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298

Foundaree

Diary

for

1831

Forjidaro [illegible] January 1834

No 2 To the Provincial Court of Circuit for the Western Division

I Transmit herewith a copy of a letter dated the 31st ultimo from Government [illegible] requesting the sum of Rupees 35 by the Judge of Malabar being the pay of Mapilla entertained in the Cannanore Jail under direction of the Officer Commanding the station from 5th January 1831.

No 3 To the Judges of the Provincial Court of Circuit for the Southern Division

Gentlemen,

With reference to your letter of the 6th August last furnishing the documentation required respecting the yearly sum at present annually granted by the Sircar for the Support of Prisoners confined in the Jail at Tinnevelly, I am directed by the Board of Superintendence to transmit to you copy of a letter from the Secretary to Government in the Judicial Department dated the 27th of September last in which the Joint Criminal Judge of Tinnevelly is desired to submit some more economical arrangement for the accommodation of his prisoners.-

2. The Judges are of opinion that, under the rules recently circulated to the Provincial Courts, directing the transfer to the most commodious Jails in each Division of the prisoners whose sentences may exceed one year imprisonment, the necessity for the erection of a new Jail at Tinnevelly can no longer exist, and they presume that the Jail at present in existence there will be found to afford sufficient accommodation for the limited number of persons who will consequently be retained for confinement in the Jail of the Auxiliary Court.-

8th January 1834.- (Signed) A. D. Campbell

Regr

108. To the Provincial Court of Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the Foydaree Adalut to acknowledge the receipt of your letter under date the 20th Instant, and its enclosure representing that the Acting Joint Criminal Judge at Cuddapah has been directed finally to dispose of one of the 4 cases committed for trial by the Judge of Circuit and recommending that the trial of the three other cases may be held at Cuddapah, as the Calendar at Bellary is heavy.-

2. The Judges of the Foydaree Adalut agreeable to your recommendation authorise the trial of the said three cases to be held at Cuddapah at the next ensuing Sessions.-

10th January 1835.- /Signed/ T. C. Stonhouse
Acting Register

109. To the Provincial Court of Circuit in the Western Division

Gentlemen,

I am directed by the Judges of the Foydaree Adalut to acknowledge the receipt of your letter of the 20th in reply to mine of the 6th ultimo, and forwarding copy of the Medical Report required by the Circular orders from this Court under date 1st June 1819 certifying that the Prisoner, Hoyapoonata Chanden,

charged with the murder of his wife in case No 18 of the Malabar Calendar 2d Sessions of 1830 is quite an Idiot, and a fit object for confinement in the Lunatic Hospital at Madras.-

2. Adverting to your former letter of the 23d October last, in which the 1st Judge recommended that the said Prisoner, being in a weak state of health, might be left under

the care of the Zilla Surgeon, the Judges of the Foydaree Adalut direct, agreeable to the recommendation of the 1st Judge, that the said

Hoyapoonata Chanden,

do remain under the charge of the Zillah Surgeon of Malabar for the period of one year from the date of his commitment for trial; at the expiration of that time if he should continue in the same state of Idiocy it will devolve upon you to cause the necessary arrangements to be made for his removal to the Lunatic Hospital at this Presidency.-

10th January 1835.- /Signed/ T. C. Stonhouse
Acting Register

To the Acting Judge of the Provincial Court of Circuit in the Northern Division

Sir,

I am directed by the Judges of the Foydaree Adalut to acknowledge the receipt of your letter under date the 31st ultimo requesting permission to employ the Suds Ameen at Nellore in the Court of Circuit, and to inform you, that they accordingly authorize you with reference to my letter of the 16th ultimo, to make use of the Suds Ameen, Muneed-ood-deen, lately appointed to the establishment of the Zillah Court of Nellore, to expound the Law during the Sessions of the Court of Circuit at that Station.

2. The Suds Ameen will take and subscribe before you the oath usually administered to the Canjees and Mooftees of the Courts of Circuit under Section VIII Regulation VII of 1802 previous to entering upon the execution of the duties of his Office.-

17th January 1835.- /Signed/ T. C. Stonhouse
Acting Register

To

No. 11. To the Criminal Judge in the Zillah of Madura

Sir,

The Right Honorable the Governor in Council having called for the sentiments of the Judges of the Foydaree Adalut regarding the propriety of granting a remission of the sentence which appears to have been passed on the 2d July 1802 of transportation for life on a convict named Peroomaul who has affirmed that he was tried at Madura and embarked at Chingleput for Penang, I am directed by the Court, to request you will submit to it the fullest information respecting the said convict Peroomaul that you may be able to furnish after a careful examination of the Records under your charge.-

17th January 1833.- (Signed) T. C. Stonhouse
Acting Register

No. 21. To the Secretary to Government in the Judicial Department

Sir,

I am directed by the Judges of Foydaree Adalut to acknowledge the receipt of your letters of the 28th Ultimo and 7th Instant the former transmitting copy of a letter to Government from the Register in charge of the Records at Guntoor on the subject of providing proper accommodation for the sick prisoners in the Guntoor Jail, and the latter forwarding copy of a letter to Government from the same officer with an Enclosure from the Officer Commanding at Gunto to the Register in charge requesting that the Building formerly occupied as an Hospital by the sick of his Detachment and which had been given up for the use of the Prisoners at Guntoor might be restored to them.-

2. The Judges of the Foydaree Adawlut are of opinion that the application of the Commanding officer for the restoration of the building for the use of his Detachment may be complied with so soon as it is vacated by the Prisoners now occupying it, and as regards the providing accommodation for the sick prisoners in the Guntoor Jail they submit that as the new Judicial arrangements in progress will probably obviate the evil complained of the Register in charge may, as a temporary arrangement be authorised in communication with the Collector of the District and the Zillah Surgeon to adopt such measures for the accommodation of the sick in the Guntoor Jail as they may consider best adapted to meet the exigency of the occasion.-

19th January 1833.- (Signed) T. C. Stonhouse
Acting Register

No. 22. To the First Judge of the Provincial Court of Circuit for the Western Division

Sir,

I am directed by the Judges of the Court of Foydaree Adalut to return your report for the first quarter Sessions of 1830, and to transmit for your information copy of a letter from the Secretary to Government in the Judicial Department and of Extract from the Minutes of Consultation under date the 18th November last which accompanied it.-

2. The Judges request that you will with the least possible delay comply with the requisition of Government as contained in Para 1. of the above mentioned Extract from the Minutes of Consultation.-

19th January 1833.- (Signed) T. C. Stonhouse
Acting Register

No. 23 To the Criminal Judge in the Zillah of Chingleput

Returning the notice sent up in his letter of the 7th Instant with the endorsement thereon by the Nazir of this Court.-

19th January 1833.- Sent usual letter

No. 26. To the First Judge on Circuit in the Centre Division

Sir,

I am directed by the Judges of

Foujdaree Diary 22nd and 24th January 1831.-

of Foujdaree Adalut to acknowledge the receipt of your letter of the 7th Instant requesting to be informed whether a Criminal Judge is authorized to punish by fine and imprisonment a Prosecutor in a Criminal case who may make a groundless and litigious charge and to acquaint you that the Court are of opinion that he is not vested with such authority but as Section IX Regulation X of 1816. require that the complainants examination before the Criminal Court should be taken upon Oath. The Criminal Judge is competent to commit him for Perjury on being satisfied of his having preferred a false and groundless accusation.-

22d January 1831.- (Signed) J.V. Stonhouse
Acting Registr

No 31. To the 3d Judge on Circuit in the
Centre Division

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter under date the 7th Instant, and to inform you that, agreeably to your request, they grant permission for Mooftee Mahomed Hoosain of the Cuddapah Zillah Court to accompany you on the present Circuit, and draw 30 Pagodas.-

2 The Court will submit to Government for sanction the allowance of 30 Pagodas per Mensem which you have recommended Mahomed Hoosain should receive on account of travelling charges while on Circuit.-

24th January 1831- Signed J.V. Stonhouse Actg Regr

Foujdaree Diary 26th January 1831.-

No 2

No 32. To the Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the Foujdaree Adalut to submit the annexed Copy of a letter under date 7th Instant from the 3d Judge on circuit in the Centre Division recommending that an allowance of 30 Pagodas per Mensem may be granted as travelling charges to the Law officer accompanying him on circuit and to request that it may receive the sanction of the Right Honorable the Governor in Council.-

26th January 1831.- (Signed) J.V. Stonhouse
Acting Register

No 3.

