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Diary
for
1820

No. 7. To The Criminal Judge in the Zillah of Darapooram

Transmitting Copy of a letter from the Secretary to Government in the Judicial Department stating that the Governor in Council sanctions the charge incurred by the Criminal Judge of Coimbatore on account of two women witnesses in a case of murder amounting to Rupees 20-12-10.

6th January 1820.

No. To (No. 1.)

The Secretary to Government in the Judicial Department

Sir,

1. I am directed by the Judges of the Fayzabad Adalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Letter and its enclosures from the Magistrate in the Zillah of Vizagapatam.

2. A complaint having been lodged in the Magistrates office against certain Inhabitants of the Jayapore Zemindary, the Zemindar was required to aid the police officers on the execution of the Magistrates process. The Zemindar in answer to the requisition made to him has declared his willingness to do all in his power in support of the Magistrates authority, but avers that the part of the country in which the accused resides is in a state of insurrection and resistance to his authority, which renders of no avail any attempt of his to arrest the offenders and he appeals to the Collectors own knowledge of the unmanageable state of the Majesty

Mayon of Malakanajhire, into which no Rack renters or Sye
Gomastahs will enter.

3 — The Magistrate, in forwarding the papers now
submitted observes that the greater part of the Zemindary of Iryapoor
is but in nominal Subjection to the Government, and that the
Zemindar himself is frequently unable to compel obedience to his
orders, or to receive the small Assessment payable by many of
his hill Talookdars.

4 — Under the circumstances represented, no instructions
can be issued by the Fayzdaree Udalut for the guidance of the
Magistrate, but I am directed by the Judges to submit the
whole of the papers connected with this reference, for the
consideration of the Right Honorable the Governor in Council, in
order that such measures may be taken as to him may seem meet for
the protection of travellers thro the Iryapoor Zemindary, and for the
Security of the residents in the adjoining districts.

27th January 1820. (Signed) R. Clarke
Deputy Register

No. To
The Acting Criminal Judge in the Zillah
of Canara

Sir

With reference to case No. 45 in your last report of
persons under charge of the Criminal Judge to be tried by the Court
of Circuit in which the accused was brought before you on a charge
of Robbery with violence; and is stated to be at large on Bail;
The Judges of the Fayzdaree Udalut direct me to observe to you,
that as Robbery is declared not to be a bailable offence, it was
your duty to have committed the person here referred to to Jail,
instead of holding him to bail to take his trial before the Court
of Circuit; unless he was only implicated in the degree mentioned
in Clause Second Section X Regulation IX of 1816, in which case
a Memorandum should have been entered in your report, explanatory
of this apparent irregularity.

7th February 1820 (Signed) W. Hudleston
Deputy Registe

No. To
The Acting Criminal Judge in the Zillah
of Rajahmundry

Sir,

With reference to case No. 10 in your last report
of persons under charge of the Criminal Judge to be tried by the
Court of Circuit in which Moungoonah Soobby was brought before
you on a charge of "Housebreaking and theft" and is stated to
be at large on Bail, The Judges of the Fayzdaree Udalut
direct me to observe to you, that as Robbery is declared not to be
abailable

available offence, it was your duty to have committed the person here referred to to Jail, instead of holding him to bail to take his trial before the Court of Circuit; unless he was only implicated in the degree mentioned in Clause Second Section X Regulation IX of 1816. in which case a Memorandum should have been entered in your report, explanatory of this apparent irregularity.

7th February 1820. (Signed) W. Studleston
Deputy Register

No. To
The Criminal Judge in the Zillah of
Virdachellum

Sir,

Referring to cases Nos 78, 79, 80 and 83 in your last quarterly Report of persons apprehended in the Zillah of Virdachellum wherein the Prisoners have been adjudged on charges of theft to pay fines to Government, the Judges of the Court of Faujdaree Eldalut direct me to observe to you, that under the provisions of Section VII Regulation X of 1816. punishment by fine is not applicable to cases of theft.

The prisoner in Case No 68 is charged with "suspressing a criminal act" and sentenced to pay a fine of Rupees 25.

On reference to the report of prisoners released the Judges observe that the act referred to is that of "bewitching" an individual, on suspicion of which the prisoners Nos 36 to 41 inclusive were apprehended, and are reported to have been released from want of proof.

The Judges desire that you will furnish them with

Faujdaree Diary 7th February 1820

with an explanation of the grounds upon which the prisoner in Case No 68 was adjudged to pay a fine for "suppressing" an act, which was not proved to have been committed and with reference especially to the charge in question the Judges direct me to state to you their opinion that the Courts of Criminal Judicature are vertually prohibited by Section XXXIV Regulation VII of 1802 from trying charges of Sorcery and they therefore direct that whenever a charge of the above description be brought before you, under Section VIII Regulation X of 1816, you will be careful to ascertain whether or not any injury be represented to have ensued that in the latter case you do dismiss the charge, and that in the former case you do take evidence as to the overt act charged against the Prisoner, and in the event of there appearing grounds for committing the prisoner to take his trial before the Court of Circuit, you do frame the indictment for such overt act aforesaid.

7th February 1820. (Signed) W. Studleston
Deputy Register

No. To
The Acting Criminal Judge in the Zillah of
North Malabar

Sir,

1. In your last quarterly report of persons apprehended in the Zillah of North Malabar it is stated with reference to the Case in which the Prisoners Nos 7, 8 and 9 were brought before you charged with "snatching and carrying off Property to the amount of "10 Rupees and 90 nas," that "the cases coming under the description of "Cases, for which provision is made in Section XXXII Regulation IX "A.D. 1816, is referred to the "Assistant Magistrate."

North

2

With reference to the order passed by you in this case the Judges of the Fayzdaree Udalut direct me to state, that on the case being referred to you, it was your duty to have investigated and determined it, and that if it should have appeared at the close of the enquiry, that the prisoners were liable only to the inferior degree of punishment specified in Section XXXII Regulation IX of 1816, it would have been competent to you to communicate such your opinion to the Magistrate, with whom it would have remained to issue the necessary orders for the information and future guidance of the Police Officer by whom the Cost was brought before you.

7th February 1820. (Signed) W. Rudleston

Deputy Register

No. To

The Criminal Judge in the Zillah of Combaconum

Sir,

I am directed by the Judge of the Court of Fayzdaree Udalut to transmit to you the annexed copy of a letter from the Assistant Criminal Judge in the Zillah of Chingleput and to desire that you will explain the neglect of the orders of the Court regarding the transport of Convicts which is therein represented.

10th February 1820. (Signed) W. Rudleston

Deputy Register

No. To

The Acting Criminal Judge in the Zillah of

Vizagapatam

Sir,

With reference to case No. 38 in your last report of persons apprehended in the Zillah of Vizagapatam, in which the prisoner

prisoner who was charged with homicide is stated to have been released in conformity with the opinion of the Mahomedan Law Officer the Judges of the Court of Fayzdaree Udalut direct me to observe to you that the reference made by you to the Zillah Law Officer is no where authorized by the Regulations and imposed on that Officer a duty, which it is competent only to the Law Officers of the Court of Circuit to exercise under the Sanction of the Oath prescribed in Section VIII Regulation VII of 1817.

It was your duty to commit the prisoner in this case for trial before the Court of Circuit, which alone was competent to receive evidence to, and determine upon the validity of any plea which it might be in his power to urge in exculpation or justification of the act with which he was charged.

10th February 1820 (Signed) W. Rudleston

Deputy Register

No. To (Circular)

The 4 Provincial Courts of Circuit.

Gentlemen,

The Judges of the Court of Fayzdaree Udalut have observed that the several Criminal Judges in preparing the reports prescribed by Section XXXV Regulation X of 1816 subject themselves to much additional labor from misapprehending the particulars requisite to be specified in the Form, number 6 of the Appendix to the above Regulation.

As the Report No. 6 of the Appendix of persons apprehended in the preceding quarter includes the names of such of those persons, as may have been released, it is obviously not intended, that the

2d With reference to the order passed by you in this case the Judges of the Fayzdaree Adalut direct me to state, that on the case being referred to you, it was your duty to have investigated and determined it, and that if it should have appeared at the close of the enquiry, that the prisoners were liable only to the inferior degree of punishment specified in Section XXXVII Regulation IX of 1816, it would have been competent to you to communicate such your opinion to the Magistrate, with whom it would have remained to issue the necessary orders for the information and future guidance of the Police Officer by whom the case was brought before you.

7th February 1820. (Signed) W. Hudleston
Deputy Register

No. To
The Criminal Judge in the Zillah of Combaconum

Sir,

I am directed by the Judge of the Court of Fayzdaree Adalut to transmit to you the annexed copy of a letter from the Assistant Criminal Judge in the Zillah of Chingleput and to desire that you will explain the neglect of the orders of the Court regarding the transport of Convicts which is therein represented.

10th February 1820. (Signed) W. Hudleston
Deputy Register

No. To
The Acting Criminal Judge in the Zillah of
Vizagapatam

Sir,

With reference to case No 38 in your last report of persons apprehended in the Zillah of Vizagapatam, in which the prisoner

prisoner who was charged with homicide is stated to have been released in conformity with the opinion of the Mahomedan Law Officer the Judges of the Court of Fayzdaree Adalut direct me to observe to you that the reference made by you to the Zillah Law Officer is no where authorized by the Regulations and imposed on that Officer a duty, which it is competent only to the Law Officers of the Court of Circuit to exercise under the Sanction of the Oath prescribed in Section VIII Regulation VII of 1802.

It was your duty to commit the prisoner in this case for trial before the Court of Circuit, which alone was competent to receive evidence to, and determine upon the validity of any plea which it might be in his power to urge in exculpation or justification of the act with which he was charged.

10th February 1820 (Signed) W. Hudleston
Deputy Register

No. To (Circular)
The (4) Provincial Courts of Circuit

Gentlemen

The Judges of the Court of Fayzdaree Adalut have observed that the several Criminal Judges in preparing the reports prescribed by Section XXXV Regulation X of 1816 subject themselves to much additional labor from misconceiving the particulars required to be specified in the Form, number 6 of the appendix to the above Regulation.

As the Report No 6 of the Appendix of persons apprehended in the preceding quarter includes the names of such of those persons as may have been released, it is obviously not intended, that the

succeeding Report should contain a repetition of the same information respecting them, it is plainly meant to specify the names only of such other prisoners as may have been released on their expiration of the periods of imprisonment to which they may have been sentenced.—

The Judges of the Court of Fouzdaree Udalut desire, therefore, that you will notify to the several Criminal Judges within the Centre Division, that the report in Form No 6 above referred to is to contain only the names of prisoners released, who are not included in the Report immediately preceding.

