court of Foujdaree Udalut concur in the conviction of the Prisoners

1 Soonkah

2 Nagah,

of Highway Robbery and sentenced them to 5 years rec. for essence

imprisonment with hard labor in irons as recommended by the Agent.

Ordered that Extract from these Proceedings be sent to the Officiating Agent at Kurnool for his information.

(Sentence No.

Read Calendar of Case No. 190 of 1856 of the Session Court of Salem.

(Here enter T. C. No. 990 of 1856)

The Court of Foujdaree Udalut seeing reason to doubt the propriety of the conviction of the 2nd prisoner in this case resolve to call upon the Acting Session Judge to forward an English translation of the record for their consideration, and to direct that in the meantime the 2nd prisoner be released on bail.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Salem by Receipt returnable within X days from and after its receipt.

(Sent following Receipt No.

Read again letter under date the 8th March 1856 from the Acting Agent to the Governor at Ganjam, submitting for the final judgment of the Foujdaree Udalut a report of the trial of Criminal Case No. 3 of 1856 on the Agent's file together with translations of 2 Appeal Petitions.

(Here enter T. C. No. 606 of 1856)

Read

Read also Return and Supplemental Return dated 22nd April and 8th March to the Receipt of the Foujdaree Udalut of the 1st April 1856, calling for a translation of the above Case.

(Here enter T. C. No. 845 and 935 of 1856)

Mr. Hooper.

On an attentive consideration of the whole of the proceedings held in this case, the Court of Foujdaree Udalut concur in the conviction of the Prisoner,

"Voorthaca Santara",

of aggravated Assault with wounding and accordingly sentence him to 2 years imprisonment with hard labor in irons as recommended by the Agent.

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

(Sentence No.

Read Calendar of Case No. 21 of 1856 of the Session Court of Salem.

(Here enter T. C. No. 991 of 1856)

As the deceased lived for 16 days after the infliction of the wound, which if properly attended to there appears reason to believe would not have proved fatal, the Court of Foujdaree Udalut are of opinion that a sentence of 6 months imprisonment will suffice for the punishment of the prisoner in this case, and they resolve to call upon the Acting Session Judge to reduce his

3rd June 1856.

his sentence accordingly.

If unable to concur with the Court in the propriety of the undigested sentence now proposed the Acting Session 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 Acting Session Judge of Salem for his information by Receipt returnable within x days from and after its receipt.

(Sent following Receipt No.

4th Thrift

5

F. W.

Thursday 5th June 1856.

At a Court of the Fouzdaree Adalut

Present -

Lg. S. Hooper. Esq^re
F. Anderson Esq^re Acting
J. W. Goodwyn Esq^re D^o

} Puisne Judges

Read Calendars of the Magistracy submitted by the Session Judge of Combaconum for the 1st Quarter 1856.

(Here enter F.W. No. 9380 of 1856)

The Court of Fouzdaree Adalut observe that the Magistrates anticipation of an Appeal to the Session Court should not have prevented him from at once correcting any error in the Acting Head Assistants sentence

Ordered that Extract from these Proceedings be forwarded to the Session Judge of Combaconum for communication to the Magistrate.

(Sent in No.)

Calendar I
Case 8

Read Petty Calendars submitted by the Acting Session Judge of Chittoor for the 1st Quarter of 1856.

(Here enter F.W. No. 9400 of 1856)

As

5th June 1856

Calendar II 1 As no assault is indicated in
Case N°1. the charge against the prisoner in this case, the
heading should have been "contempt"

5 and 6 2 These charges should have been
headed "Extortion".

8. 3 Extortion not misdemeanor should
have been added to the charge of abuse of
Authority.

10. 4 There is nothing in the charge
to shew in what respect the Prisoner was guilty
of Abuse of Authority

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

(Sent in N°)

Read Criminal Reports Sub-
mitted by the Session Judge of Cuddapah for
the month of April 1856.

[Here enter F. No. N° 932 of 1856]

N°s 80

This charge the Count of Forgid and
Uttering should have been headed "Theft
not "House breaking"

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

(Sent in N°)

Read

5th June 1856

Read Criminal Reports Sub-
mitted by the Session Judge of Combaconum
for the months of April 1856.

[Here enter F. No. N° 966 of 1856]

N°s 2.9 1 As the door through which the
Prisoners effected an entry into the Pagoda
was simply shut and does not appear to
have been fastened the heading affixed to
the charge should have been "Theft not
"House breaking".

Magistrates Report 2 The heading required by
N°8 Circular Order N°168 to be affixed to the state-
ment of the charge has been omitted in this
case.

N°16 3 The charge in this case is
defective - the prisoner is therein represented as
having been found in possession of a Bull
belonging to the Prosecutor without any mention
of his having possessed it knowing it to be
stolen".

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

(Sent in N°)

Read

5th June 1856.

Read Criminal Reports submitted by the Acting Session Judge of Madura for the months of April 1856.

(Here enters F.C. No. 973 of 1856)

No. 33
D: 45
D: 46

The Court of Foujdaree Udalut observe that some delay has occurred in the submission of the Calendars of these cases to the Session Court and they direct that the Acting Subordinate Judge be required to prevent such delays occurring between the order of commitment and the transmission of the Calendar.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Madura for his information

(Sent in No.)

4th Nov 56

F. C.

Saturday.
7th June, 1856.

At a Court of the Foujdaree Udalut.

Present.

G. L. Cooper, Esqre. ——— Puisne Judges.

F. Anderson, Esqre.
T. W. Goodwyn, Esqre. ——— Acting Puisne Judges.

Read letter dated the 31st May 1856 from the Sessions Judge of Coimbatore, submitting for the final judgment of the Foujdaree Udalut, the Record of Case No. 23 of 1856, of the Calendar of the Session Court.

(Here enters F.C. No. 1049 of 1856)

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 Nunnee,
2nd Ramoo,
3rd Chinnaun,
and
4th Iyaree Tty,

is sufficient to convict them of the crime charged,
do convict them thereof, and sentence the prisoners,

1st, Runnee,

and

4th, Tyacotty,

to suffer death by being hanged at the usual
time and place of execution, and the prisoners,

2nd, Raunee,

and

3rd, Chinnaun,

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
on the public roads or other public works for
and during the period of their natural lives.

1. The Court of Enquiry

Mssrs F. Anderson and F. W. Goodhyn.

Eddalut being of opinion that the ends of justice
will be fully answered by the capital punish-
ment of the 1st and 4th prisoners who appear
to have taken the most active part in the
murder; they have accordingly sentenced these
2 prisoners to suffer death, and the 2nd
and 3rd prisoners to transportation for life.

The

The attention of the Sessions
2.
Judge is called to his omission to question
the 2nd witness as to whether the 2nd prisoner
formed entitled to a jury over the deceased.

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

Sentence &c.

4 of 4 to W

Monday

9th June 1856.

F. H.

At a Court of the Tongdaree Udalut

Present

G. T. Hooper Esquire
T. Anderson Esquire Actg.
T. W. Goodwyn Esquire Actg.
} Puisne Judges.

Read Calendar of Case No 7 of 1856 on the Rajshaiemundry Sessions Court file.

Vide enter F. H. No 1022.

1. The Court of Tongdaree Udalut point out to the Acting Sessions Judge that his sentence in the above case is ambiguous and unsatisfactory. It would appear from the first part of the sentence that the Sessions Judge convicted the prisoner of murder, from the latter only of assault.-

2. The Court of Tongdaree Udalut resolve therefore to return the Calendar to the Acting Sessions Judge in order that he may revise his sentence and state clearly the crime of which he has convicted the prisoner.-

The

9th June 1856.

3. The handwriting of the Copyist is not clear and he should be directed to abstain from the use of flourishes and form his letters distinctly.

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

/Sent following precept No /

Read Petty Calendars submitted by the Sessions Judge of Coimbatore for the 1st Quarter of 1856.

/Here enter F.H. No 1031 of 1856/

Calendar I
Case No 8

The Court of Foujdaree Adalut desire to be informed if the prisoner in this case is a European British subject.

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

/Sent following precept No /

Read Petty Calendars submitted by the Sessions Judge of Cuddapah for the 1st

9th June 1856.

1st Quarter of 1856

/Here enter F.H. No 1005 of 1856/

Calendar No 1
Case No 1.

1. The Court of Foujdaree Adalut observe that the mode by which the Prisoner effected an entrance into the house should have been stated in the abstract of the charge in this case.

Case No 3.

2. The charge in this case is incomplete in as much as the 1st and 2d Prisoners are not specifically charged with any offence, the statement to the effect that the 3rd and 4th committed the act charged against them under the orders of the 1st and 2d Prisoners being altogether insufficient.

Case No 6.

3 The punishment of 12 lashes with a Cat o nine tails awarded to the prisoner in this case, as he is charged with theft, was inadequate

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

/Sent in No /

Read Criminal reports submitted by the Sessions Judge of Mangalore for the Month of April 1856.