No 33. To the Secretary to Government in the
Sir,
Judicial Department

I am directed by the Judges of the Foujdaree Adalut to submit the accompanying Copy of a letter and enclosure from the Acting Criminal Judge of Cuddapah requesting sanction for the sum of 158. 9-3 as expences incurred in carrying into execution sentence of Death adjudged by the Court of Foujdaree Adalut on the 18th October last upon 4 Prisoners who were convicted in the 1st Sessions of 1830 of Murder in the Zillah of Cuddapah, and to request that it may receive the sanction of the Right Honorable the Governor in Council.-

26th January 1831.- (Signed) J.V. Stonhouse
Acting Register

Foujdaree Diary 22nd & 24th January 1831.-

of Foujdaree Adalut to acknowledge the receipt of your letter of the 7th Instant requesting to be informed whether a Criminal Judge is authorized to punish by fine and imprisonment a Prosecutor in a Criminal case who may make a groundless and litigious charge and to acquaint you that the Court are of opinion that he is not vested with such authority but as section IX Regulation X of 1816 require that the complainant's examination before the Criminal Court should be taken upon Oath the Criminal Judge is competent to commit him for Perjury on being satisfied of his having preferred a false and groundless accusation.-

22d January 1831.- /Signed/ J.D. Stonhouse
Acting Register

No 31. To the 3d Judge on Circuit in the
Sir, Centre Division

1. I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter under date the 7th Instant, and to inform you that, agreeably to your request, they grant permission for Mooftee Mahomed Hoosain of the Cuddapah Zillah Court to accompany you on the present Circuit, and draw 30 Pagodas.-

2 The Court will submit to Government for sanction the allowance of 30 Pagodas per Mensem which you have recommended Mahomed Hoosain should receive on account of travelling charges while on Circuit.-

24th January 1831- Signed J.D. Stonhouse Actg Reg

Foujdaree Diary 26th January 1831.-

No 2

No 32. To the Secretary to Government in the
Sir, Judicial Department

I am directed by the Judges of the Foujdaree Adalut to submit the annexed Copy of a letter under date 7th Instant from the 3d Judge on circuit in the Centre Division recommending that an allowance of 30 Pagodas per Mensem may be granted as travelling charges to the Law officer accompanying him on circuit and to request that it may receive the sanction of the Right Honorable the Governor in Council.-

26th January 1831.- /Signed/ J.D. Stonhouse
Acting Register

No 3.

No 33. To the Secretary to Government in the
Sir Judicial Department

I am directed by the Judges of the Foujdaree Adalut to submit the accompanying Copy of a letter and enclosure from the Acting Criminal Judge of Cuddapah requesting sanction for the sum of Rs 58. 9-3 expences incurred in carrying into execution sentence of Death adjudged by the Court of Foujdaree Adalut on the 18th October last upon 4 Prisoners who were convicted in the 1st Sessions of 1830 of Murder in the Zillah of Cuddapah, and to request that it may receive the sanction of the Right Honorable the Governor in Council.-

26th January 1831.- /Signed/ J.D. Stonhouse
Acting Register

of Foujdaree Adalut to acknowledge the receipt of your letter of the 7th Instant requesting to be informed whether a Criminal Judge is authorized to punish by fine and imprisonment a Prosecutor in a Criminal case who may make a groundless and litigious charge and to acquaint you that the Court are of opinion that he is not vested with such authority but as section IX Regulation X of 1816 require that the complainant's examination before the Criminal Court should be taken upon Oath the Criminal Judge is competent to commit him for Perjury on being satisfied of his having preferred a false and groundless accusation.-

22d January 1831.- (Signed) J.H. Stonhouse
Acting Register

No 33. To the 3d Judge on Circuit in the
Sir, Centre Division

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter under date the 7th Instant, and to inform you that, agreeably to your request, they grant permission for Hoosain Mahomed Hoosain of the Cuddapah Zillah Court to accompany you on the present Circuit, and draw 30 Pagodas.-

2 The Court will submit to Government for sanction the allowance of 30 Pagodas per mensem which you have recommended Mahomed Hoosain should receive on account of travelling charges while on Circuit.-

24th January 1831- Signed J.H. Stonhouse Actg Reg

No 2

No 32. To the Secretary to Government in the
Sir, Judicial Department

I am directed by the Judges of the Foujdaree Adalut to submit the annexed Copy of a letter under date 7th Instant from the 3d Judge on circuit in the Centre Division recommending that an allowance of 30 Pagodas per Mensem may be granted as travelling charges to the Law officer accompanying him on circuit and to request that it may receive the sanction of the Right Honorable the Governor in Council.-

26th January 1831.- (Signed) J.H. Stonhouse
Acting Register

No 3.

No 33. To the Secretary to Government in the
Sir Judicial Department

I am directed by the Judges of the Foujdaree Adalut to submit the accompanying Copy of a letter and enclosure from the Acting Criminal Judge of Cuddapah requesting sanction for the item of Rs 158. 9-3 expences incurred in carrying into execution sentence of Death adjudged by the Court of Foujdaree Adalut on the 18th October last upon 4 Prisoners who were convicted in the 1st Sessions of 1830 of Murder in the Zillah of Cuddapah, and to request that it may receive the sanction of the Right Honorable the Governor in Council.-

26th January 1831.- (Signed) J.H. Stonhouse
Acting Register

Foujdaree Diary 22nd and 24th January 1831.-

of Foujdaree Adalut to acknowledge the receipt of your letter of the 7th Instant requesting to be informed whether a Criminal Judge is authorized to punish by fine and imprisonment a Prosecutor in a Criminal case who may make a groundless and litigious charge and to acquaint you that the Court are of opinion that he is not vested with such authority but as section IX Regulation X of 1816 require that the complainant's examination before the Criminal Court should be taken upon Oath the Criminal Judge is competent to commit him for Perjury on being satisfied of his having preferred a false and groundless accusation.-

22d January 1831.- (Signed) J.T. Stonhouse
Acting Register

No 31. To the 3rd Judge on Circuit in the
Centre Division

Sir,

1. I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter under date the 7th Instant, and to inform you that, agreeably to your request, they grant permission for Moofty Mahomed Hoosain of the Cuddapah Zillah Court to accompany you on the present Circuit, and draw 30 Pagodas.-

2 The Court will submit to Government for sanction the allowance of 30 Pagodas per Mensem which you have recommended Mahomed Hoosain should receive on account of travelling charges while on Circuit.-

24th January 1831- (Signed) J.T. Stonhouse Actg. Regr.

Foujdaree Diary 26th January 1831.-

No 2

No 32. To the Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the Foujdaree Adalut to submit the annexed Copy of a letter under date 7th Instant from the 3rd Judge on Circuit in the Centre Division recommending that an allowance of 30 Pagodas per Mensem may be granted as travelling charges to the Law officer accompanying him on Circuit and to request that it may receive the sanction of the Right Honorable the Governor in Council.-

26th January 1831.- (Signed) J.T. Stonhouse
Acting Register

No 3.

No 33. To the Secretary to Government in the
Judicial Department

Sir

I am directed by the Judges of the Foujdaree Adalut to submit the accompanying Copy of a letter and enclosure from the Acting Criminal Judge of Cuddapah requesting sanction for the item of Rs 8 9-3 expences incurred in carrying into execution sentence of Death adjudged by the Court of Foujdaree Adalut on the 18th October last upon 4 Prisoners who were convicted in the 1st Sessions of 1830 of Murder in the Zillah of Cuddapah, and to request that it may receive the sanction of the Right Honorable the Governor in Council.-

26th January 1831.- (Signed) J.T. Stonhouse
Acting Register

No 34 To the Criminal Judge in the Zillah of
Chingleput

Returning the notice enclosed in his letter
of the 27th Ultimo duly served
1st. February 1831.-

Sent usual letter
No 4

No 37. To the Secretary to Government in the
Sir, Judicial Department

1st I am directed by the Judges of the Fouzdaree Adalut to submit the accompanying copy of a letter and its enclosures from the Provincial Court Southern Division requesting sanction for the payment of a sum of 400 Rupees as a reward for the apprehension of four Prisoners who effected their escape in May last from the Coimbetoor Jail.-

2 It would appear that 23 Prisoners made their escape on that occasion of whom 12 were immediately reapprehended, and the Magistrate of Coimbetoor on the urgency of the moment offered a reward of 100 Rupees for the reapprehension of any one of the remaining Eleven Prisoners two of them have been since caught in the Tanjore and two in the Trichinopoly District, and the persons who apprehended them have claimed the reward offered by the Magistrate of Coimbetoor.-

3 Although the Magistrate of Coimbetoor was not competent without the previous sanction of this Court to offer the reward in question, the urgency of

of the occasion required some prompt and decisive measures for the reapprehension of the Prisoners who had effected their escape, and the four who have been since taken would appear to be persons of the worst and most desperate character. The Court of Fouzdaree Adalut consider that it would be inexpedient that the exertions of those who had been the instruments in the reapprehension of these Prisoners should go unrewarded and under all the circumstances of the case they beg leave to recommend that the Right Honorable the Governor in Council May be pleased to sanction the payment of 400 Rupees the amount of reward claimed.-

4th February 1831.- (Signed) J. V. Stonehouse
Acting Registar

No 38. To the Acting Criminal Judge of
Sir, Cuddapah.