10th February 1820. (Signed) W. Studdleston
Deputy Register

No. To
The Acting Criminal Judge in the Zillah of
Sir

I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter dated 31st Ultimo, requesting the orders of the Court respecting a person sentenced to imprisonment and not stripes, the period of whose confinement will expire on the 13th Instant and who is reported by the Surgeon of the Station to be unable to bear the stripes.—

The Judges direct me to state, that under these circumstances it is proper that you should act on the report of the Surgeon and release the prisoner Acharanje Singanah on the expiration of the period of his sentence.

10th February 1820. (Signed) W. Studdleston
Deputy Register

To

No. To
The Acting Criminal Judge in the Zillah of
Sir,

I am directed by the Judges of the Court of Udalut to acknowledge the receipt of your letter, dated 2d Instant, requesting the instructions of the Court, as to the mode of receiving the complaint of a prosecutrix in a case of stabbing whose situation in life renders it improper to require her attendance in a Court of Justice.—

The Judges direct me to state to you, that in the case in question the prosecutrix is entitled under the provisions of Section XVI. Regulation XII of 1802, to the option of carrying on the prosecution by a Vakeel duly appointed whose statement on her behalf can be taken on oath, and will not of course be evidence in the case the proof of which must not altogether on the testimony delivered in the presence of the accused upon the Trial

14th Febuary 1820. (Signed) W. Studdleston
Deputy Register

No. To (No 3.)
The Secretary to the Government in the
Judicial Department
Sir

I am directed by the Judges of the Fouzdaree Udalut to transmit to you the accompanying General Abstract Statement of the Criminal Trials on which sentences were passed during the last year with the request of the Judges that it may be laid before the Right Honorable the Governor in Council.

14th Febuary 1820. (Signed) W. Alexr
Register

To

To

The Criminal Judge in the Zillah of

South Malabar

Sir,

Referring to Several cases in the last quarterly report of persons apprehended in the Zillah of South Malabar, in which the parties are charged with being found in possession of stolen property, The Judges of the Court of Fayzdaree Adalut direct me to observe, that the charge is incomplete inasmuch as it does not go to impute that previous knowledge of the predicament of the property, which constitutes the gist of the prosecution.—

The report of prisoners under the charge of the Criminal Judge to be tried contains the names of three persons charged with the crime of Murder and represented to be at Large upon Bail. The Judges of the Fayzdaree Adalut direct me to observe to you, that as murder is declared not to be a bailable offence, it was your duty to have committed the persons here referred to to Jail, instead of holding them to bail to take their trial before the Court of Circuit; unless they were only implicated in the degree mentioned in Clause Second Section X Regulation IX of 1816, in which case a memorandum should have been entered in your report, explanatory of this apparent irregularity.

17th February 1820.

(Signed) W Budleston

Deputy Register

No. To

The Acting Criminal Judge in the Zillah of Nellore

Sir,

In Case No 32 of the last quarterly report of persons apprehended

apprehended in the Zillah of Nellore two persons, charged with having stolen a quantity of Salt valued at 26 Rupees and Pannams are stated to have been sent to the Magistrate, according to Section XVIII Regulation I of 1808.

The Judges of the Court of Fayzdaree Adalut direct me to state to you, that the order passed on this case by your predecessor was altogether erroneous, the Section of the Regulation cited by him having no reference to the Stealing of Salt, which is punishable under the general provisions of the Regulations with respect to theft.—

I am further directed to observe, that all fines recievable under the provisions of Regulation I of 1808 are to be sued for civilly in the Zillah Court, under the provisions of Section XX of that Regulation.

17th February 1820

(Signed) W. Budleston

Deputy Register

No. To

The Second Judge of the Court of Circuit in the

Centre Division

Sir,

I am directed by the Judges of the Court of Fayzdaree Adalut to acknowledge the receipt of your letter, dated 11th Instant, detailing the particulars of certain irregularities in the proceedings of the Police Officers in Case No 6 of the Chittoor Calendar 1st Quarterly Sessions of the present year.

The Judges direct me to observe to you, that the instructions recorded on the proceedings of the Fayzdaree Adalut under

under date 2d Febuary 1819 had reference exclusively to an order passed by the Court of Circuit, commanding the Magistrate in the Zillah of Chittoor to make an enquiry desired by a petitioner, and to transmit to the Court attested copies of the proceedings held in a particular case.—

The Judges direct me to state to you, that although they do not consider a Judge, presiding at a Sessions of Jail Delivery, authorized by the existing Regulations to order a Magistrate to institute new proceedings, or to perform any judicial act with regard to cases recorded in the Calendars submitted by a Criminal Judge, yet that it is not only competent to, but absolutely incumbent upon a Judge of Circuit to bring to the notice of a Magistrate any irregularities, which may have appeared on the proceedings of the Magistrate in such cases, to give him such instructions, as he may deem necessary for his future guidance, and to call upon him for any explanation, which he may have to offer on matters about to be submitted to the Court of Fayz. Adawlut.—

21st Febuary 1820. (Signed) W. Hudleston
Deputy Register

No. To
The Magistrate in the Zillah of Bellary.—

Sir,

With reference to my letter under date the 25th June 1819 forwarded to you through the Judges of the Circuit Court for the Centre Division, I am directed by the Judges of the Fayzdaree Adawlut

Adawlut to request that you will immediately transmit the statement called for in that communication and also the statement prescribed by Section XXX Regulation IX of 1816.—

21st Febuary 1820. (Signed) W. Oliver — Register

No. To (No. 4)
The Secretary to the Government in the Judicial Department.

Sir,

I am directed by the Judges of the Court of Fayzdaree Adawlut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the accompanying letter from the Magistrate in the Zillah of Seringapatam requesting permission to proceed to Tellicherry at the end of March next in order to qualify as Justice of the Peace.

24th Febuary 1820. (Signed) W. Oliver
Register

No. To
The Second Judge of the Court of Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Fayzdaree Adawlut to acknowledge the receipt of your letter dated 11th Instant, requesting the instructions of the Court regarding the intent of the provision contained in Clause fourth Section III Regulation I of 1818.—

The Clause above mentioned provides, that in Cases of adultery it shall be requisite that the charge be made and prosecuted exclusively by the husband against the wife, or by the wife against—

against the husband, by which, on reference to the corresponding clause in the Bengal Regulations, it appears to the Judges that it was intended merely to prevent this offence from being prosecuted as an offence against the public, and to render it punishable only on the complaint of the party injured by it. A different interpretation of the clause would in most cases lead to the exemption of the most guilty party from punishment.

Under this construction it appears to the Judges, that in the case stated by you the injured husband is competent to prosecute the party, who has violated his bed as well as his wife.

24th February 1820.

I have the honor to be &c.
(Signed) W. Sudlestan
Deputy Register

No.

To
The Criminal Judge in the Zillah of
Seringapatam

Sir,

In your last Report of prisoners confined under sentence in the Zillah of Seringapatam is a numerical statement of 117 prisoners transferred from the Zillahs of North and South Malabar, Nellore, Cuddapah and Canara.

The Judges of the Court of Fayedaree Adalut direct me to desire, that the Report prescribed by Section XXXVI Regulation X of 1816 may on all future occasions contain the several particulars specified in the form No II of the appendix to that Regulation with respect to the prisoners transferred to your custody from other Zillahs as well as those originally sentenced to imprisonment in the Jail at Seringapatam.

2d March 1820.

(Signed) W. Sudlestan
Deputy Register

No.

To
The Criminal Judge in the Zillah of Salem

Sir,

With reference to certain cases in your last report of prisoners confined under sentence in the Zillah of Salem, in which the prisoners who were sentenced to be released on security have been imprisoned for periods of five, nine ten and eleven years respectively. The Judges of the Court of Fayedaree Adalut direct me to desire that you will state whether you have from any particular circumstances, either in the cases in which these several parties were implicated, or in their behaviour during confinement deemed it inexpedient

inexpedient to exercise Towards them the discretion vested in you by clause first Section XI Regulation XV of 1803, of recommending their release on the execution of a Mochulka without security.

2d March 1820. | Signed | W. Hudleston
Deputy Register

No. To
The 1st Judge on Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Faujdaree Adalut to acknowledge the receipt of your letter dated 26th Ultimo stating your intention to proceed from Coimbatore to Trichinopoly as soon as you may be sufficiently recovered from a fever, under which you have been suffering and requesting - The Courts permission to remain for some weeks at Trichinopoly, previously to the prosecution of the Circuit.

Under the circumstances stated in your letter the Judges have resolved to comply with your request but they direct me to intimate to you that should the continuance of your indisposition render doubtful the completion of the Circuit within the half year, it will be requisite that they should receive from you a timely notification of the circumstance, in order that provision may be made for the delivery of the Jails in the Jails in the Zillahs of Madura and Tinnevelly within the prescribed period.

9th March 1820. I have the honor to be &c.
| Signed | W. Hudleston
Deputy Register

To

No. To
The Second Judge of the Provincial Court of Circuit
in the Centre Division

Sir,

I am directed by the Judges of the Court of Faujdaree Adalut to acknowledge the receipt of your letter dated 1st Instant and to inform you that they do not see any reason for putting a different construction on the provisions of clause fourth Section III Regulation I of 1818, from that given in the letter addressed to you under date 24th Ultimo.

9th March 1820. | Signed | W. Hudleston
Deputy Register

No. To (No 5)
The Secretary to Government in the
Judicial Department

Sir,

1 I am directed by the Judges of the Court of Faujdaree Adalut to acknowledge the receipt of your letter, dated 3d Instant, referring for their consideration and report a copy of a letter from the Criminal Judge in the Zillah of Chingleput, recommending that certain convicts be transported to Prince of Wales's Island by the first opportunity.—

2 The recommendation of the Criminal Judge is founded upon the insufficiency of the Guard allowed for the safe Custody of the Prisoners, and the unusual number of convicts under sentence of transportation (which is already nearly seven fold beyond the average of the last three years, and may be further augmented) and the peculiarly atrocious character of certain among them. And the

Judges

Judges to think that extraordinary precautions may be required for their safe Custody.

3. The propriety of carrying into execution sentences of transportation with the least practicable delay appears to the Judges to be unquestionable; but they are incompetent to offer any opinion as to the feasibility of transporting the Convicts in question before the regular opportunity.

9th March 1820. Signed W. Hudleston
Deputy Register

No. To
The First Judge of the Provincial Court of Appeal
and Circuit for the Western Division

Sir,

With reference to your letter bearing date the 1st Ultimo enclosing a Medical Certificate of your inability to perform the duties of Judge of the Provincial Court of Appeal and Circuit. I am directed by the Judges of the Sudr and Foujdaree Adalut to desire, that you will inform them, whether or not you have recovered from your indisposition sufficiently to resume your official functions as in the latter event it will be requisite that a representation should be addressed to the Government, in order that provision may be made for the discharge of the duties of your office.

9th March 1820. Signed W. Hudleston
Deputy Register

To The Magistrate in the Zillah of Seringapatam

Transmitting copy of a letter dated the 3d Instant from the Secretary to Government in the Judicial Department authorizing the Magistrate to take the oath of qualification as Justice of the peace before any one of the Judges of the Provincial Court in the Western Division.