/Here enter F.H. No 986 of 1856/

The

9th June 1856.

Nº 2. 1. The Acting Magistrate should have stated that he convicted the prisoner of the crime of snatching only as otherwise the circumstance of intimidation having been used as stated in the abstract of the charge rendered the case one of robbery and not cognizable by the Acting Magistrate.

Nº 4 2. The Abstract of crime should have specified the precise acts with which the prisoners are charged in this case.

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

/sent in Nº /

Read Criminal reports submitted by the Sessions Judge of Tinnevelly for the Months of April 1856.

/Here enter F.R. Nº 972 of 1856/

Nº 41. The authority quoted in support of the sentence passed against the 3d prisoner in this case the Court of Foujdaree Adawlut observe is inapplicable, the charge not involving the crime of Housebreaking. It should have been clause 4 Section IV not clause 6 Section II

9th June 1856.

II Regulation VII of 1822.

Nº 43. 2. The charge in this case should have specified the mode of entry into the Prosecutors' house.

Nº 46. 3 As the prisoners are charged in the 1st Count with the having Committed gang robbery in the Travancore Territory, the Court desire to be informed under what authority, they have been Committed for trial before the Principal Sudder Ameen of Tinnevelly.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Tinnevelly by Precept returnable within V days from and after its receipt.-

/sent following precept Nº /

Read Extract of Proceedings dated 12th May 1856 submitted by the Sessions Judge of Madura purporting reviewing the Petty Calendars of the Magistracy for the 1st quarter 1856.

/Here enter F.R. Nº 939 of 1856/

Read return dated 13th May 1856 from the Sessions Judge of Tinnevelly to the Precept of the Foujdaree Adawlut under date

the

the 29th April 1856 calling upon him to explain whether the act of penetration in annum was proved in Sessions Case No 19 of 1856 and if so why any distinction was made between the prisoners as regards the sentence passed.-

/Here enter F.H. No 942 of 1856/

Read Calendar of Case No 25 of 1856 submitted by the Sessions Judge of Cuddapah under date the 16th May 1856.

/Here enter F.H. No 943 of 1856/

Read Calendar of Case No 30 of 1856 submitted by the Sessions Judge of Cuddapah under date the 16th May 1856.

/Here enter F.H. No 944 of 1856/

Read Calendar of Case No 9 of 1856 submitted by the Sessions Judge of Cuddalore under date the 15th May 1856

/Here enter F.H. No 945 of 1856/

Read Calendar of Case No 10 of 1856 submitted by the Sessions Judge of Cuddalore under date the 15th May 1856.

/Here enter F.H. No 946 of 1856/

Read Calendar of Case No 11 of 1856 submitted by the Sessions Judge of Cuddalore under

under date the 15th May 1856.

/Here enter F.H. No 947 of 1856/

Read Calendar of Case No 12 of 1856 submitted by the Sessions Judge of Cuddalore under date the 15th May 1856.

/Here enter F.H. No 948 of 1856./

Read Calendar of Case No 13 of 1856 submitted by the Sessions Judge of Cuddalore under date the 15th May 1856.

/Here enter F.H. No 949 of 1856/

Read report B dated 13th May 1856 submitted by the Sessions Judge of Mangalore for the month of April 1856.

/Here enter F.H. No 950 of 1856/

Read Monthly Criminal Report dated 13th May 1856 submitted by the Sessions Judge of Tinchinapoly for April 1856.

/Here enter F.H. No 953 of 1856/

Read criminal report B dated 12th May 1856 submitted by the Sessions Judge of Chittoor for the month of April 1856.

/Here enter F.H. No 956 of 1856/

Read Calendar of Case No 2 of 1856 submitted by the Sessions Judge of Chingleput

under

under date the 17th May 1856.

/Here enter F.R. No 957 of 1856/

Read Calendar of Case No 3 of 1856 submitted by the Sessions Judge of Chingleput under date the 17th May 1856

/Here enter F.R. No 958 of 1856/

Read Calendar of Case No 7 of 1856 submitted by the Sessions Judge of Chingleput under date the 17th May 1856.

/Here enter F.R. No 959 of 1856/

Read Extract of Proceedings dated 11th May 1856 submitted by the Sessions Judge of Cuddalore reviewing the Petty Calendars of the Magistracy for the 1st quarter 1856.

/Here enter F.R. No 961 of 1856/

Read Calendar of case No 24 of 1856 submitted by the Sessions Judge of Madura under date the 17th May 1856.

/Here enter F.R. No 962 of 1856/

Read Calendar of Case No 6 of 1856 submitted by the Sessions Judge of Chingleput under date the 12th May 1856.

/Here enter F.R. No 963 of 1856/

F.R.

Tuesday.
10th June, 1856. At a Court of the Fouzdaree Udalut

Present

G. L. Cooper, Esquire
F. Anderson, Esquire Actg.
T. W. Goodwyn, Esquire Actg.
} Puisne Judges.

Read Calendars of Cases Nos. 22 and 23 of 1856 on the file of the Sessions Court of Salem.

/Here Enter F.R. Nos. 992 & 995 of 1856/

1. The Acting Sessions Judge of Salem recommends that the period of imprisonment which the Prisoners

1 Cara Chinna Caroopen — 2 Mauren —

convicted in the margin have been adjudged to suffer on their conviction of Robbery by open violence with wounding may be reduced to 5 years.

2. The Court of Fouzdaree Udalut observe that as the Prisoners are convicted in both Cases, they

deem

deem the mitigated sentence above proposed inadequate for their punishment and resolve to direct that they be sentenced to imprisonment with hard labor in irons for (7) seven years.—

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

/Sent in No. /—

Read Calendar of Case No. 21 of 1856 submitted by the Acting Sessions Judge of Calicut under date the 23d ultimo.—

/Here enter F. C. No. 1016 of 1856/

The Court of Foujdaree Udalut consider the sentence passed on the prisoner in this case quite inadequate. The boy was stunned by the blow of the large stone on the head, and the Prisoner did not repeat the blow as he probably thought the boy was dead.—

Ordered,

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

/Sent in No. /—

Read Calendars of Cases Nos. 25 and 26 of 1856, submitted by the Acting Sessions Judge of Salem.—

/Here enter F. C. Nos. 1027 & 1028 of 1856/—

1. The Court of Foujdaree Udalut observe that as the Acting Sessions Judge differed in opinion with the verdicts of the Assessors respecting the guilt of the 3d Prisoner in Case No. 25 and of the 3 prisoners in No. 26, he should have referred these trials to the Foujdaree Udalut under Section XXXII Act. VIII of 1843.—

2. They accordingly direct that English translations of the records of these 2 Cases be now submitted for their consideration.—

Ordered, that Extract from

from these Proceedings be sent to the Acting Sessions Judge of Salem, by Precept returnable within XV days from and after its receipt.—

Sent following Precept No. /—

Read Criminal Reports submitted by the Sessions Judge of Nellore for the month of April 1856.

/Were Entered F.R. No. 930 of 1856/—

No. 49 of 1856. Principal Sudder Ameen. 1. The attention of the Sessions Judge is directed to the wording of this charge, the Court of Foujdaree Udalut desire that in forwarding the Criminal Reports, the Sessions Judge will prevent the recurrence of such phraseology as has been employed in the present instance.—

No. 53. 2. The sentence in this case is illegal. The Regulation quoted (Clause 1. Section XI Regulation XIII of 1832) having been declared to be "applicable only to Peons properly so called."—

Vide Circular Order Foujdaree Udalut No. 156.—

The

Nos. 63 and 67. 3. The charges in these cases should have been headed "Breach of the Abkarry Regulation"—moreover the Court observe that the Regulation quoted in support of the sentence in these cases does not authorize a sentence of imprisonment in irons, which they direct be immediately removed and the sentence modified accordingly.—

4. As the prisoner in case No. 69 was merely declared liable to suspicion, the Principal Sudder Ameen ought not to have referred to that case in apportioning the punishment against the same prisoner in Case No. 68.—

No. 70. 5. "And attempt at Suicide" should have been added to the heading of the charge in this case.—The attention of the Sessions Judge is also called to the wording of the charge in this case.—

No. 73. 6. The Court of Foujdaree Udalut

Udalut observe that the 4 prisoners in this case are reported to have been apprehended on the 8th April last, and the 3 first to have left the Talook on the 9th while the 4th prisoner left only on the 27th idem, and they direct the Sessions Judge to call for an explanation of the cause of the detention of the last prisoner.—

No. 75. 7. This charge should have been headed "Theft."—

No. 76. 8. The Court of Foujdaree Udalut observe that the charge in this case is not a Criminal offence, and the injured party should have been referred to a Civil action.—

No. 77. 9. The 2d and 3d prisoners were principals in the 2d degree and not accessories, it being essential to constitute the offence of accessory that the party should be absent at the time the offence is committed.