1 I am directed by the Judges of the Fouzdaree Adalut to acknowledge the receipt of your letter under Date the 4th Ultimo requesting to know if the records of this Court furnish any information in respect to the sentence of transportation passed on a prisoner named Aukey Chinnegadoo, and to forward to you the annexed Copy of a Sentence of the Fouzdaree Adalut bearing date the 21st November 1810 on a prisoner named Chinnegadoo and whose name appears from the existence on the Trial to have been Aukey Chinnegadoo.-

2 The Chinnegadoo mentioned therein

was

No 34 To the Criminal Judge in the Zillah of
Chingleput

Returning the notice enclosed in his letter
of the 27th Ultimo duly served.
1st February 1831.-

Sent usual letter
No 4

No 37. To the Secretary to Government in the
Judicial Depaitement
Sir,

1st I am directed by the Judges of the Fouja-
-zee Adalut to submit the accompanying copy of a letter
and its enclosures from the Provincial Court Southern
Division requesting sanction for the payment of a sum
of 400 Rupees as a reward for the apprehension of four
Prisoners who effected their escape in May last from
the Coimbetoor Jail.-

2 It would appear that 23 Prisoners
made their escape on that occasion of whom 12 were
immediately reapprehended and the Magistrate of Coim
-betoore on the urgency of the moment offered a reward
of 100 Rupees for the reapprehension of any one of the
remaining Eleven Prisoners two of them have been since
caught in the Tanjore and two in the Trichinopoly
District, and the persons who apprehended them have
claimed the reward offered by the Magistrate of Coim
-betoore.-

3 Although the Magistrate of Coimbetore
was not competent without the previous sanction of
this Court to offer the reward in question, the ur-
gency of

of the occasion required some prompt and decisive
measures for the reapprehension of the Prisoners who
had effected their escape, and the four who have been
since taken would appear to be persons of the most
audacious and desperate character. The Court of Fouzdaree
Adalut consider that it would be inexpedient that
the exertions of those who had been the instruments in
the re apprehension of these Prisoners should go un-
-rewarded and under all the circumstances of the case
they beg leave to recommend that the Right Honorable
the Governor in Council May be pleased to sanction
the payment of 400 Rupees the amount of reward
claimed.--
4th February 1831.- (Signed) J. J. Stonhouse
Acting Registar

No 38. To the Acting Criminal Judge of
Cuddapah.
Sir,

1 I am directed by the Judges of the Fouja-
-zee Adalut to acknowledge the receipt of your letter
under Date the 4th Ultimo requesting to know if the
records of this Court furnish any information in
respect to the sentence of transportation passed on
a prisoner named Aukey Chinnegadoo, and to forward
to you the annexed Copy of a sentence of the Fouzdaree
Adalut bearing date the 21st November 1810 on a prisoner
named Chinnegadoo and whose name appears from
the evidence on the Trial to have been Aukey Chinne-
-gadoo.-

2 The Chinnegadoo mentioned therein

was

was sentenced to transportation for life for highway Robbery at Goonnecondah, and in pursuance of his sentence was transported to Prince of Wales's Island. on referring however to the Annual return of the Penang Government of Madras Convicts for 1825/6 this Caim Chinneyadoo is mentioned as having died on the 19 October 1825.-

3 After a careful examination of the records of this office no other person of the same name and sentenced to transportation can be discovered.-

4th February 1831.- (Signed) J. T. Stonhouse
Acting Register

Sentence of the Court of Foujdaree Adalut.

The Court having maturely considered the proceedings of the Judge on Circuit the Futwa of the Provincial Law officer, and the Futwa of the Cazee-ool-Coozat and Junior Mooftee of the Foujdaree Adalut, are pleased to confirm the said Futwa of the Cazee-ool-coozat and Mooftee aforesaid: and under the discretion allowed by the sentence of Bokoobut do adjudge the prisoner Chinneyadoo to be imprisoned and transported to Prince of Wales Island there to be kept to hard labour in irons on the public roads or other public works for and during the space of his Natural life.-

25th Novbr 1810. By order of the Court
(Signed) Wm Oliver
Dy Register

(True Copy)
(Signed) J. T. Stonhouse
Acting Register

No 39. To the Criminal Judge in the Zillah of Bellary

Sir,

I am directed by the Judges of Foujdaree Adalut to acknowledge the receipt of your letter of the 19th Instant recommending an offer of pardon should be granted to a Prisoner named Lingah in a Criminal Case before you of Burglary and Gang robbery and to acquaint you that as your letter contains no explanation of the circumstances of the Case or of the reasons upon which your recommendation is founded the Court are unable to judge as to the expediency or otherwise of making a conditional offer of pardon to the Prisoner They accordingly direct that you will submit full information on the subject with the least possible delay.-

4th February 1831.- (Signed) J. T. Stonhouse
Acting Register

No 40. To the Provincial Court in the Southern Division

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter under date the 17th Ultimo submitting Copy of a letter and plan received of Canara stating that the roof of the Jail at Mangalore is so much out of repair that at the present time it would be inconvenient and prejudicial to the health of the Prisoners to carry into effect this Courts orders of the 27th of October last which directed the general removal of Prisoners to the Mangalore

Jail

Lait and to acquaint you that under the circumstances
stated they authorise you to postpone the sanction of
their orders above referred to, till the Jail at Mangalore
may be put in a proper state for the accommodation
of the additional Prisoners to be sent to it.-

8th February 1831.- [Signed] J.F. Stonhouse
Acting Register

No. 5

No. 47. To the Secretary to Government in the
Judicial Department.

Sir

With reference to Para 2 of your
1.
letter under date the 21st of October last intimating that
altho' a portion of the Nellyherry Hills had been transferred
for the better protection of the Tobacco Revenue, from
the Collectorate of Coimbatore to that of Malabar, it was
not the intention of the Right Honorable the Governor
in Council that a correspondent alteration of the
jurisdiction of the Courts of the circumjacent Zillahs should
take place, I am directed by the Judges of the Foujdaree
Adalut to submit for the consideration and orders
of the Right Honorable the Governor in Council the
accompanying copy of a letter from the acting Ma-
gistrate of Malabar under date the 24th Ultimo and of
its enclosure requesting that he may be authorized
to forward to the Criminal Court certain Prisoners
said to have been concerned in the robbery of Captain
Underwood's Treasury at Potacommud and to in-
order that they may take their trial before the
Court

Court now on Circuit, and submitting the case of
Sepoy Satchmanoodoo one of the above Prisoners
who made his confession under a promise, by the
Commanding Officer, of protection.-

2 As the accused have in this instance
been sent to Malabar, the Judges of the Foujdaree Adalut
beg leave to recommend that the Right Honorable
the Governor in Council may be pleased to sanction
under the provisions of Regulation III of 1827, the trial
of the said Prisoners before the Judge of Circuit at the
present Sessions of Jail delivery for the Zilla of Malabar.-

14th February 1831.- [Signed] W. Hudleston
Register

No. 6

No. 48 To the Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the Foujdaree
Adalut to submit for the consideration of the Right
Honorable the Governor in Council copy of a letter
dated the 25th Ultimo from the Provincial Court of
Circuit in the Centre Division together with the original
enclosures a Petition and translation of it, from
Tullee Mohammud the Mooftee of the Chittoor Zillah
Court, applying for the allowances attached to the
office of Mooftee of the Provincial Court, from the
7th December last, when he commenced the duties.-

The Judges of the Foujdaree Adalut beg leave
to recommend agreeably to the request of the 1st Judge
that

that the Right Honorable the Governor in Council may be pleased to authorize the allowance of 262 - 8 as per mensem to be paid to Vallee Mohummud from the above date and to be continued so long as he may perform the duties of the Mooftee attached to the Court of Circuit.-

14th February 1831.- (Signed) W. Huddleston.
Register

No 49. To the Provincial Court in the
Gentlemen, Southern Division

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter under date the 19th Ultimo and its enclosure from the Joint Criminal Judge of Salem requesting sanction for the payment of a reward of 400 Rupees to persons who apprehended 4 of the Convicts who effected their escape from the Jail at Coimbatore in May last, and to inform you that agreeable to your recommendation and in coincidence with your opinion that the Magistrate was not authorized to offer the reward without previous sanction, the above application was forwarded to Government.-

The accompanying is a copy of the reply received from the Secretary to Government in the Judicial Department stating that the Right Honorable the Governor in Council has been pleased to sanction the payment of the reward of

of 400 Rupees to the persons who apprehended the said convicts.-

14th February 1831.- (Signed) L. G. Prendergast
Ist Assistant to the Register

No 50. To the 3d Judge on Circuit in the
Sir, Centre Division

With reference to your letter under date the 7th Ultimo requesting authority for Mooftee Mahomed Hoosain to draw an allowance of 30 Pago-das per Mensem for his travelling charges. I am directed by the Judges of the Foujdaree Adalut to forward Copy of a letter from the Secretary to Government stating that the Right Honorable the Governor in Council has been pleased to sanction the allowance of 30 Pagodas per Mensem for his travelling charges to Mooftee Mahomed Hoosain whilst accompanying your Court on Circuit.-

14th February 1831.- (Signed) L. G. Prendergast
Ist Assistant to the Register

No 51. To the Acting Criminal Judge in the Zillah of
Sir, Cuddapah

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter under date the 4th Ultimo forwarding an account of expences incurred in executing the 4 Convicts in No 25 of the Cuddapah Calendar 1st Sessions of 1830, and to transmit copy of a letter from the Secretary

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to Government in the Judicial Department dated the 2d Instant stating that the Right Honorable the Governor in Council has been pleased to sanction the said expences amounting to Rupees 158-9-3.