9th March 1820. Sent usual letter.

To
The Secretary to the Board of Trade

Forwarding the Stationary Indent from the Magistrate of Guntoor to be supplied.

15th March 1820. Sent usual letter

No. To
The Magistrate in the Zillah of Guntoor

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut, to acknowledge the receipt of your letter of the 23d Ultimo, with Stationary Indent, and to inform you, that in referring to the several articles therein mentioned there appears to be an increase of the quantity of certain articles above the consumption of the last year, for which no reason is assigned, and that in consequence the following reductions of quantity have been made in the undermentioned articles.

articles.	Quantity indented for	Quantity allowed
Demy	25	4
Foolscap	10	7
Quarterpast	10	4
Ruled Rubas.	2	0
Tapers	Pairs 2	Pair 0
Sand Boxes	3	0
Green Baize	Yard 5	Yard 0

The

The Judges have disallowed the whole of the articles included within the bracket as it is directed in the form of indent furnished to the Court by the Secretary to Government that the supply of these articles is to be triennial, and it appears that they were supplied to your Court last year should an additional Quantity of these articles be required, you will be pleased to apply for them by a Special Indent.—

13th March 1820.

/ Signed / W. Sudlerton Dy. Register

No. (No. 7)

To

The Secretary to the Government in the

Judicial Department

Sir,

1. I am directed by the Judges of the Court of Fayzdaree Adalut to acknowledge the receipt of your letter dated 29th Ultimo and to transmit to you the inclosed list of twenty five Convicts forwarded by the Criminal Judge in the Zillah of Chinglepute under the orders of Government dated 29th Ultimo for the purpose of being embarked on the Brig Hawkum in pursuance of their sentence of transportation to Prince of Wales's Island.—

2. The Judges of the Court of Fayzdaree Adalut deem the present to be a fit occasion for soliciting the attention of the Right Honorable the Governor in Council to the frequency of escapes from Prince of Wales's Island, which has been brought to the notice of the Court by the Record of proceedings in a late trial of a Convict "for returning from transportation" and which would appear to be attributable to the want of due precautionary measures on the part of the authorities to whom the execution of sentences of transportation for life is committed by the Government.—

I have the honor to be &c.

3d April 1820.

/ Signed / W. Oliver

Register

List

Index of Deaths in the Town of Milford

No.	Name	Rank, Trade or Occupation	Cause	Date of Death
1	Ellis Isabella Tweedy	23 July	Brain	Milford
2	Emma Tweedy	1819	Fever	28 June 1819

To the Inhabitants of the Town of Milford

Please take notice that I shall hold a Court of Inquiry at the House of Mrs Isabella Tweedy in Milford on Saturday the 25th day of July Instant at 10 o'clock in the forenoon to enquire into the Cause of the Death of Emma Tweedy her Daughter and to view the Body if required.

Dated at Milford this 23rd day of July 1819

Thomas Wakefield Coroner

No.	Name	Rank, Trade or Occupation	Cause	Date of Death
3	Thomas Cornelius	12 Days	Fever	15 July 1819
4	Ellis	Infant	Fever	15 July 1819

To the Inhabitants of the Town of Milford

Please take notice that I shall hold an Inquest at the House of Mrs Isabella Tweedy in Milford on the 25th day of July Instant at 10 o'clock in the forenoon to enquire into the Cause of the Death of Thomas Cornelius and view the Body if required.

Dated at Milford this 23rd day of July 1819

Thomas Wakefield Coroner

No.	Name	Rank, Trade or Occupation	Cause	Date of Death
5	Thomas Cornelius	12 Days	Fever	15 July 1819
6	Daniel Goodwin			
7	Ellis Thomas			
8	Joanna			
9	Cornelius			
10	Benjamin Silas Cornelius	6 Months	Measles	7 October 1819
11	Cornelius			
12	Emmeline			
13	Ellen			

To the Inhabitants of the Town of Milford

Please take notice that I shall hold an Inquest at the House of Mrs Isabella Tweedy in Milford on the 25th day of July Instant at 10 o'clock in the forenoon to enquire into the Cause of the Death of Benjamin Silas Cornelius and view the Body if required.

Dated at Milford this 23rd day of July 1819

Thomas Wakefield Coroner

No.	Name	Rank, Trade or Occupation	Cause	Date of Death
14	Hannah Tweedy	24 Years	Drowned	18 July 1819

Verdict Accidental Drowning

No.	Name	Rank, Trade or Occupation	Cause	Date of Death
15	Hannah			
16	Thomas			
17	Thomas			
18	Thomas Haywood			
19	Leonard Adams			
20	Sarah Adams			

To the Inhabitants of the Town of Milford

Please take notice that I shall hold an Inquest at the House of Mrs Isabella Tweedy in Milford on the 25th day of July Instant at 10 o'clock in the forenoon to enquire into the Cause of the Death of Thomas Haywood and view the Body if required.

Dated at Milford this 23rd day of July 1819

Thomas Wakefield Coroner

No.	Name	Rank, Trade or Occupation	Cause	Date of Death
21	Isabella Tweedy	Widow	Natural Decay	8 January 1820
22	Elizabeth Wakefield			
23	Isabella Wakefield	11 Years	Measles	18 January 1820
24	Isabella Goodwin			
25	Isabella Ayers			

Thomas Wakefield Coroner

Registrar of Deaths

3 April 1820

No (8)

To

The Secretary to Government in the
Judicial Department

Sir

I am directed by the Judges of the Court of Fauydaree Udalut to acknowledge the receipt of your letter, dated 10th Instant, and to transmit to you the enclosed list of seventeen Convicts, forwarded by the Criminal Judge in the Zillah of Chinglepat, under the orders of Government dated 10th Instant, for the purpose of being embarked on the Brig Ernens, in pursuance of their sentence of transportation to Prince of Wales's Island.

14th April 1820. I have the honor to be

Sir

Your Most Obedient

and humble Servant

Signed W Oliver

Register

List

List of Convicts to embark Seventeen of Transportation to Prince of Wales Island

No.	Names	Date of sentence	Crime	Punishment	Date of Sentence
1	Mookoo or Lukshmy	14 January 1820	Gang Robbery	To be imprisoned and transported to Prince of Wales Island	28th May 1819
2	Gopala Lukshmy		Murder	To be imprisoned and transported to Prince of Wales Island	
3	Thimmy or Lukshmy Gopala		Accessary to the Murder	To be imprisoned and transported to Prince of Wales Island	
4	Deva Lukshmy	12th September 1820	Gang Robbery and attempt to Murder	To be imprisoned and transported to Prince of Wales Island	31st May 1819
5	Gunnagadoo		Gang Robbery and G. Murder	To be imprisoned and transported to Prince of Wales Island	
6	Mookoo	31st January 1820	Gang Robbery	To be imprisoned and transported to Prince of Wales Island	6th October 1819
7	Seemandy		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
8	Chinnapah		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
9	Muny		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
10	Cannacoody Doorai		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
11	Pennee		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
12	Palany		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
13	Ella Mookoo		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
14	Cannagoo Nulla Lukshmy		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
15	Ram Lukshmy		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
16	Mootoo		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	
17	Deva Mootoo		Gang Robbery	To be imprisoned there to do six years hard labor on the Roads or other public works	

Fauydaree Udalut
Register's Office
14th April 1820

Signed W. Oliver
Register

Fuzdaree Diary 24th April 1820.

No.

To

The Second Judge of the Court of Circuit in the Northern Division presiding at the 2d Quarterly Sessions of Gaol Delivery for 1820 at Masulipatam

Sir,

1 I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter dated 8th Instant transmitting a letter addressed to you by the Magistrate of the Zillah of Masulipatam enclosing copy of a communication from the Officer Commanding in the Fort of Masulipatam, requesting the Magistrate to adopt measures for lowering the price of Bread.

2 In answer to the question put by the Magistrate at the conclusion of his letter as to how far it is lawful for him to interfere in Cases of this kind the Judges direct me to state that in their opinion all official interference with respect to the prices or quality of articles supplied to the Market is unauthorized by the Regulations in force.

24th April 1820.

I have the honor to be &c

Signed W. Hudleston

Deputy Register

Fouzdaree Diary 31st May 1820.

No. 11.

To

The Secretary to Government in the Judicial Department.

Sir,

I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter dated 12th Ultimo, (No. 165) stating that as your Mohummud appears to have held the office of Cazee of the Provincial Court for the Western Division only from the Month of May 1816, and not to have discharged the duties of it for a twelve month past, the Governor in Council cannot consider him entitled to the pension of one hundred Rupees per mensem recommended by the Fouzdaree Udalut.

The Judges of the Court of Fouzdaree Udalut differ from the ground assigned for not according to their recommendation in favor of Moulavee yar Mohummud, that the term for which he has held the Office of Cazee to the Provincial Court in the Western Division has been understood by the Right Honorable the Governor in Council to comprize the whole period of his employment in the public service, and the Judges direct me to annex the following particulars of the service of Moulavee Yar

Yar Mohummud from the date of his arrival from Bengal in the year 1807.

In compliance with the recommendation of the Court of Sudr and Fayzdaree Udalut the Right Honorable the Governor in Council was pleased to appoint Maulavee Yar Mohummud to be Mooftee of the Zillah Court of Jugdeespoorum, under date 21st March 1807, in which office he remained until 14th March 1814, when he was promoted to the situation of Mooftee to the Provincial Court in the Western Division, in the room of Meer Bushurut Ulee;— and having satisfactorily performed the duties of the latter office up to the 1st May 1816, the date of the resignation of Maulavee Ghoolam Rusool, late Cazee of the Provincial Court in the Western Division, Maulavee Yar Mohummud was appointed his successor.

With this explanation the Judges beg leave again to submit the case of Maulavee Yar Mohummud to the favorable consideration of the Right Honorable the Governor in Council.

31st May 1820.

I have the honor to be &c

(Signed) W. Dudleston

Deputy Register.

To

No. 12.

To

The Secretary to Government in the Judicial Department

Sir,

In obedience to the orders conveyed in the 7th Paragraph of your letter dated the 8th May last, I am directed by the Judges of the Court of Fayzdaree Udalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the accompanying statement shewing the number of persons apprehended, released and punished, together with the nature of all punishments inflicted by the several Magistrates, Criminal Judges, and Courts of Circuit and by the Fayzdaree Udalut from the 1st July to 31st December 1819.

31st May 1820

I have the honor to be

Sir

Your Most Obedient Servant.

(Signed) W. Oliver

Register

Statement

Fouzdaree Diary 31st May 1820.

Statement shewing the Number of persons apprehended, released and punished together with the nature of all punishments inflicted by the Several Magistrates Criminal Judges and Courts of Circuit and by the Fouzdaree Adawlut from 1st July to 31st December 1819.