No. 81. 10. This charge is so badly worded as to be almost unintelligible,

as

as regards the 2d and 3d prisoners vide preceding remarks.—

11. The Court observe that the delay in the disposal of the cases noted in the margin is highly objectionable, and they direct that the Principal Sudder Ameen be called upon to furnish a full explanation of the circumstances which prevented their earlier disposal.—

Case No.	49	1 month 10 days.
———	55 ———	22 days—
———	59 ———	12 days—
———	60 ———	14 days—
———	61 ———	14 days—
———	62 ———	12 days—

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

Sent following Precept No. 1—

Read letter dated 20th inst. from the Acting Sessions Judge of Madura.—

Here Enter Fde. No. 1017 of 1856—

With the above letter the Acting Sessions Judge forwards a letter from

from the Magistrate requesting to be informed whether to post a letter with a label attached, which has been previously used, for the purpose of defrauding the public Revenue, is punishable by a Magistrate under Act XVII of 1854.

2. The Court of Foujdaree Udalut are of opinion that, as the stamp in such a case is removed from a letter with the fraudulent intent of putting it on another letter to prevent the due postage being levied on such letter, the offence is punishable under Section XXXVI of the Act above quoted.

3. The Court observe that in submitting the above reference, the Acting Sessions Judge should have declared the view entertained by himself on the point raised by the Magistrate, as directed in the Circular Order of the Sudder Udalut dated 11th December 1824.

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

Rd 16th / Sent in No

F. 66.

Wednesday 11th June, 1856. At a Court of the Foujdaree Udalut.

Present.

G. L. Harper, Esqre. — Puisne Judge.

F. Anderson, Esqre. — Acting Puisne Judge.

T. W. Goodwyn, Esqre. — Acting Puisne Judge.

Read Calendar of Cases No. 18 of 1856 submitted by the Sessions Judge of Salem under date the 28th May 1856.

/ Vide under F. 66. No. 1021 of 1856. /

Of the 15 prisoners in this case the Sessions Judge in concurrence with the Futwa of the Law Officer convicted the 1st, 2nd, 3rd, 4th, 5th, 6th, 10th, and 12th prisoners of Gang Robbery and sentenced them to 14 years' imprisonment with hard labor under Clause 3rd, Section IV, Regulation XV of 1803, but as they were not the leaders of the Gang, he recommends that the period of imprisonment be mitigated to 10 years.

As

11 June, 1856.

2. As the Gang Robbery with which these prisoners were charged was attended with severe burning of the Prosecutor, the Court of Fouzdaree Adalut see no reason for the mitigation proposed by the Sessions Judge, and they direct that the original sentence be carried into execution.

3. The Court of Fouzdaree Adalut observe that in sentencing "three" to 14 years imprisonment, the Sessions Judge should have inserted the number of the several prisoners sentenced, and their conviction should also have been more clearly specified.

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

Entered
Thos W

Short in No 5

Friday 13th June 1856

F No.

At a Court of the Fouzdaree Adalut

Present:—

J. S. Hooper Esqre
H. Anderson Esq. Acting
T. W. Goodwyn Esqre

} Puisne Judges

Read Criminal Report B for the months of April 1856 forwarded by the Acting Sessions Judge of Rajahmundry

[Here entered F No. 8 of 1856]

The prisoner in this Case is charged with "Culpable Homicide" and held to Security for good behaviour. The Court of Fouzdaree Adalut desire explanation as to the circumstances under which this requisition of Security was made.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Rajahmundry by precept returnable in 7 days from and after its receipt.

[Sent following Precept No /

Read Calendar of Cases No 5 of 1856 of the Sessions Court of Honore.

[Here enter F No. 8 1053 of 1856]

F No

13th June 1856

2 Murriga
3 Vudderiyanga
4 Pakkira

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 Robbery by open violence, and receiving plundered property knowingly be reduced to (8) eight years with hard labour in irons, and they do authorize the Sessions Judge to issue this warrant accordingly.

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

(Sent in No.)

Read Calendar in Case No 17 of 1856 submitted by the Sessions Judge of Nellore under date the 20th May 1856.

(Here enter F. No. No. 964 of 1856)

Read Calendar in Case No 16 of 1856 submitted by the Sessions Judge of Nellore under date the 21st May 1856.

(Here enter F. No. No. 971 of 1856)

Read Criminal Report B dated 15th May 1856 submitted by the Sessions Judge of Honore

13th June 1856

Honore for the months of April 1856.

(Here enter F. No. No. 987 of 1856)

Read Criminal Report B dated 12th May 1856 submitted by the Acting Sessions Judge of Tellicherry for the month of April 1856.

(Here enter F. No. No. 988 of 1856)

Read Calendar in Case No 7 of 1856 submitted by the Acting Sessions Judge of Tellicherry under date the 14th May 1856.

(Here enter F. No. No. 989 of 1856)

Read Calendar in Case No 24 of 1856 submitted by the Acting Sessions Judge of Salem under date the 7th May 1856.

(Here enter F. No. No. 996 of 1856)

Recd 18th

F.W.

Saturday 14th June 1856

At a Court of the Fingoes held at Peddie

Present--

Lt. S. Hoopes Esqre
F. Anderson Esqre acting
T. W. Goodwyn Esqre Dt.
} Assist. Judges

Read Calendar of Case No 22 of 1856 submitted by the Acting Session Judge of Caledon under date the 30th May 1856.

[Here enter F.W. No 1056 of 1836]

The attention of the Session Judge is called to the very obscure manner in which the charge has been drawn up--

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

(Sentence No)

Read petty Calendar of Cases disposed of by the Magistracy of Malabar.

[Here enter F.W. No 1063 of 1856]

By the Acting Head Assistant Magistrate No 13

The Sections of the Act under which the prisoner has been punished does not award imprisonment Section IX and not Section XXXVI of act XVII of 1854 is the Section applicable to the offence charged.

Should

14th June 1856.

N°33 Calendar II

2 Should have been headed "Trespass"

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

(Sent in N°)

Read Petty Calendars submitted by the Acting Session Judge of Tellicherry for the 1st Quarter of 1856.

(Here enter T. Ul. N°1069 of 1856)

Calendar I Case N°5

Adverting to the value of the Coffee Stolen, the Court of Foujdaree Udalut are of opinion that the Sentence passed is inadequate, the offence being sufficiently grave to justify its being tried and punished under the extended powers conferred on the Magistracy by Section LIV. Act XII of 1843.

Case N°6 2 The 1st Defendants name should have been entered in the Abstract of the Charge, and as the Sentence of 1 Rupee fine appears most inadequate the Court of Foujdaree Udalut direct the Session Judge to review the Proceedings and pass such order thereon as appears to him to be requisite.

Case N° 8 3. Section LIV Regulation XI of 1816 cannot have been quoted in support of the sentence in this case.

Ordered

14th June 1856

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

(Sent in N°)

Read petty Calendar of Case N°2 of 1856 on the file of the Session Court of Coimbatore

(Here enter T. Ul. N°1075 of 1856)

The Court of Foujdaree Udalut observe that the awarding of corporal punishment to be inflicted at intervals is objectionable and they direct that the full number of lashes which the Prisoner in this Case may be adjudged to suffer be inflicted at one time.

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

(Sent in N°)

The record of trial in reference to Case N°9 of 1856 on the Calendar of the Session Court of Guntoor not having been yet received

Ordered that the Session Judge of Guntoor be required to submit the record aforesaid without delay.

(Sent in N°)

The

14th June 1856

The record of trial in referred Case No: 5 of 1856 on the Calendar of the Sessions Court of Tellicherry not having been yet received,

Ordered that the Acting Session's Judge of Tellicherry be required to submit the record aforesaid without delay.

(Sent in No:)

Read Calendar in Case No: 26 of 1856 submitted by the Sessions Judge of Cuddapah under date the 19th May 1856.

(Here enter F. R. No: 999 of 1856)

Read Calendar in Case No: 28 of 1856 submitted by the Sessions Judge of Cuddapah under date the 19th May 1856.

(Here enter F. R. No: 1000 of 1856)

Rec'd 18

F. R.

Monday 16th June 1856

At a Court of the Foujdaree Udalut

Present—

G. S. Hooper Esqre
F. Anderson Esqre Acting
T. W. Goodwyn Esqre Acting
} Puisne Judges

Read Miscellaneous petition presented on the 26th ultimo by Lokinnanah of Zillah Combaconum.

(Here enter F. R. No: 100 of 1856)

Petitioner prays for the release of her Son Soondrum the 5th Prisoner in Case No: 43 of 1853 on the file of the Sessions Court of Coimbatore, who was Sentenced to 14 years imprisonment with hard labor in irons on a charge of Highway Robbery of which he was convicted.