14th February 1831. (Signed) L.G. Prendergast
Asst. to the Register

No. 52 To the Acting Judge on Circuit in the Northern Division

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter dated the 7th Instant requesting to be informed what persons it is intended you should employ at the Guntoor Court to expound the Mahomedan Law at the approaching Session and to state that you may avail yourself of the services of the Moofties of the Nellore Zillah Court whom you will cause to accompany you to Guntoor for the purpose.

14th February 1831. (Signed) L.G. Prendergast
Asst. to the Register

No. 53. To the Magistrate in the Zillah of Rajahmundry

Sir

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter, dated 29th Ultimo transmitting copies of proceedings held by you under the provisions of section XVIII Regulation IX of 1816 against Chinna Bampanah Dorah charged with robbery.-

2nd In the fourth para of your letter it is stated, that you have issued a proclamation, requiring the appearance of the said Chinna Bampanah Dorah "in one "month under clause first section XVIII Regulation IX of 1816;" and the present reference is stated in the first para of your letter to be made under clause sixth of that section.-

3 Clause first Section XVIII Regulation IX of 1816 declares, that if the party charged with resistance to the process of the Magistrate "cannot be apprehended, and "shall not within the period fixed by proclamation appear "to answer the charge against him, or if he shall be appre- "hended, or shall appear in pursuance of the proclamation, "and after receiving his answer to the charge, and hear- "ing the evidence he may adduce in his defence, it shall "be proved to the satisfaction of the Magistrate, that he "is guilty of the charge, the Magistrate is to pass judgment "against him;" and by Clause sixth of the section it is "provided, that" the whole of the judgments passed by "the Magistrates (with an exception to the judgments "passed under the preceding clause) shall be immedi- "ately reported with a complete copy of their proceed- "ings to the Court of Foujdaree Adalut."-

4 It being as yet uncertain whether Chinna Bampanah Dorah will, or will not, appear before you agreeably to the requisition, contained in the proclamation, it is of course altogether a

matter

matter of doubt whether his case will, or will not, be found eventually to fall within the scope of the provisions, contained in clause fifth section XVIII Regulation IX of 1816; and the Judges of the Court of Foujdaree Adalut direct me to observe, that not only is the present reference premature on this ground, but also because no "judgment" can of course have been passed in the case under clause first of the section.-

5. The standing orders of the Court of Foujdaree Adalut require, that all original papers transmitted to this office shall be accompanied by translations in English: and I am directed to return to you the papers enclosed in your letter of the such other proceedings as may be held in the case will be laid by you before the Court with translations thereof in English should a reference become necessary under clause sixth Section XVIII Regulation IX of 1816.-

14th February 1831.- (Signed) W. Hudleston
Register

No 59. To the 3d Judge on Circuit in the
Western Division.

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter, dated the 2nd Instant, recommending that authority should be granted to you "under Section XX. Regulation VIII of "1802; eventually, if it should appear indispensably "necessary for the conviction of the principals to try

"a pardon to one or two of the Prisoners, who may "appear to have had a minor share in" an atrocious case of Gang Robbery.-

2 The Judges direct me to state, that the general authority for which you apply cannot be granted; and that it is only on receiving a report particularizing by name any supposed necessaries, to whom it may appear expedient to make a conditional offer of pardon, and detailing the circumstances of the case, that the Judges of this Court of Foujdaree Adalut can submit to Government a recommendation of this nature under the provisions of Section XX Regulation VIII of 1802.-

16th February 1831.- (Signed) W. Hudleston
Register

No 60 To the 2nd Judge on Circuit in the
Centre Division.

Sir,

I am directed by the Judges of the Foujdaree Adalut to desire that you will transmit to this Court the Bellary Calendar for the 2d Sessions of 1830 without further delay.

16th February 1831.- (Signed) W. Hudleston
Register

No 61. To the Acting Judge on Circuit in the
Northern Division.

Transmitting Copy of a letter from the Secretary to Government in the Judicial Department dated 15th Instant conveying the authority for the tender

tender of a conditional pardon to the 6 Prisoner in Case
No 28 Nellore Calendar 1st Sessions of 1831 and observing
that the name of the prisoner recommended for
a pardon ought to have been stated.-

16th February 1831.- Sent usual letter

No 63. To the Judges of the Provincial Court of Circuit
Gentlemen, in the Northern Division

1 I am directed by the Judges of the Court
of Foujdarree Adalut to acknowledge the receipt of your
letter, dated 29 Ultimo transmitting the copy of a letter
from the Criminal Judge of Chicacole, requesting to
be informed "whether he may bring on a charge of conspi-
"racy, and commit, or sentence himself according to
"the opinion of the said Officer, as to the degree of pu-
"nishment, any prosecutor or witnesses, who may
"come before him with a complaint, which the con-
"tradictions and absurdity of the depositions shew
"to be obviously false and malicious"-.

2 The Judges of the Court of Foujdarree
Adalut, having premised that in cases of the nature
described by the Criminal Judge, under investigation
before him, it would appear that a judicious con-
duct of the examinations of the parties ought generally
to result in their commitment for perjury, direct
me to state in reply to the question propounded
by him, that the proceeding therein suggested would
be irregular -

1. The

3 The attention of the Court of Foujdarree
Adalut having been drawn to the defectiveness of the
existing law in this particular, the draft of a Regulation
on the subject has been submitted by them for the consi-
deration of the Government.-

4 In conclusion the Judges direct me to
observe that their Standing orders require that all
references respecting the construction of the Regulations
should be forwarded with the opinion of the Pro-
vincial Court on this question referred.

18th February 1831.- (Signed) W. Budleston
Register.

No 64. To the Acting Magistrate of Malabar

Transmitting Copy of a letter from the
Judicial Secretary to Government authorizing the trial
of the Prisoners, before the Court of Circuit in Malabar

18th February 1831. Sent usual letter

No 8

No 65 To the Secretary to Government in the
Sir, Judicial Department.

1 I am directed by the Judges of the Court
of Foujdarree Adalut to acknowledge the receipt of your
(No 457) dated 17th August last with its enclosures, respect-
ing two Convicts at Prince of Wales's Island by name
Shaik Adjee, and Peroomaul, in regard to the remission
of the remainder of whose sentences the sentiments of
the Judges are requested.-

The

transmitted to the Court of Foujdaree Adalut, with their returns to the precept of 27th October last the Copy of a letter, dated 10th December, from late Criminal Judge of Guntoor, in which it is stated, that there were then no convicts within the Jurisdiction of that Court under the charge of the Magistrate or Military Depart-ment but on reference to a letter from the Magistrate of Guntoor, to the Secretary to Government in the Judicial Department dated 28th October, and to the letter from the Court of Foujdaree Adalut to the Provincial Court of Circuit under date 30th November last, you will perceive, that it was intended by the Government to place at the disposal of the Magistrate of Guntoor as many convicts as could be spared for employ-ment on certain public works, and that the Magis-trate undertook to be responsible for their safe custody

3 Under these circumstances the Judges of the Court of Foujdaree Adalut deem it proper that a reference should be made to the Magistrate for the purpose of ascertaining whether any obstacle exists at present to his assuming charge of the 60 Convicts, whose removal to masulipatam is recommended by the acting Criminal Judge of Guntoor.

25th February 1831. (Signed) W. Hudleston
Register

No. 80 To the Postmaster General.

Sir

1 On the 10th Instant three letters were dispatched from this office, addressed to the acting Judge

Judge on Circuit in the Northern Division, and on the 18th Instant one letter was dispatched, addressed to that officer.

2 It appearing by a letter from the Acting Judge on Circuit, dated Nellore 25th Instant, that none of these letters had then been received by him, the Judges of the Court of Foujdaree Adalut direct me to request, that you will cause an investigation of the fact, and favor them with a report of the result.

3 The bearer will produce to you the Post office book, containing receipts for the letters in question for your inspection.