1819	Magistrate: Number of Persons committed	Number of persons released	Number of persons acquitted	Number of persons Committed	Punishment inflicted by the Magistrate: Number of Persons punished	Number of Persons imprisoned	Number of Persons fined	Number of Persons referred to the Criminal Judge	Number of Persons acquitted	Criminal Judge: Number of Persons committed	Punishment inflicted by the Criminal Judge: Number of Persons punished	Number of Persons imprisoned	Number of Persons fined	Number of Persons committed to the Court of Circuit	Number of Persons acquitted	Court of Circuit: Number of Persons committed	Punishment inflicted by the Court of Circuit: Number of Persons punished	Number of Persons imprisoned	Number of Persons fined	Number of Persons referred to the Fouzdaree Adawlut	Fouzdaree Adawlut: Number of Persons acquitted	Number of Persons committed	Sentence: Death	Transportation	Imprisonment
	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26
Centre Division																										
Bellary	331	329	39	101	16	68	17	189	76	30	7	11	18	90	63	31	"	31	"	"	10	2	10	4	1	5
Chingleput	890	2050	944	863	359	432	72	243	136	70	47	21	2	7	9	2	"	2	"	"	5	3	3	1	2	"
Chittoor	307	985	573	143	56	35	52	269	114	56	8	45	"	113	17	43	"	32	11	"	22	6	11	"	5	6
Cuddapah	655	1436	915	246	116	69	60	275	119	46	4	33	9	67	42	38	"	38	"	"	11	1	7	2	"	5
Total	2383	4799	2471	1352	547	604	201	976	444	202	66	113	29	277	131	114	"	103	11	"	48	12	31	7	8	16
Northern Division																										
Mooltipatam	164	340	241	50	15	16	20	49	138	8	"	6	2	84	27	29	"	28	1	"	1	3	10	"	9	1
Guntoor	78	682	286	21	8	8	6	376	31	61	7	38	6	81	35	12	"	12	"	"	1	"	1	"	"	1
Nellore	583	1648	1091	303	207	92	4	184	82	32	13	9	10	64	60	35	"	35	"	"	2	"	2	2	"	"
Rajahmundry	232	661	470	41	18	10	13	180	24	3	"	2	1	21	3	5	"	5	"	"	1	2	"	"	"	"
Vizagapatam	414	509	303	185	80	103	2	21	65	39	29	3	7	72	4	9	"	9	"	"	1	"	"	"	"	"
Ganjam	40	127	1	7	1	2	4	119	660	133	49	68	26	322	119	90	"	89	1	"	6	5	13	2	9	2
Total	1611	3767	2291	607	329	230	45	869																		
Southern Division																										
Combaconum	244	885	648	194	91	77	26	43	91	32	5	2	25	9	2	69	"	53	6	"	2	1	16	4	12	"
Darapooram	221	407	42	136	24	31	31	227	98	102	3	89	10	12	18	25	1	24	"	"	13	"	13	3	10	"
Madura	218	1178	740	378	143	199	36	56	55	20	1	"	1	18	39	43	"	41	"	"	"	"	"	"	"	"
Salem	300	828	389	352	176	89	87	117	77	48	6	14	25	26	3	35	"	32	3	"	7	"	"	"	"	"
Tinnevelly	127	538	218	48	16	24	8	272	66	42	6	37	"	45	15	22	"	19	3	"	2	"	"	"	"	"
Trichinopoly	176	631	423	68	22	51	6	150	103	84	45	26	13	24	7	10	"	10	"	"	"	"	"	"	"	"
Vizagapatam	347	2192	1332	233	108	46	79	127	89	27	11	15	1	28	16	11	"	4	"	"	"	"	"	"	"	"
Total	2131	6854	4264	1399	580	497	322	991	576	352	76	184	92	186	95	196	1	183	12	"	24	1	29	7	22	"
Western Division																										
Canara	395	710	228	184	31	71	82	298	143	105	11	69	25	119	13	76	"	70	"	6	7	8	2	1	"	1
Malabar North	1082	2613	536	481	234	53	114	1627	232	141	71	29	41	97	30	46	"	12	34	"	9	6	38	"	1	37
Malabar South									764	138	41	65	82	54	47	53	"	39	14	"	10	7	3	"	1	1
Seringapatam	101	164	71	39	8	29	2	54	6	44	"	42	2	2	"	2	"	"	2	"	"	"	"	"	"	"
Total	1578	3487	834	674	323	153	198	1979	1201	478	123	205	150	272	90	177	"	121	50	6	26	21	43	2	2	39
Grand Total	7603	18707	9860	4032	1779	1484	769	4315	2881	1165	308	560	297	1057	435	577	1	496	74	6	104	43	116	18	41	57

Abstract

By the Magistrates

Acquitted and released		9860
Convicted and punished		4032
Sent to Criminal Judge	4315	Received from the Magts 4816
	501	
Appehended	18707	

By the Criminal Judge

Acquitted and released		435
Convicted and punished		577
Committed for trial	1057	Referred to Fouzdaree Adawlut 104
	5102	Referred 104
		1161

By the Courts of Circuit

2880	Acquitted and released	435
1165	Convicted and punished	577
1057	Referred to Fouzdaree Adawlut	104
5102	Referred	104
		1116

By the Fouzdaree Adawlut

Acquitted and released	16
Convicted and punished	116
	161

The difference between the 161 the number disposed of by the Fouzdaree Adawlut and 104 the number referred by the Circuit Judges during the last year and the 57 referred to cover remaining undecided at the beginning of the last half year.

E E Fr

Fouzdaree Adawlut
Register's Office
31st May 1820

Signed W. Oliver
Register to Fd

No.

To The Criminal Judge in the Zillah of Nellore

Sir

I am directed by the Judges of the Court of Fayzdaree Adalut to acknowledge the receipt of your letter dated 15th Ultimo requesting their instructions as to the proper mode of proceding with respect to witnesses departing after their attendance before the Criminal Court and before the conclusion of the trial to which they are parties and without having given their evidence: also with regard to the preparation of a case of felonious stabbing for trial before the Court of Circuit.

On the first point submitted in your letter for the consideration of the Judges, they direct me to state to you that as an immediate application to the Magistrate in such cases would insure the reappearance of the witnesses before your Court nothing more would appear to be required in order to the discontinuance of the practice complained of than that you should through the timely and effectual interposition of the Police, which would of course be afforded by the Magistrate demonstrate the futility of all attempts on the part of witnesses to evade the performance of a duty indispensible to the ends of public Justice.

Under the circumstances mentioned in your letter respecting the case of stabbing reported by you under date 2 Febry. last namely that the accused has confessed the crime and there

is

is other proof to its perpetration; The Judges do not consider that the evidence of the female, who has suffered, is requisite for the conviction of the offender, and in default of her conducting the prosecution in person or by an authorized Agent it will be proper that you should direct the Vakeel of Government to prosecute.

13th June 1820. [Signed] W. Rudderton
Deputy Register

To The Criminal Judge in the Zillah of Chingleput.

Transmitting copy of a letter from the Secretary to Government in the Judicial Department dated the 16th Instant desiring that any Convicts under sentence of transportation may be sent to Madras in time to be embarked on the Honorable Company's Ship Earl of Balcarras on the preceding day.

17th June 1820. Sent usual letter

No.

To The Judges of the Provincial Court of Circuit for the Centre Division

Gentlemen,

I am directed by the Judges of the Court of Fayzdaree Adalut to inform you, that under the circumstances of there being at present no Cazee attached to the Court of Circuit, and the Mooftee Mohummed Mohsun having recently returned from Circuit, they consider it to be most expedient, that the Mohamedan Law Officer at each Zillah station within your Division, should be directed to officiate in succession, as

Law

Fauidaree Diary 23d June 1820.

Law officer of the Court of Circuit, during the ensuing Sessions of Jail delivery. The Judges proceeding on Circuit will issue the necessary instructions, therefore, to the Criminal Judges in the several Zillahs, and will be careful, that the oath prescribed in Section VIII Regulation VII of 1802 be administered to the Mohammedan Law Officer at each Zillah station, before he be permitted to enter on the performance of the duties of a Law Officer of the Court of Circuit.

23d June 1820. (Signed) W. Hudleston
Deputy Register

N. To
The Criminal Judge in the Zillah of
Chinglepute.

Sir

With reference to the letter addressed to you from this Office, under date 19th Instant, to which was annexed copy of a letter from the Secretary to Government in the Judicial Department dated 16th Instant, ordering that all convicts sentenced to transportation to Prince of Wales Island should be immediately sent to the Presidency, I am directed by the Judges of the Court of Fauidaree Adalut to desire that you will explain the reasons of your omission to transmit the requisite documents, regarding the convicts in question, or to report their departure from Chinglepute.

23d June 1820. I am &c
(Signed) W. Hudleston
Deputy Register

To

Fauidaree Diary 26th June 1820.

N. 15

N. To The Secretary to Government in the
Judicial Department.

Sir,

I am directed by the Judges of the Court of Fauidaree Adalut to transmit to you, with reference to your letter (N. 232) dated 16th Instant, the accompanying letter from the Criminal Judge in the Zillah of Chinglepute bearing date 20th and received on the 24th Instant reporting that there are at present no convicts in his custody under sentence of transportation to Prince of Wales Island.

26th June 1820. (Signed) W. Oliver
Register

No.

To

The Criminal Judge in the Zillah of Chittoor

Sir,

I am directed by the Judges of the Court of Fayjdaree Adaulut to acknowledge the receipt of your letter dated 27th Ultimo, requesting the instructions of the Court as to the proper mode of proceeding in the cases of two natives, Inhabitants of the Talook of Vellore, who have been apprehended by the Police, and forwarded to you, charged with robberies committed at Bangalore, which it appears from the declarations enclosed in your letter, that they have acknowledged. The cases in question are those, for which provision is made by Regulation XI of 1809, and although the duty prescribed to the Magistrate in that Regulation, has not been respectively transferred to the Criminal Judge, yet it is manifest, that the course of proceeding enjoined in clause second Section II of the Regulation must devolve on the Criminal Judge as committing Officer.

The Judges therefore direct me to return to you the papers transmitted with your letter, in order that the prescribed reference of your proceedings may be made to the Governor in Council.

5th July 1820.

(Signed) W. Studdleston

Deputy Register

No.

To

The Criminal Judge in the Zillah of Vellore

Sir,

I am directed by the Judges of the Court of Fayjdaree Adaulut to acknowledge the receipt of your letters dated respectively

respectively the 24th and 26th Ultimo, and enclosing lists of persons, whose attendance is required before the Court of Circuit at the ensuing Sessions of Jail delivery.

The Judges direct me to inform you, that the notices to be served on these occasions should be regularly drawn up and transmitted from your Court, specifying the name of the person required to attend, and the name of his father, together with the religion, cast, profession and age, and the number of the house in the street, where he may reside, or any other particulars, which may enable the Nazir to find out his place of abode.