Mr. T. W. Goodwyn

The Court of Foujdaree Udalut see no good grounds assigned in the petition to induce them to disturb the Sentence passed by the Sessions Judge upon the aforesaid Prisoner, and they accordingly resolve to reject the petition.

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

Read Miscellaneous Petition presented to

presented on the 5th instant by Chinna Veerarayaver of Villab Chittoor.

(Here enter F.M.R. No 104 of 1856)

Mr T. W Goodwyn 1 Petitioner, prosecutor in case No 33 of 1855, complains of the acquittal of the Prisoners in that case and requests a retrial.

2 The Court of Foujdaree Udalut resolve to reject the petition, the case in question having been disposed of by them on a most careful perusal of the record connected with it.

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

Read petty Calendars submitted by the Acting Session Judge of Madura for the 1st Quarter of 1856.

(Here enter F.M.R. No 1023 of 1856)

Calendar No I case No I 1 The Court of Foujdaree Udalut observe that Section LIV Regulation XI of 1816 should have been quoted in support of the Sentence in this case.

Nos 3 and 4 2 The Court desire to be informed of the cause of the delay in the appearance of the prisoners before the Assistant Magistrate.

The

No 7 3 The heading of the charge in this case should have been "Abuse of Authority"

No 9 4 The heading of the charge should have been "Assault and Trespass".

No 12 5 The Authority before whom the false complaint was preferred, should have been stated in the charge.

Calendar II No I 6 In order to constitute the crime of murder the felonious and malicious intent should have been set forth in the charge.

No 14 7 This charge should have been headed "Attempt at highway Robbery" as it is presumed from the Treasure was in transit from one place to another and the high road. The place where the crime is alleged to have been committed should have been stated in the charge.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Madura by prompt returnable within 8 days from and after its receipt.

(Sent following Precept No 5)

Read Criminal Report B 8 forwarded by the Assistant Agent to the Governor

of

of Fort Saint George in Ganjam.

(Here enter F.G. No 1083 of 1856)

No 32 1

By the Assistant Agent.

The Court of Foujdaree Udalut observe that each of the Counts in this case should have formed distinct members, and the time and place where each offence is alleged to have been committed should have been inserted.

2

The concluding portion of the 2nd as well as the third and fourth Counts do not constitute Criminal offences.

3

The Court of Foujdaree Udalut further observe that the acts & abuse of authority in receiving bribes with which the prisoner has been charged are declared not to be proved but he is said to be suspected of antidating a charge and is accordingly fined 15 Rupees or in default to be imprisoned for 15 days under Section III Regulation II of 1819. This decision is most erroneous and illegal, the punishment under the Regulation granted could only have been awarded were the charges proved which they are declared not to be, and in the next place suspicion alone does not justify an award of punishment. the Court of Foujdaree Udalut

Udalut therefore direct that the fine if collected be remitted to the prisoner in this case.

No 9 of 1856 4

By the Assistant Agent Mr Smith

The charges in this case are confused and unnecessarily lengthy

Ordered that Extract from these Proceedings be sent to the Acting Agent to the Governor of Fort Saint George at Ganjam for his information by first packet returnable within 2 days from and after its receipt.

(Sent following Precept No 1)

Read petition forwarded by the Sessions Judge of Cuddalore from Vahnis and others 2nd, 4, 5 and 9 Prisoners in Case No 3 of 1835 praying for their release.

(Here enter F. M. P. No 9 of 1856)

The Court of Foujdaree Udalut

Mr T. W. Goodwyn

see nothing in the above petition, which would lead them to question the propriety of the conviction of the Prisoners, or the justice of the sentence passed upon them. They therefore resolve to reject the petition.

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

(Sentence No)

Read

Read Miscellaneous petition forwarded by the Session Judge of Trichinopoly from Nullamah praying for the release of her husband Marooday 1st Prisoner in Case N° 4 of 1856 on the file of the Session Court of Trichinopoly.

(Here enter F.M.C. N° 98 of 1856)

Mr T. W. Goodwyn

The Court of Foujdaree Udalut see nothing in the above petition which can induce them to disturb the sentence passed by the Session Judge upon the aforesaid Prisoner, and they accordingly reject the Petition.

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

Sent via N° /

Read Miscellaneous Petition presented on the 29th May 1856 by Mr J. A. S. Wilson pleader on behalf of Narrainia Chetty Zillah Trichinopoly.

(Here enter F.M.C. N° 103 of 1856)

Mr T. W. Goodwyn /

Petitioner appeals from the orders of the Sessions Court of Trichinopoly under

under date the 31st January 1856 refusing to take any notice of the illegal conduct of the Police and ill treatment which Petitioners Sons received at their hands

It appears to the Court of

2

Fouj daree Udalut that the Petitioners Sons has been detained in Custody for 25 days and was then released. The Court resolve to forward the petition to the Sessions Judge who will call upon the Magistrate for explanation of the grounds for the Petitioners Sons long detention and relieve the Security tendered by him was not received during the investigation.

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

/Sent following Precept N° /

Read Miscellaneous Petition presented on the 26th May 1856 by Ristnagerry Coola Soora of Zillah Chingleput.

(Here enter F.M.C. N° 102 of 1856)

The Court of Foujdaree Udalut see

Mr T. W. Goodyn

see no reason to interfere in the matter entered in this Petition. If the Petitioner has suffered in reputation from the aspersions cast on his Character, he should seek his remedy in a Civil Action.

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

Read Miscellaneous Petition presented on the 22nd May 1856, by Nunjadoo Ramasawmy Moodelly Zillah Court Interpreter

(Here enter T. M. P. No 97 of 1856)

Ar. G. S. Hooper

Petitioner appeals from the order of the Acting Sessions Judge under date the 7th March 1856 declining to disturb the sentence of the late Joint Magistrate of North Arrot fining him in the sum of Rupees 100 in default commutable to imprisonment with labor for a period of 4 Months in the Zillah Jail under Act XXII of 1854 Sections 36 and 62.

2 The Court of Foujdaree Adalut desire to point out to the Acting Sessions Judge that though it was competent to the Joint Magistrate to

to impose a fine for the offence specified in Section 36 yet that before proceeding to recover such fine whether by declaring the Defendant liable to imprisonment in default of payment, or by any other proceeding it was necessary for him to Conform to Section 64 of the said Act.

3 The Court of Foujdaree Adalut observe that the sentence of the Joint Magistrate bears date the 21st September 1855, the petitioner states that he was kept in Confinement until the 27th of the same month. If such was the case it is clear that "proceedings for the recovery of the fine" were taken between those two dates.

The Court therefore desire the

4 Acting Sessions Judge will ascertain if the Course laid down by Section 64 Act XXII of 1854 was followed by the Joint Magistrate. If it be ascertained that no reference was made as required by the above Section, then the proceeding to levy the fine was illegal and the Court direct that the amount be returned to Petitioner.

Ordered that Extract from these

16th June 1856

these Proceedings be forwarded to the Acting Sessions Judge of Chittoor by Precept returnable in X days from and after its receipt.

(Sent following Precept 18th)

Tuesday the 17th June 1856

J. Uc.

At a Court of the Sanjdarce Adalut.

Present

G. S. Hooper Esquire
F. Anderson Esquire Mg.
J. W. Goodwyn Esquire Mg.
} Puisne Judges.

Read letter dated 6th June 1856 from the Acting Sessions Judge of Salem, submitting for the final Judgment of the Sanjdarce Adalut the record of Case No. 20 of the file of the Session Court.

(Here enter J. Uc. No. 1091 of 1856.)

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

1st Cona Chenna chadayen.

2nd Periachadayen

3rd Vagoothen

and

4th Vencatraman

are not convicted on presumptive proof, or on the evidence of credible witnesses, or on their own confession, of the crime charged, viz

do

Vs. G. S. Hooper.

discharge them thereof, and direct that they be set at liberty.

/Sent in. No./

Read Criminal Report 1 and B dated 15th May 1856 Submitted by the Officiating Sessions Judge of Bellary for the month of April 1856.

/Here enter F. Dc. No. 1038 of 1856./

Read Criminal Reports dated 15th May 1856 submitted by the Acting Sessions of Cuddapah for the month of April 1856.

/Here enter F. Dc. No. 974 of 1856./

Read Criminal Reports dated 30th April 1856 submitted by the Sessions Judge of Coimbatore for the month of April 1856.

/Here enter F. Dc. No. 1040 of 1856./

Read letter dated 5th June 1856 from the Officiating Agent to the Governor of Fort St. George at Kurnool returning the annual Criminal Returns for 1854.

/Here enter F. Dc. No. 1093 of 1856./

Wednesday, 18th June, 1856.

F. C.

At a Court of the Tonjavare Adalut-

Present.