28th February 1831. (Signed) W. Hudleston
Register

No 87. To the 1st Judge of the Provincial Court of Circuit
for the Southern Division

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated 19th Ultimo transmitting the copy of a letter from the Joint Criminal Judge of Salem, who recommends that sentences of punishment passed on persons convicted of minor offences and trespasses, should be made known by public proclamation, as is the case with respect to sentences to transportation for life under the provisions of section XVIII Regulation VIII of 1802, as modified by section VIII Regulation XV of 1803.

2 The Judges of the Court of Foujdaree Adalut concur with you in opinion, that the only advantage that would attend the adoption of Mr. Boileau's recommendation would be "that of making the "police officers acquainted with the result of the "examination, or trial, of persons sent up by them" this object however is manifestly attainable by a more simple process than that proposed in his letter.

3 The Judges of the Foujdaree Adalut will take into consideration the expediency of issuing a circular order on this subject.

4th March 1831. Signed W. Hudleston
Register

No 88 To the Third Judge on Circuit in the
Sir, Western Division

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated 19th Ultimo, recommending for the reasons therein stated, that a Jail delivery for the whole of Canara should be held at Mangalore in the present Circuit, to which arrangement the Judges of the Court of Foujdaree Adalut give their sanction.

4th March 1831. Signed W. Hudleston
Register

No 91 To the Judges of the Provincial Court
of Circuit in the Southern Division

Gentlemen,

It appearing, that by some oversight the Copy of the letter from the Acting Judge on Circuit referred to in the Court's proceedings dated 4th Instant, was omitted to be sent to you with the Extract of those proceedings, I am directed by the Judges of the Foujdaree Adalut to transmit the same to you herewith.

8th March 1831. (Signed) W. Hudleston
Register

No 94 To the Acting Criminal Judge in the Zillah of
Sir, Cuddapah

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter of the 14th Ultimo requesting that the records of this Court might be searched to substantiate the charge against a person of the alleged name of Bingaar Nohaigadoo supposed to have returned from Transportation

and

N.87. and to inform you that the search has been hitherto ineffectual.

Although the name of Bongoo Bhegarooa does not appear in any record in the office, 3 Prisoners of the name of Bhegarooa or Bhagarooa are entered in the Column of Convicts transported. In order therefore to ascertain whether of these individuals either can be identified as the Prisoner in question, you will be pleased to submit Copy of the police Proceedings and any other information, which tended at first instance to fix the suspicion on Bongoo the Bhegarooa of having returned from transportation.

9th March 1831.

Signed L.G. Prendergast
Asst to the Regr

N.101 To the 1st Judge of the Criminal Court of Circuit in the Centre Division

Sir

I am directed by the Judges of the Foujdaree Adawlut to acknowledge the receipt of your letter, dated 9th Instant.

2 In the case to which your letter refers, if it appeared to you that the witness was guilty of perjury you should have directed his commitment for trial, as prescribed by Section VI Regulation XVII of 1811.

3 If the Judges correctly understand the instructions given by you to the prosecutor, it would appear, that they were inconsistent with the provisions of Section XXIX Regulation IX of 1810.

15th March 1831.

Signed W. Hudleston
Register

To

N.102 To the 1st Judge of the Court of Circuit in the Centre Division

Sir,

I am directed by the Judges of the Foujdaree Adawlut to acknowledge the receipt of your letter of the 25th January last and to inform you that the Right Honorable the Governor in Council was pleased under date the 8th Instant to sanction the payment of the salary of 202-8 as per mensem to Hulloo Mahummud acting as Mooftee of your Court, from the 7th december last and for so long as he may continue to act in that situation.

15th March 1831.

Signed L.G. Prendergast
Asst to the Regr

N.103 To the Acting Criminal Judge in the Zillah of Cuddapah

Sir

1 I am directed by the Judges of the Foujdaree Adawlut to acknowledge the receipt of your letter, dated 21st December last, submitting for their orders copies of a correspondence, which has taken place regarding the case of a Prisoner, named Abd-ool-kareema a native subject of the British Government, put on his trial before the Criminal Court under the provisions of Section III Regulation II of 1829.

2 The Judges direct me to state that you are perfectly correct in your opinion, that no evidence can be taken on the trial of a Criminal charge except in the presence of the accused; and that consequently the proposal to examine a witness, in the case to which you refer at Hyderabad on written interrogatories, is inadmissible.

15th March 1831.

Signed W. Hudleston Regr

N°105 To The Provincial Court of Circuit for the Northern Division

Gentlemen,

1 I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of a letter, dated 9th September last, from the 1st Judge of the Provincial Court of Circuit, requesting to be informed "whether securities taken under clause sixth Section II, and "clause second Section VII, Regulation XV of 1803, and under "clause first Section IV Regulation II of 1822, previous to "the enactment of Regulation VI of 1827, and in which no "periods of time are fixed, for which the sureties are to be "responsible, are to be considered as binding during the "lives of the sureties, and liable to be enforced against them, "if at any period of their lives the condition of the said "bond should be broken".

2 The Judges of the Court of Foujdaree Adalut are of opinion, that the spirit of the provisions contained in Regulation VI of 1827 on this subject, requires that the security bonds, described in the foregoing letter from the 1st Judge, should be taken to be in force only for the term of three years.

18th March 1831. (Signed) W. Hudleston

Register

N°106 To the Judges of the Provincial Court of Circuit for the Northern Division

Gentlemen,

1 With reference to the resolution of the Right Honorable the Governor in Council appointing a Native Judge of Guntoor, I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you the accompanying copy of an Extract from the minutes of

consultation under date the 8th Instant; and to desire that you will communicate the same to the Magistrate of Guntoor for his information and guidance.

2 The Judges desire, that you will take the same opportunity of enjoining the Magistrate to issue peremptory injunctions to the Heads of District Police within his jurisdiction, enforcing upon them the strict observance of the rule contained in clause fourth Section XXVII Regulation XI of 1816, which the Judges observe is frequently neglected by those officers in sending prisoners of the description therein mentioned to the Magistrate, instead of the Criminal Court.

18th March 1831. (Signed) W. Hudleston

Register

N°107 To the Judges of the Provincial Court of Circuit for the Centre Division

Gentlemen,

1 With reference to the resolution of the Right Honorable the Governor in Council appointing a Native Judge of South Arcot, I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you the accompanying copy of an Extract from the Minutes of Consultation under date the 8th Instant, and to desire that you will communicate the same to the Magistrate of South Arcot for his information and guidance.

2 The Judges desire that you will take the same opportunity of enjoining the Magistrate to issue peremptory injunctions to the Heads of District Police within his jurisdiction, enforcing upon them the strict observance of the rule, contained in clause fourth Section XXVII Regulation XI of 1816, which the

the Judges duties is frequently neglected by those offi=
=cers, in sending prisoners of the description therein
mentioned to the Magistrate, instead of the Criminal
Court.
18th March 1831.

(Signed) W. Rudleston
Register

No. III. To the Acting Criminal Judge of
Sir,
Nellore
I am directed by the Judges of the
Foujdaree Adalut to transmit for the purpose of being
delivered to Mamabogyna Unkadoo the fifth Prisoner
in the case No 28 of the Nellore Calendar for the 1st
Sessions of the present year, the accompanying certi=
=ficate confirming under the Provisions of section XX
Regulation VIII of 1802, the conditional Pardon the
offer of which was sanctioned by the Right Hono=
=rable the Governor in Council on the 15th ultimo.
22d March 1831. (Signed) L.L. Rendexvot
1st Apt to the Regr

L.L.

Certificate of Pardon to
Mamabogyna Unkadoo
Whereas under date the 15th Ultimo
the Right Honorable the Governor in Council was
pleased, on the recommendation of the Court of
Foujdaree Adalut, to authorize the Acting Judge
on Circuit in the Northern Division to tender
an offer of pardon to Mamabogyna Unkadoo
on condition of his making an unreserved disclosure
of every circumstance within his knowledge relative
to the charge of Highway Robbery against the
Prisoners

Prisoners in Case No 28 Nellore Calendar 1st Sessions
1831 in which he was concerned.
And Whereas the Acting Judge
on Circuit in the Northern Division has reported
the fulfilment of the conditions of the said grant of
pardon so authorized as aforesaid.
Now these are to certify and declare
that in consideration thereof, the Court of Foujdaree Ada=
=lut have been pleased, under the provisions of Section
XX. Regulation VIII of 1802 to confirm the pardon con=
=ditionally tendered as aforesaid to the said Mamaboy=
=ana Unkadoo as far as regards the acts herein re=
=ferred to. And the Court do hereby confirm the
said pardon accordingly.
Given under my hand and the
seal of the Court this 22d day of March in the year
of our Lord A.D. 1831.
By order of the Court of Foujdaree Adalut
(Signed) W. Rudleston
Register

No. 112
No. 112 To the Secretary to Government in the
Judicial Department
Sir
With reference to the circular order of
1 the Right Honorable the Governor in Council, dated 30th
November 1830, I am directed by the Judges of the Court of
Foujdaree Adalut to transmit to you the accompanying
copy of a letter from the Provincial Court of Circuit in the
Centre Division, dated 9th Instant and of its enclosures.
The Judges are of opinion, that in this case
2 the Acting Criminal Judge in the Zilla of Cuddapah was
not warranted in dismissing the Duffadar and Peons
who

who ought only to have been suspended from their situations, until the result of their trial by the Court of Circuit should have been known, because the acts with which they were charged, would seem to have been cognizable exclusively by that tribunal.