On the present occasion the accompanying notices have been issued from this Court, and by the returns of the Nazir you will perceive that certain of the persons, on whom they have been served have refused to endorse them, or to proceed as required to Vellore.

Under these circumstances it will be proper that you should issue warrants in the prescribed form for the arrest of these persons, which warrants must be transmitted by one of the Peons of your establishment to be served through this Court.

It is represented, that Poverty is the Plea advanced by the persons above mentioned for refusing to attend, agreeably to the summons served on them, and if this plea should appear to be well founded they will be entitled to the allowance prescribed to be made in such cases by Section XXXIII Regulation X of 1816.

(Signed) W. Studdleston

10th July 1820.

Deputy Register To

No.

To

The Criminal Judge in the Zillah of Chingleput

Sir,

I am directed by the Judges of the Court of Fayzdaree Udalut to acknowledge the receipt of your letter, dated 3d Instant, reporting the escape of two of the prisoners under your charge.

You state in your letter, that from the best information which you can procure it appears that seven of the prisoners were sent out to work about a mile and a half from the station with only one Peon to guard them; you report that on the occasion of the escape of two Prisoners from this party, you have dismissed the Peon for carelessness, and have punished the latter by a fine of two months pay for inattention.

The Judges of the Court of Fayzdaree Udalut by no means concur in the Justice or propriety of the dismissal of the Peon, whose return with five of the prisoners committed to his charge is more surprizing than that two should effect their escape, and as it appears from your letter, that no connivance existed between the prisoners and the Peon, the Judges are of opinion that he ought to be readmitted on your establishment.

It is to be collected from your letter, that the Jailar is vested with discretionary powers, respecting the places to which convicts are sent to work, and the guard assigned for their custody, - at all events that the latter most important particular is not regulated by your own immediate authority, upon which the

the Judges are compelled to observe that your delegation of such discretionary power to this officer betrays an extreme remissness and inattention to duty, on your part, of which they hope to see no instance in future.

10th July 1820.

(Signed) W. Hudleston
Deputy Register

No.

To

The Criminal Judge in the Zillah of Chittoor

Sir,

In your Report of persons apprehended in the Zillah of Chittoor for the 1st Quarter of the present year the prisoners from No. 122 to 127 inclusive are stated to have been committed for trial before the Court of Circuit, and returned to the Criminal Judge, who sent them back to the Magistrate in order that he might release them on Security.

On reference to the Calendar of prisoners committed to take their trial before the Court of Circuit at the first Quarterly Sessions of Jail delivery for 1820, it appears that this case, in which the prisoners were charged with "escaping from the Jail of Arnee," was returned by the Judge presiding at the Criminal Judge's from defect in the Indictment and records of his proceedings.

The Judges of the Court of Fayzdaree Udalut desire that you will furnish an explanation of the proceedings to which you resorted under the above order of the Court of Quarterly Sessions, of sending the prisoners back to the Magistrate,

a

a measure not authorized by any provision of the Regulations in force, and for which the reason assigned in your Report, namely that the Magistrate might release on Security "those persons, who were charged with escaping from Jail," is to the Judges altogether unintelligible.—

21st July 1820. | Signed | W. Rudlestan

Deputy Register

No. To

The Acting Criminal Judge in the Zillah of Canara

Sir,

In your last quarterly report of persons apprehended in the Zillah of Canara the prisoners from No. 11 to 15 inclusive are stated to have been apprehended on 8th November 1819, to have arrived at the Zillah station on 17th January 1820, and to have been committed for trial before the Court of Circuit on 12th April 1820.—

On reference to your preceding Report it appears that on 31st March 1820 the Examination of these prisoners had not been completed," in consequence of the non arrival of the "prosecutor and some material" witnesses.

In the Case of the 11 | from No. 25 to 28 inclusive | the prisoners are stated to have been apprehended on 26th December 1819, to have arrived at the Zillah station on 18th March 1820, and to have been committed for trial on the 10th May 1820, and in your preceding report it is stated, that you were awaiting the arrival of

of the witnesses in this Case.—

In the former of these Cases an interval of four months and nine days and in the latter of four Months and fourteen days elapsed, between the apprehension and final commitment of the prisoners.

The Judges of the Court of Fayzdaree Adalut desire, that you will state whether any and what steps were taken by you to obtain the attendance of the prosecutors and witnesses in these Cases, and that you will obtain from the Magistrate, for the information of the Court, an explanation of the delays which occurred in forwarding the accused to the Zillah station, after their apprehension.—

The Judges remark that delays of one Month or more between the apprehension of accused persons and their transmission to the Zillah station occur in a large proportion of Cases in the Zillah of Canara, and they desire that you will in future insert in your Report the explanation of such delays, which is required to be given by Heads of Police in Clause fourth Section XXVII Regulation XI of 1816, and where such explanation may not be included in the Report of the Police Officer, that you will apply to the Magistrate to procure it for the information of the Court of Fayzdaree Adalut.—

21st July 1820. | Signed | W. Rudlestan

Deputy Register

No. To

The Criminal Judge in the Zillah of Nellore

Sir

I am directed by the Judges of the Fayzdaree Adalut to

Island who are ready to be embarked on the Ships about to sail.

2 The Judges direct me to state that by the Report of the Criminal Judge in the Zillah of Chingleput dated 18 Instt. it appeared that none of the Convicts sentenced to transportation in the last half year had up to that date reached Chingleput, and that as it is the practice of the Criminal Judge under the orders of the Court, to make an immediate report of the arrival of such Convicts they conclude that none have as yet reached that Station.

27th July 1820. | Signed | W. Oliver Register

No. To The Second Judge on Circuit in the Western Division

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter, dated 19th Instant, transmitting copy of the examination of a witness in a case of murder who appears to be ignorant of the nature of an Oath and proposing that his Evidence be taken on Oath, under an Explanation from the Court of what is the nature and obligation of an Oath, and of the consequences of Perjury.

From the examination of the witness in question before the Criminal Judge it is manifest that exception cannot be taken to his competency on the ground of want of discretion, and that his ignorance of the nature of an Oath is attributable to defect of Education and not of capacity.

The

The Judges therefore, consider the suggestion in your letter that this person be put upon Oath to be free from objection but they incline to the opinion that a conference with an intelligent person of his own Cast may be more effectual to his apprehension of the intent and meaning of the Oath to be required of him, that an explanation from the Court of Circuit.

31st July 1820. | Signed | W. Hudleston Deputy Register

N. 181

N. To The Secretary to Government in the Judicial Department

Sir

1 I am directed by the Judges of the Court of Foujdaree Adalut to state, that a case has recently occurred in which a prisoner committed for trial before the Court of Circuit holding the second Sessions of Jail delivery for the present year at Vellore, has required the attendance of certain persons, fixed inhabitants of Madras, to give evidence on his behalf

2 Notice of the requisition and of the time for their appearing before the Court of Circuit having been spread on the persons inquestion, through the Court of Foujdaree Adalut, they refused to attend pursuant thereto before the Court of Circuit

3 Under the provisions of Clause CXIII of the 53d of George the Third Cap. 155 process of arrest Civil or Criminal, issuing from the Lower Courts, is executed within the limits of the Town of Madras by the Court of Sudr or Foujdaree Adalut, as the case may be, upon persons subject to their jurisdiction, but against persons who are fixed Inhabitants of the Town of Madras, not having fled from the Jurisdiction of the Courts Establishment by this Government, nor taken refuge within the above limits to avoid the Jurisdiction of the Court, no power is vested in the Judges of issuing compulsory process.

4 The Judges, therefore, beg leave to recommend that the Honorable the Governor in Council may be pleased to require

require the opinion of the Company's advocate General, as to whether any and what means can be lawfully adopted, in order to compel the attendance of Inhabitants of Madras, as witnesses before the Criminal Courts Established in the Provinces subject to this Presidency.

3d August 1820. (Signed) W. Oliver Register

N. To The Criminal Judge in the Zillah of Chingleput

Sir

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated 4th Instant intimating your doubts as to how far it may be right to subject to trial by the Mohamedan Law a person named William Dudley Highland, described by you, as being a native of this Country of the Protestant persuation.

Section XXXI Regulation IX of 1816 declares that "All the Europeans not British subject shall be amenable to the "authority of the Magistrates, the Criminal Judges and the Courts "of Circuit within whose Jurisdiction they may be apprehended "in common with the Natives of the Country."

The Religious persuation of any person coming under the description of those here declared to be amenable to the authority of the Courts of Circuit, can form no bar to the jurisdiction of those Courts, and under the circumstances reported in your letter, the Individual in question, if not an "European British subject

subject must be put on his trial before the Court of Circuit.

9th August 1820. [Signed] W Sudleston
Deputy Register

N. To
The Criminal Judge in the Zillah of Salem

Sir,

I am directed by the Judges of the Court of Faujdaree Adalut to acknowledge the receipt of your letter dated 3d Instant, transmitting copy of a communication from the Magistrate regarding a person in a state of apparent idiocy who has been taken into custody by the Police, and forwarded to the Zillah station.

As it does not appear, that the individual in question is affected with a species of mental derangement from which fatal consequences may be apprehended, it will be proper that he should be delivered into the charge of his friends, when discovered by the Magistrate.

15th August 1820. [Signed] W Sudleston
Deputy Register

To
The Secretary to the Board of Trade.

Forwarding the Stationery Indent from the Magistrate Vizagapatam to be supplied.

22d August 1820. Sent usual Letter

To

N. To
The Second Judge on Circuit in the Western Division

Sir,

I am directed by the Judges of the Court of Faujdaree Adalut to acknowledge the receipt of your letter dated 7th Instant transmitting an Extract from the Canara Calendar, and copies of certain precepts issued by the Judge later on Circuit to the Acting Criminal Judge, together with that Officers returns, connected with a Case of Forgery, perjury, and Subornation of perjury committed for trial before the Court of Circuit.

Two questions are proposed in your letter for the decision of the Judges; the first, as to the propriety of founding a charge of Forgery on papers, which do not bear signature or attestation of any kind. The Second as to whether the trial, whilst the subject of it is under appeal before the Sudr Adalut should taken place before the appeal be disposed of.

Upon the 1st question the Judges consider it sufficient to observe, that papers of the nature described in your letter may come within the description given in Clause third Section IV Regulation XI of 1811, and may therefore properly form ground of prosecution for forgery.

In answer to your second question the Judges direct me to state their opinion that the circumstance of the Petitioners appeal to the Sudr Adalut from the decree of the Provincial Court dismissing his suit on the ground of the fabrication of the papers

in

in question, can from no bar to the completion of the trial for Forgery, perjury and Subornation of perjury which has been ordered by a Court of competent authority.