P. S. Hooper Esqre. }
Findlay Anderson Esqre Actg } Puisne Judges.
F. W. Goodwyn Esqre Actg }

Read letter dated the 9th instant, from the Sessions Judge of Cuddalore, submitting for the final judgment of the Tonjavare Adalut the record of case No 15 of 1856 on the Calendar of the Sessions Court.-

/Here Enter F. C. No. 1114 of 1856/

M. S. Hooper. & M. F. W. Goodwyn.

The Court of Tonjavare 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,

1st Lapparoomah

is sufficient to convict him of the crime of Gang Robbery, do convict him thereof, and under the provisions of Clauses third and Fifth Section IV Regulation XV of 1803, sentence him

him to be imprisoned and kept to hard labor in irons on the public roads or other public works for and during the period of (7) Seven years.

But being of opinion that the Prisoners,

1st Nellakanee
2d Coomarun and
3d Mootlan

are not convicted on presumptive proof, or on the evidence of credible witnesses, or on their own confessions of the above crime, do acquit them thereof, and direct that they be unconditionally released.-

1. The prisoners in this case who were charged with Gang Robbery were acquitted by the Mahomedan Law officer.-

2. The Sessions Judge in concurrence with the Fatwa of the Law officer released the 3d prisoner, but considering the evidence sufficient for the conviction of the remaining prisoners, recommends that

that they be sentenced to 7 years imprisonment with hard labor in irons.-

3. The Court of Foujdaree Udalut observe that the confessions of the 1st to 4th prisoners before the Village authorities were denied at the Zeelah, the conviction of these prisoners therefore depends solely on whether each of them is clearly and distinctly proved to have given up the stolen property.

4. With regard to this point, the 1st witness states "that the 4th prisoner pointed out the spot for all the prisoners who were then present." The 3d witness confirms this, he says, the 4th prisoner pointed out the place, and adds, when questioned, that "the pointing out was for all the Prisoners". The 2d witness does not state who pointed out the place, he only says, "the 1st to 4th prisoners dug out and gave the cumbly bundle."

5. In the opinion of the Court of Foujdaree Udalut the acts of the 4th prisoner cannot be considered to tell against the 1st to 3d prisoners, for

the

the 4th prisoner may have pointed out the place where the stolen property was concealed, which the 1st to 3d prisoners may have been directed to dig up-

6. Deeming the evidence therefore conclusive only against the 4th prisoner, they have sentenced him as recommended by the Sessions Judge, and have ordered the unconditional release of the 1st to 3d prisoners-

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

(Sent in No "

Read Criminal Reports submitted by the Sessions Judge of Chicacole for the months of April 1856.

(Here Enter Pl. No 985 of 1856)

No 12. 1. The charges in this case the Court of Tanjore regret observe should have been headed Misdemeanors and as the crimes appear to have been committed on different dates they should have been entered as separate cases. the prisoners moreover ought

ought to have been sentenced under Clause I not Clause 2 of the Regulation quoted.

No 16. 2- The 1st prisoner in this case was convicted of Housebreaking and Theft and in the subsequent case of escaping from custody, and has been sentenced accumulatively in No 16 to 15 months imprisonment under Clause 6th Section II Regulation VII of 1822.-

3. This sentence the Court of Tanjore regret observe is irregular, it being clearly laid down in their Circular Order dated 13th July 1829, that the offence of escape is distinct from all others and must be in addition to a former offence, and that the punishment should be in addition to any other punishment which may be awarded for a distinct offence-

4. The Court also observe that as the 2d prisoner is stated to have been previously punished for housebreaking, the case ought to have been committed to the Sessions Court under Clause 2d Section II Regulation VII of 1822.-

The

5. The Court will not however now disturb the Sentence, but they direct that the attention of the Moofty Sudder Ameen be called to the Circular Order and Regulation above quoted.

Nos 19 & 20. 6. The prisoner in these 2 cases ought also to have been committed to the Sessions Court under Clause 2d Section II Regulation VII of 1822 as he is stated to have been previously convicted of house breaking and theft.

Nos 21 & 22. 7. In these 2 cases also the Sentences ought to have been separate and distinct as pointed out in para 3 of these proceedings.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Chicacole for communication to the Moofty Sudder Ameen.

(Sent in No)

Read Petty Calendar submitted by the Acting Sessions Judge of Rajahmundry for the 1st Quarter of 1856.

(Here Enter F & Rs No 977 of 1856)

Calendar I Case 2. 1. The Court of Foujdaree Adawlut observe that Section XXXIX not XXXI Regulation IX of 1816 should have been quoted as the authority for awarding Compensation to the Prosecutor.

Calendar II Cases 58 41. 2. An explanation should have been furnished of the cause of delay in the disposal of these cases.

3. "With felonious and malicious intent to Murder" should have been entered in the body of the charge in cases Nos

Case 5. 4. It is not apparent from the charge whether the 2d prisoner was a Principal or an accessory before the fact.

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

(Sent in No)

Read Calendar in case Nos of 1856 submitted by the Acting Sessions Judge of Rajahmundry.

(Here Enter F & Rs No 1110 of 1856)

The attention of the Sessions Judge is called to the necessity of recording his Sentences more succinctly.

Ordered that Extract from these

these Proceedings be sent to the Acting Sessions Judge of Rajahmundry for his information.

Sent in No

Read calendar of case No 190 of 1856 of the Sessions Court of Nellore—

(Here Enter F R No 1065 of 1856)

Before passing final orders on this case, the Court of Foujdaree Adawlut resolve to call upon the Sessions Judge to submit an English Translation of the Record of the trial for their consideration.

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

(Sent following Precept No

Read Calendar of case No 18. of 1856 of the Sessions Court of Combaconum

(Here Enter F R No 1025 of 1856)

The Court of Foujdaree Adawlut 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

1. Noothyen—
2. Veleatachellum

F. R.

18th June 1856.

of Highway Robbery be reduced in the case of the 1st Prisoner to 7 years and in that of the 2d Prisoner to 10 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 Combaconum for his information.

(Sent in No

Read Criminal Report B from the Principal Sudder ameen of Tellicherry for april 1856.

(Here Enter F R No 988 of 1856)

No 18. 1. The citation of this Courts Proceedings as the authority for the Sentence in this case was unnecessary.

No 28 2. The Prisoners from 1 to 4 were all Principals; it is not clearly shown whether the prisoners 5 and 6 aided and abetted in the murder, or whether by burning the body of the deceased they became accessories after the fact.

No 30. 3. The malicious intent which forms

forms the offence of the crime, should have been stated in the abstract of the charge in this case.-

No 32. 4. As the prisoners are stated to have entered the Prosecutors house by knocking down the Cudjan door, the heading should have been "House breaking"

No 34. 5. The sentence of one years' imprisonment under Section VII Regulation X of 1816 is clearly illegal, and the Court direct that the same be modified to one of 6 months imprisonment and a fine not exceeding 200 Rupees commutable, if not paid to a further imprisonment not exceeding 6 months.

6. The Extract from the Minutes of Consultation of the 15th November 1836, should not have been quoted as an authority for the Sentence.-

No 38. 7. Clause 3d Section IV Regulation VI of 1822 has been quoted in the Sentence in this case, (it is supposed by a clerical error) instead of clause 3d Section V of that Regulation.

Ordered that Extract from these

these Proceedings be sent to the Acting Sessions Judge of Tellicherry by Precept returnable in V days from and after its receipt.-

(Sent following Precept No 11

Rs 18.)

F. C.

Thursday
19th June, 1856. At a Court of the Fouzdaree Adalut.

Present.

G. L. Hooper, Esqre. —— Fouzdaree Judge.
F. Anderson, Esqre. — Acting Fouzdaree Judge.
T. W. Goodwyn, Esqre. — Acting Fouzdaree Judge.

Read Calendar of Case No. 32 of 1856 submitted by the Acting Sessions Judge of Madura under date the 7th Instant.

(Vide entry F. C. No. 1097 of 1856.)

Before passing final orders in the above case, the Court of Fouzdaree Adalut direct that English translation of the record be forwarded for their consideration.

Ordered, that Extract from the proceedings be forwarded to the Acting Sessions Judge of Madura, by precept returnable within X days from and after its receipt

(but following precept No.

Read Calendar of Cases
No. 18 of 1856 of the Sessions Court
of Trichinopoly.

/ Here enter S. C. No. 1080 of 1856. /

The Court of Foujdaree
Adalut assents to 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 Robbery by
open violence, &c. be reduced to (5) five
years with hard labor in irons, and they do
authorize the Sessions Judge to issue his warrant
accordingly.

Mookan

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

/ Sent in No. /

Read Criminal Reports
submitted by the Principal Sudr Ameen of
Coimbatore for the month of April 1856,
and forwarded through the Sessions Judge of Coimbatore.

/ Here enter S. C. No. 1092 of 1856. /

The

No. 3. 1. The provisions of the Law
under which the 1st prisoner was sentenced should
have been quoted.