3 The case may not, under these circumstances, be considered as falling within the intention of the above circular order, but the Judges are reluctant to act upon their own interpretation of an order of the Government, where there may be a possibility of their giving to it a construction not intended.

24th March 1831. (Signed) W. Hudleston
Register

No. 113. To the 2d Judge of the Provincial Court of Circuit in the Western Division

Sir

1 I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter, dated the 4th Instant, forwarding the copy of a letter from the Native Judge of Sounda "with the view of ascertaining whether a Joint Magistrate is competent to demand the return of a "Criminal case once sent up by a police officer to a "competent Court"

2 A translation of the Native Judges communication should have accompanied your letter.

3 The Judges of the Court of Foujdaree Adalut concur in the opinion expressed in the 2d paragraph of your letter, that a compliance with such an application would tend to create confusion and inconvenience and they have no hesitation in deciding, that such a proceeding

proceeding on behalf of the Magistrate is at variance with the provisions of the general Regulations, enacted for the guidance of that department, and of the Criminal Court.

24th March 1831. (Signed) W. Hudleston
Register

No. 114. To the Acting Magistrate in the Zilla of Canara

Sir,

1 I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated 17th Instant, transmitting copies of a correspondence with the Joint Magistrate and of proceedings held by him in a case of atrocious outrage, committed by Billaya Chinaya Shetty and Bannaya for whose apprehension you request authority to offer the highest rewards, specified in Section XXI Regulation IX of 1816.

2 The Judges of the Court of Foujdaree Adalut direct me to convey to you authority to offer a reward of 500 Rupees for the apprehension of the two persons above named, payable on their delivery to you or to the Magistrate in whose jurisdiction they may be apprehended, and rewards of 100 Rupees for the apprehension of each of the inferior offenders, payable on their conviction before the Court of Circuit.

24th March 1831. (Signed) W. Hudleston
Register

To

No. 115 To The 2nd Judge of the Provincial Court in the Centre Division

Sir,

I am directed by the Judges of the Fouzdaree Adalut to return to you for the purpose of being translated the accompanying enclosures which were transmitted without translation together with your return to the Precept of this Court of the 23d Ult. requiring a Report to be submitted for their consideration by the Magistrate of South Arcot on the petition of Annaya Pillay.

24th March 1831. (Signed) L.G. Prendergast
Pr. Assistant to the Regr.

No 121 To the Acting 3d Judge on Circuit in the Southern Division

Sir,

I am directed by the Judges of the Fouzdaree Adalut to acknowledge the receipt of your letter of the 18th Instant and to inform you that they consider the arrangement therein proposed for the transmission or translation of proceedings in cases committed for trial before the Court of Circuit, to be at present inexpedient.

28th March 1831. (Signed) L. G. Prendergast
Pr. Assistant to the Regr.

No 124 To The Secretary to Government in the (No 15) Judicial Department

Sir,

With reference to the observation of the Right Honorable the Governor in Council in an extract from the Minutes of Consultation under date 24th September 1830, which accompanied

your letter of that date No. 589, I am directed by the Judges of the Court of Fouzdaree Adalut to state, that the Joint Criminal Judge at Tinnevelly was on the 5th January 1831 called upon to submit some arrangement for providing the requisite accommodation for prisoners at that station, which might render it unnecessary to incur the expence of erecting a new Jail.

2 On a communication from the Joint Criminal Judge made under date 7th Instant to the Acting Judge on Circuit and submitted by the latter officer to the Court of Fouzdaree Adalut is the following passage "with reference to the letter from the Fouzdaree Adalut, dated "5th January 1831; I really am at a loss what plan to "submit; the only one which appears to me eligible is "to convert the buildings which have been used for "the Cotton godown &c into a Jail but whether this can "be done must of course depend upon whether the Cotton "investments are to be continued or not If the investments "are to be continued, then the only thing to be done is to "make additions to the present place of confinement, but "whatever sum may be expended on these additions would "be a dead loss because the land, upon which they would "be erected, does not belong to Government and they "would consequently revert to the land lord, in addition "to which the Jail itself is nothing but a brick and "mud building"

The Joint Criminal Judge at the same

3 time reports, that owing to the insecurity of the Jail he

he has been under the necessity of putting a number of prisoners, charged with gang Robbery and murder in handcuffs; and the Acting Judge on Circuit in reference to those prisoners remarks on the "Misery, which they "must suffer when closely packed into a small room "with their hands fastened close together with iron hand "cuffs in so hot a climate as that of Tinnevelly, and for so "long a period as six Months" and he proceeds to state his opinion, that a small jail may be built by contract at "Tinnevelly upon the plan of the old Jail in the Town "of Tinnevelly, or of the small new one at Salem, for a "very trifling sum."

4 It appearing from these communications, that additional accommodation for prisoners under examination at the Auxiliary Court of Tinnevelly is absolutely necessary, the Judges beg leave to bring the subject again under the consideration of the Right Honorable the Governor in Council.

30th March 1831. (Signed) W. Hudleston
Register

No. 125 To the Provincial Court of Appeal and Circuit in the Southern Division

Gentlemen,

1 The Acting Judge on Circuit has reported to the Court of Fouzdaree Adalut, that in the Jail attached to the auxiliary Court at Tinnevally, are confined four Bricklayers and Stone Masons by order of the Collector "on account of a balance, due by them according to a contract."

The

2 The Judges desire that you will obtain an explanation of the grounds for the imprisonment of these persons and report the result for the information of the Court.

30th March 1831. (Signed) W. Hudleston
Register

No. 126 To the First Judge of the Court of Circuit in the Northern Division

Sir,

With reference to the copy of the Chicacole Calendar for the 1st Sessions of 1830 submitted by the late 3d Judge of the Court of Circuit under date the 5th of June 1830 I am directed by the Judges of the Fouzdaree Adalut to request that you will transmit to this Court the record of the trial in case No. 7 Chicacole Calendar with as little delay as possible.

30th March 1831. (Signed) W. Douglas
Sr. Dy. Register

No. 127. To The First Judge late on Circuit in the Northern Division

Sir,

With reference to the copy of the Nellore Calendar of the 2d Sessions of 1830 received with your letter dated the 21st August last I am directed by the Judges of the Court of Fouzdaree Adalut to request you will transmit to this Court the record of the trial in case No 11 on the Nellore Calendar with as little delay as possible.

30th March 1831. (Signed) W. Douglas
Sr. Dy. Register

No 133 To the Provincial Court of Circuit in the
Centre Division

Transmitting Copy of letter to Government dated the 24th March and of letter from Government dated the 29th sanctioning the restoration of certain Guns dismissed by the Acting Criminal Judge of Cuddapah

4th April 1831.

Sent usual letter.

No 134 To the Judges of the Provincial Court of Circuit in the
Northern Division

Gentlemen,

1 I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter, dated 14th October last, forwarding copy of a letter from the Criminal Judge in the Zilla of Nellore, requesting the opinion of the Court of Foujdaree Adalut in respect to certain proceedings, held by him against two witnesses in a case before him, said to have been bribed by a prisoner.

2 The Judges of the Foujdaree Adalut consider these proceedings of the Criminal Judge to have been irregular and improper: he should have communicated the information to the Magistrate, whose duty it would have been to investigate the matter: the Criminal Judge had no jurisdiction in the case

4th April 1831.

[Signed] W. Hudleston
Register

To

No 135 To the Magistrate in the Zilla of Canara

Sir,

1 I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter, dated 29th Ultimo, respecting a case of outrage, committed in the Barcoor Taluk, and requesting authority "to offer the highest reward sanctioned by the Regulations for the ringleaders, whose persons are well known and also a reward of 100 Rupees for the apprehension of each of the inferior parties, concerned payable on their conviction."

2 Your letter should have specified the names of the ringleaders, to whom you refer. In the depositions, of which copies are transmitted with this application, the Judges observe, that the same individuals are not uniformly specified.

3 The Judges direct me to convey to you their sanction for the offer of a reward of 500 (five hundred) Rupees for the apprehension of each of the principal offenders, proclaimed by name, payable on his delivery to you, or to the Magistrate within whose jurisdiction he may be apprehended; and rewards of 100 Rupees for the apprehension of each of the inferior offenders payable on conviction of the party before the Court of Circuit.