22d August 1820. (Signed) W Hudleston
Deputy Register

No. To
The Criminal Judge in the Zillah of Nellore

Sir,

With reference to the letter, transmitted to you from this office under date 26th Ultimo, I am directed by the Judges of the Court of Fauydaree Udalut to transmit to you the annexed copy of a letter addressed by the Register of the Court of Fauydaree Udalut to the Secretary to the Government in the Judicial Department dated 3d and of the reply thereto, dated 22d Instant, whereby you will perceive, that the authority of the Court of Fauydaree Udalut to issue process of arrest under the provisions of Clause CXIII of the 53d of George the third Cap. 155, 1 extends to persons fixed inhabitants of Madras.

28th August 1820. (Signed) W. Hudleston
Deputy Register

No. To
The Criminal Judge in the Zillah of Chingleput

Sir

I am directed by the Judges of the Court of Fauydaree Udalut to acknowledge the receipt of your letter dated 24th Instant requesting instructions as to the mode of obtaining the attendance of an European residing with the limits of the Supreme Court of Judicature at

at Madras, whose evidence is necessary in a Criminal Case under investigation before you —

The Judges direct me to answer for your information copies of a letter addressed by the Register of the Fauydaree Udalut to the Secretary to Government in the Judicial Department, under date 3d Instant, and of the answer thereto dated 22d Instant, whereby you will perceive that the authority of the Court of Fauydaree Udalut to issue process of arrest under the provisions of Clause CXIII of the 53d of George the third Cap 155 extends to persons fixed inhabitants of Madras.

The Judges direct me to refer you to the Circular Orders of the Court of Sudr Udalut under date 4th August 1814, for information as to the mode in which process of arrest, if necessary, must be served on Mr George Bruce, and they direct me to desire that notices for the attendance of witnesses resident at Madras before the Zillah Criminal Court may in future be sent to be served through the Court of Fauydaree Udalut, as directed in the Extract of the Court's proceedings under date 23d October 1817, with respect to witnesses required to appear before the Court of Circuit.

I am directed to observe in conclusion with reference to your letter dated 9th Instant that unless the attendance of Mr Bruce be indispensible to the commitment of the accused for trial before the Court of Circuit, it will of course be proper that his appearance should only be required

before

before the latter Court.

28th August 1820. (Signed) W. Sudlestone
Deputy Register

To
The Second Judge on Circuit in the
Western Division

With reference to his letter of the 31st Ultimo transmitting for his information and guidance Copy of a letter from the Secretary to Government in the Judicial Department dated the 25th Instant.

31st August 1820. Sent usual letter.

No. To
The Criminal Judge in the Zillah of
Vizagapatam.

Sir

1 With reference to Nos 23. 24 25 and 26 in your last quarterly Report of persons apprehended in the Zillah of Vizagapatam the Judges of the Court of Foujdaree Udalut desire that application may be made to the Magistrate, in order that he may furnish an explanation of the delay of 5 Months and 16 days, which occurred in forwarding these persons to the Zillah Station after their apprehension.

2d The Judges consider it to be particularly necessary that the preliminary proceedings in the case in question should undergo investigation, it appearing that after the prisoners had been subjected to a period of confinement wholly unauthorized, the complaint against them was withdrawn by the parties and the case dismissed by the Criminal Court.

4th September 1820. (Signed) W. Sudlestone
Deputy Register

No. To
The Criminal Judge in the Zillah of
Chittoor

Sir

1 The Judges of the Foujdaree Udalut direct me to bring to your notice a palpable error in the reports last transmitted by you, under the provisions of Section XXXV Regulation X of 1816, and they desire that care may be taken to prevent such mistakes in future.

2 The Report, in form No 9 of the Appendix to the above Regulation, dated 30th June last, specifies a Case of Rape referred on

15th

15th April 1820, as one on which the sentence of the Fouzdaree Udalut had not been received:—

3 The Report in form No 7 specifies this case, as one in which the sentence of the Fouzdaree Udalut was passed on the 17th and enforced on 20th of June last.—

4 The Judges observe that the column, in Form No 6, intended for the specification of the crimes of persons therein named, is left blank, and they desire that this omission may not occur in future.—

4th September 1820. (Signed) W. Hudleston
Deputy Register

No. To
The Acting Criminal Judge in the Zillah of
Rajahmundry

Sir,

Referring to cases No 5 and 30 in your last quarterly Report of persons apprehended in the Zillah of Rajahmundry, wherein the Prisoners have been adjudged on charges of theft to pay fines to Government, the Judges of the Court of Fouzdaree Udalut direct me to observe to you, that under the provisions of Section VII Regulation X of 1816, punishment by fine is not applicable to cases of theft.—

4th September 1820. (Signed) W. Hudleston
Deputy Register

No. To
The Criminal Judge in the Zillah of Chittoor

Sir

1 On Examination of your last Report of Prisoners
Confined

Confined under sentences, the Judges of the Court of Fouzdaree Udalut remark, that there is no mention of any prisoner confined on a requisition of Security for his future good behaviour and appearance when required.—

2 The Judges direct me to observe, that the names of all such persons should be included in the report prescribed by Section XXXVII Regulation X of 1816, and they desire that you will transmit, as supplementary to your last report, a list of such persons as may be in confinement in the Zillah Jail at Chittoor on a requisition of Security together with the several particulars specified in the Form No 11 of the Appendix to Regulation X of 1816.—

4th September 1820 (Signed) W. Hudleston
Deputy Register

No. To
Circular
The Judges of the Provincial Court of Appeal
and Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the Sudr and Fouzdaree Udalut to desire, that you will conform to the following instructions so far as they relate to the Provincial Court, and that you will communicate the same to the several Judges and Criminal Judges within the Centre Division for their information and future guidance:—

1st For convenience of reference and greater perspicuity the Judges desire, that the paragraphs of all letters and reports to the Sudr and Fouzdaree Udalut may be numbered in future.—

In

2d In the transmission of Monthly Abstract Registers and other Reports required to be laid before the Court of Sudr Udalut as also in the transmission of all reports to the Court of Fouzdaree Udalut the Judges desire that the practice of forwarding blank Statements drawn out in the form prescribed by the Regulations may be discontinued, and in lieu thereof that a letter be addressed to the Register of the Sudr or Fouzdaree Udalut, as the case may be, containing the information which is now conveyed by such blank Statements.

3d With reference to the Circular Order, under date 9th December 1819, prescribing an alteration in the mode of making returns to the precepts of the Court, the Judges of the Fouzdaree Udalut desire, that returns may not in future be made by a simple endorsement to the effect that the precept has been executed—but that the substance of the order contained in the Court's proceedings accompanying the precept be recited in the return, and a report subjoined as to how far execution may have been

4th As the information conveyed by the report No 10 of the Appendix to Regulation X of 1816, which is required to be transmitted to the Register of the Fouzdaree Udalut by Section XXXII of that Regulation, is contained in the Calendars of prisoners tried by the Courts of Circuit, the Judges of the Fouzdaree Udalut direct, that the said Report be henceforth discontinued as unnecessary

5th The Judges of the Fouzdaree Udalut have observed that the Reports of prisoners confined under sentence, from certain

of the Criminal Judges, do not include the names of prisoners confined on a requisition of security for their future good behaviour and appearance when required—the Judges that the names of these persons may be included in future in the Report No 10 of the Appendix to Regulation X of 1816, and that in cases where persons ordered to be released on producing such security, may have remained in confinement under inability to furnish the same for a period exceeding two years, the Criminal Judges will annex to the report a statement of the particular circumstances, either in the cases in which the parties may have been implicated, or in their behaviour during confinement, with reference to which those officers may have deemed it inexpedient to exercise towards the prisoners the discretion, with which they are invested by Clause first Section XI Regulation XV of 1803, of recommending their release on the execution of a Moochulka without security.

4th September 1820 (Signed) W. Hudleston
Deputy Register

The same to the Northern Southern and Western Divisions

No To The Magistrate in the Zillah of Bellary

Sir With reference to my letter under date the 28th June 1819 forwarded to you through the Judges of the Circuit Court for the Centre Division—I am directed by the Judges of the Fouzdaree Udalut to request that you will immediately transmit the statement called for in that communication

4th September 1820 (Signed) W. Oliver
Register

The same to the Magistrates in the Zillahs of Cuddapah To
Masulipatam and Guntoor

No.

To

The Magistrate in the Zillah of Salem

Sir

I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter of the 8th Instant and to transmit to you a copy of the form, which you have stated not to be found in your office, also to request that you will forward the statement to this office as soon as possible

15th September 1820 Signed W. Oliver Register

No. 23

To

The Secretary to Government in the Judicial Department

Sir

1 I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter, dated 12th Instant, transmitting copy of a letter from the Magistrate of Tanjore, requesting that 30 or 40 Convicts may be placed under his charge to be employed on public works in the vicinity of Negapatam and desiring that, unless aware of any objection the Fouzdaree Udalut will give instructions to that effect to the Criminal Judge.

2 The Judges observe that the Magistrate is desirous, that the Prisoners to be confided to his charge should be selected from a Class, whose offences have not been of an atrocious description and who may have been sentenced to six Months, and one or two years imprisonment and hard labor

3 On reference to the Report of prisoners confined under

under sentence in the Zillah Jail at Combaconum, dated 31st July last, it appears that there were only three in confinement, the period of whose sentences does not considerably exceed those mentioned by the Magistrate.

4 The Judges have before them a Statement, submitted under date 15th May last, from the Judge in the Zillah of Combaconum particularizing the employment of the convicts at that time under his charge. The Judges direct me to annex a copy of the Statement in question and to observe, that although the number of prisoners on 31st July last had increased to 153, the sentences of a considerable number are on the point of expiring.

From 2d paragraph last.

5 The Judges direct me to submit in conclusion their opinion, that the removal of convicts from the Custody of the Criminal Judge may be considered to be generally open to objection as attended with the deprivation of the advantages secured to them by the provisions of Section XXVIII Regulation X of 1816.

22d September 1820 Signed W. Oliver Register

No. 24

To

The Secretary to the Government in the Judicial Department

Sir

1 I am directed by the Judges of the Court of Fouzdaree Udalut to transmit to you the accompanying letter from the 2d Judge of the Court of Circuit for the Centre Division requesting permission for his remaining at the Presidency without loss of allowances till the servants on Circuit may arrive at Chingleput.

The

2 The Judges are not aware of any objection to the arrangement proposed by Mr Ogilvie, and may beg leave to recommend it to the favorable consideration of the Honorable the Governor in Council.