Nos. 4 and 6. 2. As the prisoners in these cases
are also charged in other previous cases, their
names should, in conformity with the Circular Order
of 8th December 1831, have been inserted in red
ink.

Nos. 5, 6, 7, and 38. 3. In these cases, the full charge
need not have been entered, an Abstract merely being
sufficient under the Circular Order, dated 12th May,
1832.

4. The Clerk of Foujdaree Adalut
observes that 9 out of the 11 Cases entered in
these Reports are of Perjury and Subornation of
Perjury, they direct that the attention of the
Principal Sudr Ameen be called to paras. 8 to 11
of the Circular Order, dated 31st January, 1814.

Ordered, that Extract from these
proceedings be sent to the Sessions Judge of Coim-
batore, for communication to the Principal Sudr Ameen
of Dindigul, for his information.

/ Sent in No. /

Ed 18.6.

F. 86.

Friday—— At a Court of the Fouzdaree Udalut
20th June, 1856.

Present

G. S. Hooper, Esqre, —— Puisne Judge
F. Anderson, Esqre, —— Actg. Puisne Judge
T. W. Goodwyn, Esqre, —— Actg. Puisne Judge

Read letter dated 29th May 1856, from the Session Judge of Combaconum

(Here enter F. 86. No. 1036 of 1856)

1. In the above letter the Session Judge calls the attention of the Court of Fouzdaree Udalut to the effect of their Circular Order, dated 8th August 1855, under which appeals from all Magistrial Officers in separate charge lie direct to the Session Court, and states that much additional labor has thereby been thrown upon the Court.

2. The Court of Fouzdaree Udalut desire the Session Judge will furnish them with a Statement of all appeals preferred in 1855 and subsequent years both to the Magistrate and to the Session Court as also such

explanation

explanation as it may be in the power of the Session Judge to offer regarding the extraordinary increase in appeals from decisions of Subordinate Magisterial Officers in separate charge during the present year.-

Ordered, that Extract from these Proceedings, be sent to the Session Judge of Combaconum, by precept returnable within XV days from and after its receipt.-

/Sent following Precept No. /

Read Calendar of Case No. 11 of 1856, submitted by the Session Judge of Mangalore under date the 27th May 1856.

/Here enter F. Dc. No. 1026 of 1856/

1. The Prisoners in this case have been acquitted by the Session Judge in concurrence with the Futwa of the Law Officer, but considering that strong suspicion attaches to them, the Session Judge has sentenced the 1st and 2d Prisoners to furnish 2 securities of 50 Rupees each, the 4th Prisoner 2 securities of 100 Rupees each, and the 3d Prisoner

Prisoner 2 securities of 2500 Rupees each, for the space of 3 years.-

2. It appearing to the Court of Foujdaree Udalut that the securities demanded from the 3d Prisoner are excessive unless his circumstances are such as would render it easy for him to furnish the same, they direct that the Session Judge be called on to explain the grounds for demanding securities of so large an amount.-

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

/Sent following precept No. /

Read letter dated 7th June 1856, from the Session Judge of Mangalore, submitting for the final judgment of the Foujdaree Udalut the record of Case No. 16 of 1856 on the file of the Session Court.-

/Here enter F. Dc. No. 1113 of 1856/

Majors C. S. Hooper
P. Anderson
and
T. H. Goodwyn

The Court of Foujdaree Udalut on a deliberate consideration of all the

20th June, 1856.

the circumstances of the case in evidence before them, being of opinion that the proof against the prisoners,

1st Pommoo

2d Moondy

and

3d Arvar Jana

is sufficient to convict them of the crime of Procuring Abortion, do convict them & thereof; and under the provision of Clause third Section VIII Regulation XV of 1803, sentence the prisoner,

3d Arvar Jana

to be imprisoned and kept to hard labor in irons on the public road or other public works, for and during the period of /1/ One year, and the prisoners,

1st Pommoo

and

2d Moondy

to be imprisoned and kept to labor suitable to their sex, for and during the period of /1/ One year.-

/Sent in No /

Read letter dated 3d June 1856 from the Acting Session Judge of Chittoor.-

/True extr. F. Dp. No 1070 of 1856/ Jc

F. Dp.

20th June, 1856.-

1. In the above letter the Acting Session Judge requests to be informed with reference to para 1 of the Circular Order Foujdaree Adalut No 209 dated 30th April 1856, in the event of there being a private Prosecutor on a Criminal trial, what are the duties of the Government Vakeel after he has read the charge, whether he is to conduct the prosecution or may be permitted to withdraw.-

2. In reply to the above the Court of Foujdaree Adalut are of opinion that in cases where private prosecutors are present, the Government Vakeels attendance is no longer requisite after he has opened the trial by reading the charge.-

Ordered, that Extract from these Proceedings be sent to the Acting Session Judge of Chittoor for his information.-

/Sent in No /

2d R.D.

T. 11

Saturday 21st June 1856

At a Court of the Tonjdaree Udalut

Present

G. S. Hooper Esqre ——— Puisne Judge

F. Anderson Esqre — Acting Puisne Judge

T. H. Goodwyn Esqre — Acting Puisne Judge

Read Calendar on Case No. 37 of 1856, submitted by the Session Judge of Cuddapah under date the 6th June 1856

(Here enter T. 76. No. 1077 of 1856)

In order to enable the Court of Tonjdaree Udalut to pass the proper order on the committal of this Case to the Session Court, they resolve to call upon the Session Judge to explain the precise manner in which the entry was effected into the house and the room in which the box was kept.

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

(Sent following Precept No.

Read Calendar of Case 33 of 1856, on the file of the Session Court of Madura.

(Here enter T. 76. No. 1098 of 1856.)

1. The Court of Tonjdaree Udalut observed that

that the charge should have stated the weapon with which the blows were inflicted as also the nature of the injuries received.

2 The Court further remark that the sentence is defective, it rejects the evidence of the prosecutor on account of the gross and numerous contradictions, but fails to set forth any particulars of these contradictions.

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. 7 of 1856, submitted by the Session Judge of Honore under date the 4th June 1856.

(Here enter T. C. No. 1103 of 1856.)

The Court of Tanjore Udalut observe that the verdicts of the Assessors are most meagre and do not state the grounds why they discredited the evidence.

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

(Sent in No.

Read Calendar in Case 29 of 1856 on the file of the Session Court of Combatore.

(Here enter T. C. No. 1115 of 1856.)

1 At the conclusion of the trial of this case the Session Judge has remarked that the trial of the prisoner by the Assistant Magistrate did not commence till 3 months

months and 9 days after their apprehension.

2 The Court of Tanjore Udalut desire the Session Judge will call for and submit a detailed explanation of this delay, and to explain what became of the other six individuals referred to by the Session Judge in his remarks.

Ordered that Extract from these Proceedings be sent to the Session Judge of Coimbatore by Receipt returnable in X days from and after its receipt.

Said following Precept No.

Read Calendar of Case No. 43 of 1856 submitted by the Session Judge of Bellary under date the 11th Instant.

(Here enter T. C. No. 1124 of 1856.)

The Court of Tanjore Udalut

1 observe that the brief remark of the Session Judge in the 5th para of his sentence is altogether insufficient to enable them to judge of the propriety of the conviction of the prisoner.

2 They resolve to point out to the Session Judge that it is necessary in summing up the case against a Prisoner that the remarks of the Session Judge should open up the particulars of the evidence which is relied on for the Prisoners conviction, in a clear and full statement, and should also give the general purport of the defence of the accused, and of the grounds on which the same has been set aside by

by the Session Court.

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

(Sent in No.

Read Calendar of Case No. 25 of 1856 of the Session Court of Madura

(Here enter F. Dr. No. 1095 of 1856.)

1. The Court of Fouzdaree Udalut are of opinion that a retracted Police confession and the evidence of overheard conversation is insufficient to justify a demand of security, and they accordingly direct that the security, if given, be cancelled, or the prisoners, if in confinement, released.

2 This Calendar the Court observe is written in parts in so minute a hand as to be almost illegible, and they direct the attention of the Acting Session Judge to para 4 of their Proceedings dated 20th March last.

Ordered that Extract from these Proceedings be sent to the Acting Session Judge of Madura by Precept returnable in 7 days from and after its receipt.

(Sent following Precept No. as

Ld 1856

F. Dr.

Monday. At a Court of the Fouzdaree Udalut
23d June, 1856.

Present

G. S. Hooper, Esqre., — Prisne Judge
F. Anderson, Esqre., — 2d Prisne Judge
T. W. Goodwyn, Esqre., — 3d Prisne Judge

Read Calendar of Case No. 11 of 1856, submitted by the Acting Session Judge of Tellicherry under date the 27th May 1856.

(Here enter F. Dr. No. 1099 of 1856.)

1. The Court of Fouzdaree Udalut observe, that the second Count is not clear, it should have set forth the value of the articles discovered or given up by each Prisoner.