4th April 1831.

[Signed] W. Hudleston
Register

Fouzdaree Diary 8th April 1831.

No 16

No 144 To The Secretary to Government in the
Sir, Judicial Department

I am directed by the Judges of the Fouzdaree Adalut to transmit to you the accompanying copy of a letter, dated 24th Ultimo, from the 3d Judge on Circuit in the Western Division, and to offer their recommendation, that the rewards specified by him may be confined upon the undermentioned individuals.

1 Peramangalata Cherappen Amasket, 3 Ds. of gun powder, 100 bullets 2 Dozens of flints, and Rupees 150.

2 Punakel Variada Ditto ditto & Rs 100

3 Olakingal Parmie Ditto ditto & Rs 100.

4 Veyun Cheroo Ditto ditto & Rs 100

8th April 1831. (Signed) W. Hudleston
Register

No 145. To The Acting Third Judge of the Provincial Court
Sir, of Circuit in the Southern Division

I am directed by the Judges of the Fouzdaree Adalut to acknowledge the receipt of your letter dated 30th Ultimo, and to inform you, that as they have reason to believe that Mr Dickinson, the 2d Judge, will immediately join his station, the measure, for which you request sanction, is considered by them to be unnecessary.

8th April 1831. (Signed) W. Hudleston Register

Fouzdaree Diary 11th April 1831.

No 153 To the Judges in the Zilla of Rajahmundry

Sir,

I am directed by the Judges of the Court
1 of Fouzdaree Adalut to acknowledge the receipt of your letter, dated 28th Ultimo transmitting English translations of the papers which were returned to you by their order on the 14th February last, and recommending that the sanction of the Government should be obtained for the offer a reward for the apprehension of Chinna Banpanah Darah charged with robbery.

The Judges have examined and fully
2 considered the evidence, contained in the papers submitted by you in support of the charge of robbery against the aforesaid Chinna Banpanah Darah; and as they do not consider that the accusation could be established on such evidence they cannot give their support to an application for permission to offer a reward for his apprehension.

It does not appear to the Judges of
3 the Fouzdaree Adalut that the evidence, putting out of view the utter improbability of the account Thangien, would attach direct responsibility to Chinna Banpanah Darah; and the conduct of the other branches of the family and of by a pah Darah leaves room to suppose a conspiracy for the purpose of ousting him from the possession of his Zamindaree.

11th April 1831. (Signed) W. Hudleston
Register

No. 154 To the Acting Criminal Judge in the Zilla of Cuddapah.

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter of the 4th Instant reporting the death by Spasmody Cholera of three Prisoners in the Jail under your charge, and to express their approbation of your conduct in giving the fullest effect on your power to the recommendations of the Medical officer attached to the Zillah with a view to arrest further Mortality amongst the Convicts.

11th April 1831.

(Signed) L. G. Prendergast
Pr. Assistant to the Regr.

No. 158 To the Third Judge on Circuit in the Western Division

Transmitting Copy of a letter from the Secretary to Government authorizing the reward to be conferred on certain individuals who assisted in the discovery and apprehension of a Gang Robbers.

13th April 1831.

Sent usual letter

No. 17

No. 159 To the Secretary to Government in the Judicial Department

Sir.

I am directed by the Judges of the Foujdaree Adalut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Copy of a letter dated the 4th Instant from the acting Judge on Circuit in the

the Northern Division together with the Petition of the acting Cazee praying that an additional allowance of 30 Pagodas per Mensem may be granted to him from the 27th January last until his return to Nellore.

The Judges beg leave to recommend that the solicited Allowance may be granted to the said Acting Cazee from the period he commenced the performance of the duties of that office until he may rejoin his station at Nellore as 2nd Ameen.

[Signed] L. G. Prendergast
Pr. Assistant to the Regr.

13th April 1831.

No. 168 To the Judges of the Provincial Court of Circuit in the Southern Division

Gentlemen,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter of the 11th Instant and of its enclosure requesting a further supply of half yearly printed Criminal Statements for the use of the Joint Magistrate in charge of Tinnevelly and to forward six Copies of the Statements required.

(Signed) G. L. Prendergast
Pr. Asst. to the Regr.

18th April 1831.

No. 169 To the Provincial Court of Circuit in the Northern Division

Gentlemen.

With reference to the 2d Para. of this Court's letter of the 4th November last, I am directed by the Judges of the Foujdaree Adalut to transmit to you

you 30 Copies of the half yearly printed Criminal Statements for the use of the several Magistrates in your Division.-

18th April 1831.- (Signed) G: L: Prendergast.-

Pt. Asst. to the Regr.

№ 170 To the 2d. Judge late on Circuit

Centre Division

Sir,

I am directed by the Judges of the Foujdaree Udalut to desire that you will transmit to this Court the Chungleput Calendar for the 2d. Sessions of 1830 without further delay.-

18th April 1831.- (Signed) G: L: Prendergast.-

Pt. Asst. to the Regr.

№ 19.

№ 175 To the Secretary to Government in the

Judicial Department.

Sir,

With reference to your letter dated 9th August 1822. granting authority to the Judges on Circuit, when unavoidably necessary, to employ additional Writers for preparing trials to be referred to this Court, I am directed by the Judges of the Foujdaree Udalut to transmit the accompanying Copy of a letter dated the 11th Instant from the 1st Judge late on Circuit in the Northern Division requesting sanction for the disbursement of Rupees 189 for the expences incurred in preparing the records of certain Trials called for by this Court.-

20th April 1831.- (Signed) W: Hudleston - Regr.

1

Ds

№ 20

№ 176. To the Secretary to Government in the

Judicial Department

Sir,

The Judges of the Court of Foujdaree Udalut under the instruction conveyed in the 3d. paragraph of the Minutes of consultation under date 25th September last issued to the Provincial Court of Circuit in the Centre Division instructions to carry into effect the arrangement suggested in the 7th paragraph of the proceedings of the Foujdaree Udalut date 17th June last for an extra Sessions of Gail delivery, half yearly at Cuddapah.-

In reply the Judges of the Provincial Court of Circuit have addressed to the Foujdaree Udalut a letter, dated 15th Instant of which I am directed to submit a copy for the consideration of the Right Honorable the Governor in Council and to state that for the reasons therein advanced the Judges would recommend an abandonment of the proposed arrangement.-

20th April 1831. (Signed) W: Hudleston Regr.

№ 179. To the Criminal Judge of Cuddapah

Sir,

I am directed by the Judges of the Foujdaree Udalut to forward to you the accompanying Copies of the letters and Enclosures noted in the Margin and to request that you will cause the records of your Cutcherry to be searched for the purpose of discovering whether

№ 1 From the Criminal Judge of Cuddapah dated 7th Feby. requesting that the Records of the Court may be searched to ascertain whether the charges against the Prisoner form'g the Subject of the Judges Letter of 9th May 1822 are returned

Translated of the Polial Proceedings in the above case.

with letter the Peramer Rangoor Rohegadoo can be in any way identified.-

22d April 1831. (Signed) G. L. Prendergast.

Pte. apt. to the Sy.

No. 180 To the Acting Judge on Circuit in the

Southern Division

Transmitting Copy of a letter from the Secretary to Government in the Judicial Department dated 15. Instant stating the Resolution of Government that the Commercial Avenue Cutchery be appropriated to the use of the Auxiliary Court and jail.

22d April 1831.

Sent usual letter

No. 181. To the Acting Judge on Circuit in the Northern Division

Transmitting Copy of a letter from the Secretary to Govt in the Judicial Department dated 16th Instant, granting an additional allowance of 30 Pc. per mensem to Ramdass Pedeandarry during the period he may act as Cazee of the Court of Circuit and until his return to his station at Chittoor.

Cuor Aumeen.-

23. April 1831.

Sent usual letter.

No. 21.

No. 187. To the Secretary to Government in the

Judicial Department

Sir,

I am transmitting for the orders of the Right Honorable the Governor in Council, the accompanying letter dated the 21st Instant, from the 3d Judge on Circuit in the Centre Division, enclosing a Medical certificate, and respecting permission to absent himself from public duty.

I am directed by the Judges of the Court of Fouzdaree Adaulut to offer their recommendation, that the 1st Judge of the Provincial Court may be deputed to hold the Sessions at Chingleput.-

26th April 1831. (Signed)

No. 22.

No. 188 To the Secretary to Government in the

Sir, Judicial Department

I am directed by the Judges of the Fouzdaree Adaulut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Copy of a letter dated the 16. Instant from the Register in charge of the Zillah of Malabar reporting the departure of the Criminal Judge of Malabar from his station in anticipation of the sanction he requested on the 22d Ultimo for leave of absence for one month.-

26th April 1831. (Signed) W. Hudleston Register.

No. 23

No. 192 To the Acting Chief Secretary to Government.