29 September 1820 | Signed W. Oliver
Register

No To The Magistrate in the Zillah of Tinnivelly

Sir

1 I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter, dated 15th Instant, — inclosing copy of a letter from the Head Assistant Magistrate — reporting a case of resistance of process, and requesting authority to call upon the offending party to furnish security for his good behaviour and appearance when required —

2 Your letter does not specify the charge upon which the warrant was issued for the apprehension of the Individual in question, and the Judges observe that the Assistant Magistrate refers to certain documents respecting this person, which do not accompany your letter —

3 In order to enable the Judges to determine on the course most proper to be pursued on this occasion, they direct me to desire that you will furnish them with all the information in your possession relative to the character of Vellian and the particular grounds on which the warrant was granted for his apprehension —

29 September 1820 | Signed W. Studleston
Deputy Reg. To

No To The Judges of the Court of Circuit in the Northern Division

Gentlemen

I am directed by the Judges of the Court of Fouzdaree Udalut to transmit for your information and guidance the accompanying copy of a letter dated the 6th Instant from the Secretary to the Government in the Judicial Department and to desire that you will obtain and transmit to this office the information therein required with as little delay as possible —

12th October 1820 | Signed W. Studleston
Deputy Register

The same to the Western Division

No To The Magistrate in the Zillah of Tinnevelly

Sir,

1 I am directed by the Judges of the Court of Fouzdaree Udalut to acknowledge the receipt of your letter, dated 11th Instant furnishing the further information required by them respecting the character and case of Vellian from whom you proposed on your letter, dated 15th Ultimo, that security should be demanded previously to his release —

2 It is competent only to the Courts of Circuit and Fouzdaree Udalut, in cases brought regularly before them and under the circumstances specified in Clause Sixth Section II Regulation XV of 1803 to direct persons to be detained in custody until they shall give security for future good behaviour and appearance

appearance when required and the Judges are therefore of opinion that unless sufficient evidence can be obtained for putting Vellian on his trial, as an accessary after the fact, in harbouring a criminal, he must be set at liberty.

24th October 1820. /Signed/ W. Hudleston

Deputy Register

N. To N. 25

The Secretary to Government in the

Judicial Department

Sir,

I am directed by the Judges of the Faujdaree Adalut to transmit to you the accompanying letter, dated 30th Ultimo from the 3d Judge late on Circuit in the Western Division with their recommendation, that the sum of Rupees 20 may be allowed to Zeyn ood deen, an additional Persian Moonshee employed by the 3d Judge for 31 days in preparing the Persian Counterparts of treaty, refused from South Malabar at the 1st Sessions of Jail delivery for the present year.

26th October 1820 /Signed/ W. Oliver

Register

N. To N. 26

The Secretary to Government in the

Judicial Department

Sir,

I am directed by the Judges of the Faujdaree Adalut to transmit to you, for the orders of the Honorable the Governor in Council, the accompanying letter from the Acting 3d Judge on Circuit in the Centre Division, forwarding copy of a letter from Mr Assistant Surgeon Train of the 2d Battalion 16th

16th Regiment of Native Infantry, with a bill of the expenses incurred by him in attending to give evidence before the Court of Circuit; amounting to Rupees 35—

26th October 1820. /Signed/ W. Oliver

Register

N. To

The Criminal Judge in the Zillah of Madura

Sir,

1. In case N. 18 of your last Quarterly Report of persons apprehended in the Zillah of Madura it is stated that the Plaintiff has been fined 20 Rupees for making a litigious and vexatious complaint:—

2. Referring to the above case the Judges direct me to state to you, that the sentence so stated to have been passed by you in this case is not warranted by the Regulations, which only provide for the punishment of persons, who may prefer litigious, vexatious or groundless complaints in the petty cases specified in Sections XXXII and XXXIII Regulation IX of 1816. It is to be presumed, indeed, that under the previous inquiry required to be made by the Magistrate or by a Police Officer, groundless charges will seldom be brought before a Criminal Judge; and it is obvious to remark that in all cases of false and malicious accusations, where the act charged may be of a heinous nature, the degree of punishment prescribed in the above regulation would not bear any proportion to the deep malignity of the offence.

31st October 1820. /Signed/ W. Hudleston

Deputy Register

Fouzdaree Diary 2d and 6th November 1820.

No. To The Criminal Judge in the Zillah of Bellary

Sir

With reference to your letter dated the 5th Ultimo addressed to the third Judge late on Circuit in the Centre Division transmitting a Bill of expences from Mr. Assistant Surgeon Train for attendance before the Court of Circuit I am directed by the Judges of the Court of Fouzdaree Udalut to transmit for your information the accompanying Copy of a letter from the Secretary to the Government in the Judicial Department dated the 31st Ultimo.

2d November 1820. Signed W. Hudleston Deputy Register

To The 3d Judge late on Circuit in the Western Division

Stating that the Governor in Council authorizes the payment of 28 Rupees to an additional Moonshee employed by the 3d Judge late on Circuit in the Western Division

2d November 1820. Sent usual letter

No. 27.

No. To The Secretary to Government in the Judicial Department

Sir

I am directed by the Judges of the Court of Fouzdaree Udalut to transmit to you for the purpose of being laid before the Honorable the Governor in Council the accompanying Copy of a letter dated the 24th ultimo from Mr. Laing the late Acting 3d Judge on Circuit in the Centre Division stating that the Circuit Court establishment will reach

Chingleput

Chinglepet by the 28th Instant.—

A Copy of Mr Lange's letter has been sent to the Criminal Judge of Chinglepet for his information and guidance.—

6th November 1820.— | Signed W. Oliver
Register

N. To
The Criminal Judge in the Zillah of
Chinglepet

Sir,

I am directed by the Judges of the Court of Fayedaree Udalut to transmit for your information and guidance the accompanying Copy of a Letter dated the 24th Ultimo from Mr Lange the late acting 3d Judge on Circuit in the Centre Division.—

6th November 1820. | Signed W. Huddleston
Deputy Register

N. To
The Second Judge of the Provincial Court
of Circuit in the Centre Division

Sir,

With reference to instructions received from Government under date 7th Instant I am directed by the Judges of the Court of Fayedaree Udalut to desire that you will proceed to Chinglepet for the purpose of delivering the Jail at that Station on the 28th Instant.

8th November 1820. I have the honor to be &c
| Signed W. Huddleston
Deputy Register

N. To N. 29.
The Secretary to the Government in the
Judicial Department

Sir,

1 I am directed by the Judges of the Court of Fayedaree Udalut to transmit to you for the purpose of being laid before the Honorable the Governor in Council the accompanying letter from the Acting 3d Judge on Circuit in the Centre Division forwarding a Bill from the Criminal Judge in the Zillah of Bellary for Rupees 379-5- being the expence incurred by him for the preparation of certain translations required by the Court of Circuit.—

2 Under the circumstances stated by Mr Sibbetson the Judges beg leave to recommend, that the above charge may be sanctioned as it is calculated according to the rate prescribed in Section XXXIII Regulation IV of 1803.—

16th November 1820. | Signed W. Oliver
Register

N. To
The Criminal Judge in the Zillah of Bellary

Sir

With reference to your letter dated the 2d Instant addressed to the Acting 3d Judge late on Circuit in the Centre Division transmitting a Bill of expences incurred in preparing certain translations I am directed by the Judges of the Court of Fayedaree Udalut to transmit for your information the accompanying copy of a letter from the Secretary to the Government in the Judicial

Department

Department dated the 21st Instant—

23d November 1820.— /Signed/ W. Hudleston
Deputy Register

No. To
The Criminal Judge in the Zillah of
Chingleput

Sir

1. I am directed by the Judges of the Court of Faujdaree Udalut to acknowledge the receipt of your letter of the 18th Instant and to return you the notices which have been duly served on the persons therein mentioned by the Nazir of this Court.—

2. You will observe that Mr Bruce is certified to be prevented by indisposition from attending the Court of Circuit.—

23d November 1820.— /Signed/ W. Hudleston
Deputy Register

No. To
The Assistant Criminal Judge in charge
of the Zillah of Canara

Sir

1 I am directed by the Judges of the Court of Faujdaree Udalut to acknowledge the receipt of your letter dated 4th Instant desiring their orders as to remitting altogether the provisions of Section VII Regulation X of 1816 in favor of a certain prisoner, or commuting the flogging therein prescribed for the crime of theft for a certain period of imprisonment.—

2 The Judges direct me to observe to you that by the provisions of this Section of the Regulation above cited the infliction of corporal punishment in Cases of theft is left to the discretion of the Criminal Judge, and that the judicial determination

on cases cognizable by a Criminal Judge under the Regulations is the exclusive province of that Officer and cannot regularly be made a subject of reference to a tribunal, who have not the case before them.—

3 Upon the question referred in the latter part of your letter the Judges direct me to state, that the authority of a Criminal Judge to inflict corporal punishment is strictly limited to cases of theft and that whenever a prisoner may appear to be deserving of more severe punishment than the Criminal Judge is authorized to adjudge, it is the duty of that Officer to commit him for trial before the Court of Circuit.—

23d November 1820.— /Signed/ W. Bruce Register

No. To
The Criminal Judge in the Zillah of Chingleput

Sir

I am directed by the Judges of the Court of Faujdaree Udalut to acknowledge the receipt of your letter of the 25th Instant and to return you the notice with the report which has been endorsed thereon by the Nazir of this Court.—

30th November 1820. /Signed/ W. Hudleston
Deputy Register

No. To
The Judges of the Provincial Court of Circuit
in the Northern Division

Gentlemen

I am directed by the Judges of the Faujdaree Udalut to call your attention to the letter addressed to you under date 12th Ultimo, and to desire that the information therein required may be furnished without further delay.—

30th November 1820.— /Signed/ W. Hudleston
Deputy Regr

Department dated the 21st Instant —

23d November 1820. — Signed W. Hudleston
Deputy Register

N. To

The Criminal Judge in the Zillah of
Chingleput

Sir

1 I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter of the 14th Instant and to return you the notices which have been duly served on the persons therein mentioned by the Nazir of this Court.

2 You will observe that Mr Bruce is certified to be prevented by indisposition from attending the Court of Circuit.

23d November 1820. — Signed W. Hudleston
Deputy Register

N. To

The Assistant Criminal Judge in charge
of the Zillah of Canara

Sir

1 I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated 4th Instant desiring their orders as to remitting altogether the provisions of Section VII Regulation X of 1816 in favor of a certain prisoner or commuting the flogging therein prescribed for the crime of theft for a certain period of imprisonment.

2 The Judges direct me to observe to you that by the provisions of the Section of the Regulation above cited the infliction of corporal punishment in Cases of theft is left to the discretion of the Criminal Judges and that the judicial determination

on cases cognizable by a Criminal Judge under the Regulations is the exclusive province of that Officer and cannot regularly be made a subject of reference to a tribunal, who have not the case before them —

3 Upon the question referred in the latter part of your letter the Judges direct me to state, that the authority of a Criminal Judge to inflict corporal punishment is strictly limited to cases of theft and that whenever a prisoner may appear to be deserving of more severe punishment than the Criminal Judge is authorized to adjudge, it is the duty of that Officer to commit him for trial before the Court of Circuit. —

23d November 1820. — Signed W. Oliver Register

N. To

The Criminal Judge in the Zillah of Chingleput

Sir I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter of the 25th Instant and to return you the notice with the report which has been endorsed thereon by the Nazir of this Court.