2. The Session Judge should have affixed his signature to the remarks in Column 12 of the Calendar.

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

(Sent in No.

Read

23rd June 1856.-

Read Calendar in Cases Nos 8 and 9 of 1856, submitted by the Acting Session Judge of Tellicherry under date the 20th Ultimo.-

/Here enter F. Pr. No. III of 1856./

Case No. 8.

1. The Court of Foujdaree Udalut observe, that the provisions of the law to be quoted for the sentence are Clause 4 Section II Regulation VI of 1822, not Clause 2 Section IV Regulation VI of 1822 which refers only to stolen property.-

2. They resolve to point out to the Acting Session Judge that with reference to the Circular Order No. 169 dated 19th May 1843, a second question should have been put to set aside the technical objection of Mud.-

Case No. 9.

3. The conviction of the prisoners in this case should have been stated

Ordered, that Extract from these Proceedings be sent to the Acting Session Judge of Tellicherry, for his information.-

/Seal/ Sd/ Thos W

/True Copy/

Sd/ [illegible]

F. Pr.

Tuesday
24th June 1856. } At a Court of the Foujdaree Udalut.

Present

G. J. Cooper Esquire
F. Anderson Esquire Actg. } Puisne Judges.
T. W. Goodwyn Esquire Actg.

Read letter under date the 10th June 1856 from the Acting Session Judge of Tellicherry, forwarding the record of Case No 5 of 1856 for the final Judgment of the Court of Foujdaree Udalut.-

/Here enter F. Pr. No. 1150 of 1856.-

Mr. J. Anderson and Mr. T. W. Goodwyn.

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.-

"Cunniatty Chogathy Cherroo"

is sufficient to convict her of the crime of Murder, do convict her thereof; and under the provisions of Clause 3rd Section III Regulation I of 1825 and Clause third Section VIII Regulation XV of 1803, sentence her to be imprisoned for life and

and to be banished during the period of her sentence from the District in which her place of abode is situated and to be kept to labor suitable to her sex in the Zillah Jail of Calicut.

Adverting to the provisions of Act XIV of 1856. the Court of Foujdaree Udalut are of opinion that with reference to the age and sex of the prisoner, and the circumstances of the case, a sentence of imprisonment for life in the Jail at Calicut is sufficient for the demands of Justice.

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

/Sent in. No./

Read Calendars in Cases. Nos 26 and 27 on the file of the Sessions Court of Chittoor.

/Here enter F. Ct. No 1151 of 1856./

The Court of Foujdaree Udalut point out to the Acting Sessions Judge that he has not recorded his reasons for rejecting the evidence for the prosecution - they desire therefore that he will supply this omission and at the same time

time forward the certificate of the Surgeon as to the nature of the wounds received by the Prosecutors.

Ordered that Extract from these Proceedings be sent to the Acting Sessions Judge of Chittoor by Precept returnable within VI days from and after its receipt.

/Sent following precept No./

Read Calendar of Cases. No. 15 of 1856 submitted by the Acting Sessions Judge of Chittoor under date the 6th. March 1856.

/Here enter F. Ct. No 506 of 1856./

Read return dated 11th. April 1856 from the Sessions Judge of Cuddapah to the precept of the Foujdaree Udalut under date the 7th. April 1856, stating their opinion that the sentence passed on the Prisoner in Case No 16 of 1856. should be reduced to four years imprisonment.

/Here enter F. Ct. No 727 of 1856./

Read Calendar of Cases No 18 of 1856 submitted by the Acting Sessions Judge of Madura under date the 12th. April 1856.

/Here enter F. Ct. No 743 of 1856./

Read

24th June 1856.

Read Calendar of Case No 11 of 1856 submitted by the Sessions Judge of Jaffnapatam under date the 19th May 1856.

/Here enter F. Mc. No 1001 of 1856./

Read return dated 26th May 1856 from the Sessions Judge of Trichinopoly to the precept of the Foujdaree Adalut under date the 22nd May 1856 calling on the Sessions Judge to reduce the sentence passed on the Prisoners in Calendar Case No 17 of 1856 to 7 years.

/Here enter F. Mc. No 1015 of 1856./

Read Calendar of Case No 3 of 1856 submitted by the Sessions Judge of Chicacole under date the 22nd May 1856.

/Here enter F. Mc. No 1020 of 1856./

Read Calendar in Case No 10 of 1856 submitted by the Acting Sessions Judge of Tellicherry under date the 20th May 1856.

/Here enter F. Mc. No 1037 of 1856./ per

Ex Edkb.

F. Mc.

Wednesday
25th June 1856. } At a Court of the Foujdaree Adalut.

Present

G. S. Hooper Esquire — Puisne Judge.
F. Anderson Esquire — Acting Puisne Judge.
J. W. Goodwyn Esquire — Acting Puisne Judge.

Read Calendar in Case No 22 of 1856 on the file of the Sessions Court of Tinnevelly.

/Here enter F. Mc. No 1134 of 1856./

The Pleader on behalf of the 3rd Prisoner in this case having appeared before the Court and produced a Vakalutnamah from the said prisoner prays the Court that the infliction of the sentence of lashes passed on the above case may be stayed pending the result of his petition of appeal.

1.

The Court of Foujdaree Adalut direct the Sessions Judge will suspend the Sentence of corporal punishment passed on the prisoner until ferial

2.

orders

orders be passed in this case.

Ordered that Extract from these Proceedings be forwarded to the Sessions Judge of Tinnevelly by precipt returnable within 10 days from and after its receipt.

/Sent following precipt No/

Read letter dated 22nd April 1856 from the Sessions Judge of Chittacolly forwarding the B Report of the Magistracy of Ganjam for the month of March last.

/Here enter F. No. 849 of 1856./

Read Extract dated 28th April 1856 submitted by the Sessions Judge of Guntoor of the proceedings held on the Petty Cutcherry of the Magistracy for the 1st Quarter 1856.

/Here enter F. No. 862 of 1856./

Do RO.

Thursday 26th June 1856.

F. No.

At a Court of the Foujdaree Adalut

Present.

F. Anderson Esquire Acting
F. W. Goodwyn Esquire Acting
G. A. Harris Esquire Acting
} Puisne Judges

Read return dated 14th June 1856 from the Acting Sessions Judge of Rajahmundry to the Precept of the Court of Foujdaree Adalut under date the 9th June 1856, returning Calendar in Case No. 7 of 1856 on the Sessions Courts file, and requesting the Acting Sessions Judge to review the case and state clearly the crime of which the Prisoner is convicted.

(Here enter F. No. 854 of 1856)

Read again Calendar in Case No. 7 of 1856 on the file of the Sessions Court of Rajahmundry.

(Here enter F. No. 1022 of 1856)

The Court of Foujdaree Adalut observe that if the Law Officer convicted the Prisoner of Culpable Homicide and the Acting Sessions Judge differed from him in opinion as to the nature of the offence

it

it was incumbent upon him to refer the case for the final Judgment of the Court of Fouzdaree Udalut, and that they accordingly direct be now done with the least practicable delay.

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Rajahmundry by Receipt returnable within X days from and after its receipt.

Sent following Receipt &c.

Read letter under date the 19th June 1856 from the Acting Sessions Judge of Chittoor forwarding Translation of the record of Case No. 20 of 1856 on the Calendar of the Sessions Court, for the final Judgment of the Court of Fouzdaree Udalut.

(Here enter F.C. No. 1166 of 1856)

Respts Goswyn and Anderson.

1

The Prisoners in this case, charged with gang robbery, were acquitted by the Verdict of their Jurors.

2

The Acting Sessions Judge convicts the Prisoners and recommends that they be sentenced to imprisonment for 10 years with hard labor in irons.

3

The Court of Fouzdaree Udalut are dissatisfied

dissatisfied with the manner in which this trial has been held, a more careful examination would have possibly cleared up the serious doubts and contradictions on the face of the evidence which they on full consideration are of opinion is insufficient for the conviction of the Prisoners.

4

The Court of Fouzdaree Udalut are of opinion that the chief point for consideration was the credit to be given to the Prosecutor's and his two Servants (1st & 2d Witnesses) alleged recognition of the 1st and 2d Prisoners by the very imperfect light (the moon having set) and in the confusion arising from the robbery, during which prosecutor and his servants were maltreated.

5

It is stated by the Prosecutor that he fired at the robbers a gun charged with No. 6 shot but it is remarkable that this fact was not alluded to by him until his deposition of the 18th April, nor do the Police depositions of the 16th April contain any mention of the firing. This omission

is

is the more extraordinary as the marks of the shot on the 1st Prisoner's face &c are apparently alluded to by the Prosecutor and both Witnesses at the trial as marks of identification.