30th November 1820. Signed W. Hudleston
Deputy Register

N. To

The Judges of the Provincial Court of Circuit
in the Northern Division

Gentlemen

I am directed by the Judges of the Foujdaree Adalut to call your attention to the letter addressed to you under date 12th Ultimo, and to desire that the information therein required may be furnished without further delay.

30th November 1820 — Signed W. Hudleston
Deputy Regr

(No 32)

No To The Secretary to Government in the
Judicial Department

Sir

I am directed by the Judges of the Court of
Faydaree Adalut to transmit to you for the purpose of being laid
before the Honorable the Governor in Council the accompanying
letter dated the 1st Instant from the 2d Judge on Circuit in the
Western Division requesting six weeks leave of absence after the
separation of the Circuit.—

8th December 1820. (Signed) W. Oliver Register

(No 33)

No To The Secretary to Government in the
Judicial Department

Sir

1 I am directed by the Judges of the Faydaree Adalut
to acknowledge the receipt of your letter, dated 6th October last; calling for a
Statement shewing what number of patients has been admitted into each of
the Lunatic Hospitals, under what circumstances and authority the admission
in each instance has taken place, what improvement the health of the
patients may have received and what expence may have been incurred.—

2 By the accompanying Report dated 1st Ultimo from
the Provincial Court in the Western Division it appears, that twelve
Patients have been admitted into the Lunatic Hospital at Tellicherry
since its first establishment in February 1818 two of whom have died,
ten have been discharged, and eight remain in the Hospital.—

3 It appearing by the Report of the Surgeon, that the
four Lunatic Prisoners confined by order of the Faydaree Adalut
may

may now be released without danger to the community, the Judges have directed that they should be delivered into the charge of their friends.—

4 The total expence incurred in this establishment since its first institution is Rupees 1651-6 3 7/20 inclusive of Rupees 161-1-64 the amount expended in fitting up the Hospital in the first instance. The monthly charge on account of subsistence raiment and sundries is stated at Rupees 2-2 25/100 for each individual, and on account of the establishment of Servants, Rupees 36.—

5 By the accompanying letter from the Provincial Court, dated 1st Instant, it appears that the charge last mentioned has been reduced in the sum of Rupees 8-3 on the removal of the Assistant and a further reduction will now be feasible, as proposed by Mr Assistant Surgeon Smith, on the discharge of the four prisoners above referred to.—

6 The statement inclosed in the accompanying Report from the Provincial Court in the Northern Division shews that 18 Patients have been admitted into the Lunatic Hospital at Masulipat since its institution in August 1818, two of whom have died, five have recovered and been discharged, and seven remain in the Hospital.

7 The letter of the Provincial Court in the Northern Division is not sufficiently distinct with respect to the circumstances and authority under which the admission in each instance has taken place which arises from this having called on the Surgeon directly for his report, instead of applying to the Criminal Judge, under

under whose general superintendence the Hospital is placed.

8 The Judges do not consider it necessary to post-pone the transmission of the Statement required by the Honorable the Governor in Council, until further information shall have been obtained on this point from the Provincial Court, but will observe in explanation of the statement drawn up by Mr Surgeon Jones that the Lunatics confined by order of the Provincial Court and the Foxydaree Chokidars are included among those, stated to have been admitted by order of the Criminal Judge; that the seven prisoners, stated to be confined in the Hospital by order of the Foxydaree Chokidars in the Memorandum No 3, were persons charged with criminal acts, who upon investigation under the orders of the Court were proved to be insane.—

9 It does not appear from the Report of the Surgeon that either of the Lunatics now in this Hospital are in a fit state to be discharged.—

10 The total expence incurred in this establishment from its first institution up to 31st October last is Rupees 6063 11-4 of which the sum of Rupees 4252-8 is on account of House rent, and Surgeons allowance for Medical servants and Medicines charges which are not incurred in the Lunatic Hospital at Tellicherry but were sanctioned by Government under date 21st July 1818 the latter amounting to Rupees 87-8 per Mensem, in consideration of the representation of Mr Surgeon Jones in his letter dated 23rd June 1818 that the Surgeons attached to the Western and Centre

Cuttack Provincial Courts, in consequence of having charge of the Zillah Courts at their respective stations are enabled to support a large establishment of Medical Servants, and appropriate to the assistance of the asylum in question a proportion thereof, an advantage which the Surgeons attached to the Southern and Northern Provincial Courts do not possess.

11 The Judges have called upon the Provincial Court in the Northern Division for further information on those points in which their report is deficient, which will be submitted to Government as soon as it may be received.

15th December 1820. (Signed) W. Oliver
Register

No. To
The Judges of the Provincial Court of Circuit
in the Northern Division

Gentlemen,

1 With reference to your letter, dated 30th Ultimo, transmitting a report regarding the Lunatic Hospital established at Masulipatam, I am directed by the Judges of the Foujdaree Udalut to observe that the Statement drawn up by Mr Surgeon Jones, inclosed in your letter, does not specify under what circumstances and authority the admission of each patient takes place.

2 The Judges therefore, desire that you will obtain from the Criminal Judge of the Zillah and transmit to this Court with the least practicable delay the requisite particulars, for the information of the Honorable the Governor

Governor in Council.

(Signed) W. Studleston
Deputy Register

No. To
The Criminal Judge in the Zillah of
Vizagapatam

Sir,

The report prescribed by Section XXXV. Regulation X of 1816 not having yet been received from you for the last Quarter I am directed by the Judges of the Court of Foujdaree Udalut to desire that it may be transmitted without delay.

15th December 1820. (Signed) W. Studleston
Deputy Register

No. To
The 2d Judge of the Provincial Court of Circuit
in the Western Division

Stating that the Governor in Council permits Mr Warden 2d Judge of the Provincial Court Western Division to visit Bombay on leave of absence for two Weeks.

15th December 1820. Sent in No.

No. To (No. 35)
The Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you for the purpose of being laid before the Honorable the Governor in Council the accompanying Letter dated the 8th Instant from the 1st Judge on Circuit in the Northern Division enclosing a Medical certificate of

of his inability to continue the Circuit.

20th December 1820. (Signed) W. Oliver.
Register

No. 36. (No. 37)

To

The Secretary to Government in the
Judicial Department

Sir

1st I am directed by the Judges of the Tanjore Adalut to acknowledge the receipt of your letter, dated 23d Instant, and to transmit to you the accompanying list of the prisoners committed for trial by the Criminal Judge in the Zillah of Ganjam up to 30th September last with a specification of the charges against them.

2d The Judges direct me to state, that as the Reports prescribed by Section XXXV Regulation X of 1816, remain up to this date only evolved to the end of September last, and the Calendar of prisoners committed to take their trial before a Court of Circuit is transmitted to the Court of Tanjore Adalut after the completion of the 3d Delivery, it is not in their power to ascertain what prisoners there may be for trial on the Calendar of the Zillah of Ganjam.

3 It is however to be presumed, that the number of Cases may have increased considerably since 30th September last.

4th The Judges are of opinion, that as it appears from the Medical Certificate forwarded by Mr Webb, that he may on his arrival at Masulipatam be capable of proceeding at the Court of Pantuly before the Most convenient arrangement for the delivery of the Zillah of Ganjam may be the deputation of the 3d Judge on that duty.

23d December 1820. (Signed) W. Oliver Register

List of Prisoners committed by the Criminal Judge in the Zillah of Ganjam for trial before the Court of Circuit up to 30th September 1820.

No.	Name		Crime
1	Curry Uppiah Rungiah		For Stealing and plundering
2	Dumboorogunah Poukerah Saureyah	1st 2d 3d	The 1st and 2d Prisoner for theft, and the 3d Prisoner for receiving the said Stolen property
3	Boorogunna Dungadoo		For murdering & plundering
4	Chaitanya Naiks Jagunnadha Naiks		For plundering
5	Gungah Baneyah Narraineyah		For Stealing
6	Geacandusseyah		For Stealing
7	Dandanpanty Lingarajoo		For theft
8	Namoobaulau Venkanah		For theft
9	Strenpulumanoubaid Deo Zemindar of Teckally Rannau Byrangey Abbory Rannaiah Vecoola Irnadoo Dairau Byrangey Lacun Naidoo Gyodala Yerrapah Item		For arson beating and Wounding

N.	Name	Crime
	Rempaiboodoo Naidoo Dundasey Roudoo Maulan Yerregaudoo Maurapoo Naidoo Paupoodoo	
10	Candrumpaupoodoo	For Murder
11	Nayalan Poorayadoo	For Murder
12	Mauroapilly appilly yojoolan Juggapah Sooroudan Naidoo	The 1st 2 Prisoners for theft and the other for receiving stolen property
13	Shillydara Misra	For beating & forcibly taking some property & 30 Rupees in ready money
14	Buesh Putnaik Chendran Mahanty alias Soomintan Putnaik Godanye Mahanty Hurryroostun Mahanty	For preventing Doctors' servants from attending on Prosecutor and for stopping people from giving Medicinal drugs in consequence of which his son died.
15	Dundasey Mandeyah Hurreyah Dumran Modoovan Lobeneyah Soureyah Lobeneyah	For entering houses, plundering and for Wounding
16	Lochaneyah	Robbery & Wounding

23 December 1820 (Signed) W Studdleston
Dy. Register

No. To
The Criminal Judge in the Zillah of
Bellary

Sir,

I am directed by the Judges of the Court of
Fayzabad Udalut to acknowledge the receipt of your letter, dated
21st Instant, enclosing copies of certain documents received from
the Magistrate, regarding the case of a Revenue Officer charged
with Bribery and corruption, and desiring instructions as to
the validity of Criminal proceedings in the case.

In reply the Judges direct me to inform you, that
in all cases where it may appear that a person brought before
you has committed an offence, which has not been specially
provided for by any Regulation, and for which the degree of
punishment prescribed in Section VII Regulation X of 1816 shall
not appear to be sufficient, it is your duty to commit the accused
or to hold him to bail to take his trial before the Court of
Circuit.

29th December 1820. (Signed) W. Studdleston
Deputy Register

(No. 38)

No. To
The Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the Fayzabad
Udalut to report for the information of the Honorable the Govr.
in Council that it falls to the turn of the third Judge of
the

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the Provincial Court in the Southern Division to proceed on the first Circuit for the ensuing year.

The Judges beg leave to suggest, in consequence of the absence of Mr Parke, that the 1st Judge may be instructed to proceed upon the first half yearly Circuit of the ensuing year instead of the second Circuit which would devolve upon him in the ordinary routine of Duty.-

I have the honor to be &c

29th December 1820.

Signed W. Oliver

Register.