6 No reason is assigned why the 1st Prisoner was not shown to the Surgeon whilst the wounds on his face were fresh. This officer should have been examined on the trial, as his certificate shows the clear light his testimoney might have thrown upon the case. No 6 shot fired at 30 yards off would penetrate or certainly do more than make only 3 or 4 cuts or scratches so that the Surgeon could have stated whether or not shot had penetrated.

7 The Prosecutor and 2d Witness do not at the trial state the particulars of the Prisoners apprehension but the 1st Witness mentions that the 1st and 2d Prisoners went from them towards some other bandits, and that on the Prosecutors party giving the alarm the 1st and 2d Prisoners were apprehended. This mode of their apprehension is at total va-

riance with the Prosecutors statement before the Police, which would make an interval of about half an hour between the robbers' departure and the 1st and 2d Prisoners' apprehension. Moreover the Prosecutors Police deposition discribes both prisoners' identification after the removal of a cloth cap from the 1st Prisoner and a cloth from off the 2d Prisoner, meaning apparently that they had thus disguised themselves after the robbery.

8 The Village Mouniffis report and both Prisoners' Police Depositions agree with the Prosecutors statement as to the half hours interval between the completion of the robbery and the apprehension of the 1st and 2d Prisoners; if this interval took place, it is most improbable that the 1st Prisoner, if wounded by shot at the robbery and not certain but that shot were actually in his person would so boldly expose himself to almost certain recognition

9 The 2d Witness at first positively declared that he could recognize none of the robbers, this declaration was

was so clear as to throw the utmost doubt on his subsequent pretended recognition of the 1st Prisoner. Moreover his account of the commencement of the robbery contradicts the alleged firing & directly the attack took place.

10 With this view of the case the Court of Foujdaree Adalut consider the Prisoners are entitled to an acquittal and they accordingly direct their unconditional release.

Orders that Extract from these Proceedings be sent to the Acting Sessions Judge of Chittoor for his information.

Sent in S.

Read letter dated 30th May 1856 from the Sessions Judge of Gravullipatam affording explanations on the points indicated in the Circular Order of the Foujdaree Adalut dated 3d May 1830.

(Here enter F.Bo. No. 1061 of 1856)

Read the supplemental return dated 29th May 1856 from the Acting Sessions Judge of Rajahmundry reporting that the term of imprisonment awarded in

case

Nos. 3 and 4 of 1856 was reduced to one year.

(Here enter F.Bo. No. 1057 of 1856)

Read letter dated 31st May 1856 from the Officiating Sessions Judge of Bellary transmitting the original death Warrant issued by his Court in Case No. 39 on the Calendar of the Sessions Court for 1856.

(Here enter F.Bo. No. 1059 of 1856)

Read letter dated 2d June 1856 from the Officiating Sessions Judge of Bellary acknowledging the receipt of Extract from the Proceedings of the Court of Foujdaree Adalut remarking upon certain irregularities in the Jail and in reply stating that measures have been adopted to put a stop to them.

(Here enter F.Bo. No. 1060 of 1856)

Read Calendar in Case No. 15 of 1856 submitted by the Sessions Judge of Bangalore under date the 30th May 1856.

(Here enter F.Bo. No. 1052 of 1856)

F.W.

Monday
30th June 1856

At a Court of the Tongdaree Adalut.

Present.

G.A.L. Hooper Esquire
J. Anderson Esqre Actg
J.W. Goodwyne Esqre Actg
} Puisne Judges.

Read letter dated 12th June 1856 from the Sessions Judge of Cuddapah (Corrected 5th No. 1182 of 1856)

1. Ord the above letter the Sessions Judge requests the instructions of the Court of Tongdaree Adalut respecting the mode of examination to be held in a charge of assault and rape brought against [illegible] Assistant Over Seer Cope an European British Subject.—

2 The Court of Tongdaree Adalut are of opinion that the Magistrate as Justice of the Peace should have held an investigation in the above case, and if on enquiry the charge was supported by evidence, he should as the Defendant was a British Subject and a Soldier in the Honorable East India Company's Service, under the provisions of 12 and 13 Victoria

Cap.

Cap 4 Section IV have reported the case to Government in view to the Defendants being tried by a General Court Martial.

3 Not however the case if investigation may prove to be only one of assault copy of an opinion given by the late Advocate General Mr. George Norton is herewith forwarded for the Magistrates guidance.

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

/Sent in No /

Read Criminal Report B for the Month of May 1856, Zillah Tellicherry

No 50. (Here enter No. & No. 1157 of 1856)
by Principal Overseer

The act committed by the Prisoner did not amount to Forgery, it being essential, to constitute that crime, that there should be an intent to defraud another person.

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

/ Sent in No /

Read

Read Criminal Report B for the Month of May 1856 Zillah Madura

(Here enter No. & No. 1175 of 1856)

No 65 The charge is headed Housebreaking and Theft, but the
Murthy Overseer 1 mode in which the Prisoners effected their entrance into the house is not described.

No 66 The Acting Sessions Judge
A. Sub. Judge 2 is requested to call up and examine the proceedings in this case, the sentence appearing inadequate to the offence charged.

No 68 The acts of the 2d Prisoner
A. Sub. Judge 3 which constituted him an accessory after the fact should have been set forth in the charge. If he was present aiding and abetting he was a principal in the second degree.

No 71 The charge should have
A. Sub. Judge 4 been headed "Connivance at the escape of a prisoner" or "negligence whereby a Prisoner escaped" according to the Circumstances of the case.

Ordered that Extract from

from these Proceedings be forwarded to the Acting Sessions Judge of Erawura for his information.

/Sent in &c.

Read Petty Calendar submitted by the Sessions Judge of Honore for the 1st Quarter of 1856.

(Here enter F. C. No. 1101 of 1856)

Calendar I Case No 2.

The Court of Foujdaree Adawlut observed that the offence should have been punished under Section XXXII Regulation IX of 1816 under which a sentence of one months imprisonment cannot be imposed.

Nos 39 44 46

2 The Criminal nature of the charges in these cases is not clear, and the Court require to be informed of the circumstances which were considered to bring them within the provisions of Section XXXII Regulation IX of 1816.

No 42.

3 The additional Joint Magistrate erred in disposing of the case under Section XXXII Regulation IX of 1816, the act of stealing and destroying public records being an offence requiring committal to the Sessions Court under clause 1st Section II Regulation VIII of 1829.

Ordered that Extract from these Proceedings be sent to the Sessions Judge of Honore by Receipt returnable within 2 days from and after its receipt.

/Sent in &c.

Read Criminal Report B for the Month of May 1856, Zillah Coimbatore.

(Here enter No. 1173 of 1856)

Nos 9 & 13 by Pub. Juor Answer of Cotacamund.

The acts of the 2d, 3d and 4th Prisoners, which rendered them by Profy Juor Answer / accessories after the fact, should have been stated in the charge.

2 The fact to which the false statement was opposed, should have been declared in the charge, which should have continued thus- "whereas in truth and in fact &c."

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

/Sent in &c. / Read

Read Criminal Report B for the Months of May 1856 submitted by the Sessions Judge of Chingleput

(Here enter File No. 1142 of 1856)

No 28 by the Magistrate.

1

24 lashes is a most inadequate punishment for the offence* with which the Prisoner is charged.

*"Snatching"

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

Sent in No

Read Criminal Report B for the Months of May 1856 submitted by the Acting Sessions Judge of Chittoor.

No 60

(Here enter File No. 1153 of 1856)

Ag. Sub. Judge.

1

The charge in this case is unintelligible and must be amended.

No 64.

2

The provisions of Clause 3rd Section V Regulation V of 1822 and not Clause 3 Section V Regulation VII of 1816 should have been quoted in support of this sentence.

No 75.

3

The Heading of this charge should have been "Theft". The imposition of the fine is therefore illegal, and the Court directed that the same be cancelled.

Nos 71 & 79.

4

The nature of the stolen property

property and its value should have been entered in the second count. In the latter case, the value of the Bove should have been clearly stated, which evidently is only Rupees 10 not Rupees 87.

No 84

5

The heading in this case should have been "aggravated assault with intent to kill"

Ordered that Extract from these Proceedings be forwarded to the Acting Sessions Judge of Chittoor by the Receipt returnable within X days from and after its receipt.

Sent for Covering Receipt No 1

Read Calendar of Case No 24 of 1856 of the Sessions Court of Tinnevelly

(Here enter File No. 1146 of 1856)

Kistnamawiken. Ramen.

1

The Sessions Judge recommends that the period of imprisonment which the Prisoner noted in the margin has been adjudged to suffer on their conviction of Gang Robbery by open violence be retained by 7 years.

2

The Court of Foujdaree Adawlut decreeing the mitigated Sentence above proposed as inadequate punishment for

30th June 1856

for the Prisoners, direct that they be sentenced to imprisonment with hard labor in irons for the period of 10 years.

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

/Sent in &c

/s

&c &c &c

Chas Allen