Sir,

I am directed by the Judges of the Court of Fouzdaree Adaulut to acknowledge the receipt of your letter No. 249, dated 22d Instant, and to state for the information of the Right Honorable the Governor in Council, that they have issued the necessary instructions for giving effect to the resolution of Government recorded on the Minutes of Consultation of that date.-

2. If being impossible that the requisite arrangements can be made for a delivery of the Jail of the Native Criminal Court of South Arcot, at Cuddalore, at the 1st Sessions for the present year, the Judges beg leave to

to recommend that the ensuing Jail delivery may take place at Chingleput.-

27th April 1831. (Signed) H. Hudleston - Register.

No. 193 To the Judges of the Provincial Court of Circuit in the Northern Division

Gentlemen,

With reference to my letter, dated the 18th Ultimo I am directed by the Judges of the Court of Foujdaree Adalat to transmit to you the copy of an order in Council, under date the 22d. Instant, and to desire that a translation thereof, in the language of the district, with a like translation of Sections II, III, IV and V, Regulation II of 1831, may be furnished to the Native Judge of Cuddalore for his information and guidance.-

I am also directed to transmit to you a copy of the 3d paragraph of an extract from the Minutes of Consultation, dated the 25th Ultimo of which also a translation is to be furnished to the Native Judge.-

The Judges desire that a copy of this letter may immediately be sent to the Acting Zilla Judge of Vellore, who will with reference to the fifth paragraph of my letter, dated the 15th Ultimo immediately place on the establishment of the Native Court the additional

additional servants, allowed by the Government, for the purpose of preparing translations in English of the documents, required to be laid before the Judge on Circuit.-

27th April 1831. (Signed) H. Hudleston - Register.

No. 194 To the Judges of the Provincial Court of Circuit in the Centre Division

Gentlemen,

With reference to my letter, dated 18th Ultimo, I am directed by the Judges of the Court of Foujdaree Adalat to transmit to you the copy of an order in Council under date 22d. Instant, and to desire that a translation thereof in Persian and in the language of the District, with similar translations of Sections II, III, IV and V, Regulation II of 1831 may be furnished to the Native Judge of Cuddalore for his information and guidance.-

I am also directed to transmit to you a copy of the 3d. Paragraph of an extract from the Minutes of Consultation dated the 25th Ultimo of which also translations are to be furnished to the Native Judge.-

The Judges desire that a copy of this letter and of its accompaniment may immediately be furnished to the Zilla Judge of Chingleput, who will with reference to paragraph sixth of my letter, dated 15th Ultimo, immediately place on the establishment of

of the Native Court the additional Servants, allowed by the Government for the purpose of preparing translations in English of the documents required to be laid before the Judge on Circuit.-

27th April 1831. (Signed) H. Hudleston - Register

No. 200 To the 1st Judge late on Circuit in the Southern Division

I am directed by the Judges of the Foujdaree Adawlut to acknowledge the receipt of your letter of the 11th Instant requesting sanction for the disbursement of 189 Rupees being the expence of preparing the records of certain Trials called for by this Court on the 11th and 27th December last and to inform you that the Right Honorable the Governor in Council has been pleased to sanction the said disbursement.-

30th April 1831.- (Signed) G. L. Prendergast.

No. 201 To the Provincial Court of Circuit in the Centre Division

P. A. to the Regr.

The same to the 3d Judge on Circuit in the Centre Division

Transmitting Copy of a letter from the Secretary to Government in the Judicial Department dated 29th Instant, directing that the 1st Judge of the Centre Provincial Court be deputed to hold the next Sessions at Chinglaput and that Mr. Easke be called upon to state for the information of Government for what time his leave of absence from duty is likely to be required.-

30th April 1831. Sent usual letter

To the Provincial Court of Circuit in the Centre Division

No. 202. Transmitting Copy of a letter from the acting Chief Secretary to Government dated 29th Instant sanctioning the abandonment of the arrangement for the delivery the Gaol at Cuddapah twice in each Circuit.-

30th April 1831. Sent usual letter.-

No. 206. To the Criminal Judge of Chinglaput.-

Returning the Summons sent up in his letter of the 26 Ultimo duly served.-

2nd May 1831.-

No. 214 To the Judges of the Provincial Court of Circuit in the Western Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Adawlut to transmit to the copy of a letter from the acting Chief Secretary to Government dated 29th Ultimo and of its enclosure.-

2. You will instruct the Criminal Judges of Malabar and Canara to forward the convict, agreably to the orders of the Right Honorable the Governor in Council, to Major Crewe, as soon as that officer shall inform them that accommodation is prepared.-

4th May 1831. (Signed) H. Hudleston - Regr.

No. 215 To the Provincial Court in the Northern Division

Gentlemen,

In reply to your letter of the 25th Ultimo forwarding the request of the Native Judge at Guntoor to be informed whether persons detained in confinement under requisition by him of security for upwards of two months should be sent to the Gaol at

at Nellore Sam directed by the Judges of the Foujdaree Adalut to state that their orders of the 18th March last do not apply to Prisoners to be released on Security.-

4th May 1831. (Signed) G. L. Prendergast.

Pd. apt. to the Regr.

No. 216 To the Acting Criminal Judge of Cuddapah

Sir,

With reference to your letters of the 14th of February and the 19th of March last Sam directed by the Judges of the Foujdaree Adalut to inform you that the records of this Court and the Zilla Court of Chingleput have been searched and that nothing has been found in them to substantiate the charge of returning from Transportation, against the Prisoner Rongoor Bheegadoo.-

4th May 1831. (Signed) G. L. Prendergast.

Pd. apt. to the Regr.

No. 218. To the Acting Judge on Circuit in the Southern Division

Sir,

Sam directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letters, dated respectively the 29th and 31st of March last transmitting Statements, exhibiting the daily average charge for the subsistence of each prisoner in all the Gaols in the Southern Division, prepared in a synoptical from, which was originally drawn

drawn by Doctor Sprodei in 1827; and proposing that Statement of this nature "be ordered to be forwarded "Monthly by all officers in charge of Gaols to the Provincial "Courts of Circuit, who may be required to forward "an abstract of the results of them with their opinion "to the Foujdaree Adalut Court."

2. The subject of the regulation and assimilation of the subsistence of prisoners has certainly been taken into consideration by the Court of Foujdaree Adalut, and they have adopted a suggestion offered by the Provincial Court in the Western Division, respecting certain periodical returns to be furnished by the Criminal Courts, which will in opinion of the Judges of the Foujdaree Adalut answer to the purpose proposed to be effected by the Statements accompanying your letters, without the same minuteness of detail.-

7th May 1831. (Signed) W. Hudleston - Registr.

No. 227. To the Third Judge of the Provincial Court of Circuit in the Southern Division

Sir,

Sam directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated 2d Instant and to state that

for the current year.-

In sanctioning the above recommendation in the present instance the Judges of the Fouydaree Adalut desire me to state that they consider arrangements of this nature highly objectionable, that they and should never be suggested except in an emergency.-

16th May 1831.- (Signed) G. L. Prendergast.-

Pr. Assistant to the Regr.

No 238 To the Provincial Court in the Southern Division.

Gentlemen,

With reference to your returns dated the 4th and 12th of March last and the 8th Ultimo & the Precept of this Court of the 27th October last I am directed by the Judges of the Fouydaree Adalut to transmit to you a modified Statement of the Establishments to be entertained for the custody of the Prisoners in the several Gaols in the Southern Division which has been sanctioned by the Right Honorable the Governor in Council.-

16th May 1831.- (Signed) G. L. Prendergast.-

Pr. Assistant to the Regr.

No 239 To the Provincial Court in the Centre Division.

Gentlemen,

With reference to your letter of the 8th October last submitting for sanction the

the proposition of the acting Criminal Judge of Chittoor, that a new Hospital should be built there, I am directed by the Judges of the Fouydaree Adalut to transmit the accompanying Copy of a letter dated the 10th Instant from the acting Chief Secretary to Government (and of its enclosure) stating that the Right Honorable the Governor in Council is not disposed to incur at present any expence on account of the Gaol or Hospital at Chittoor which can be avoided.-

18th May 1831.- (Signed) G. L. Prendergast.-

Pr. Asst. to the Regr.

No 240 To the 4 Provincial Courts

Gentlemen,

In many of the Trials which have been lately referred to the Court of Fouydaree Adalut the ages of the deponents whether Prosecutors, Witnesses, or Prisoners have been entered as "unknown".

The Court of Fouydaree Adalut deem it, therefore, proper to direct that when the deponent may not be able to specify his age or may evidently give a false statement regarding it, the apparent age be invariably inserted.-

18th May 1831.- (Signed) G. L. Prendergast.-

Pr. Assistant to the Regr.

No 241 To the Criminal Judge on the Zillah of Malabar

Sir,

With reference to your predecessor's Letter to the Chief Secretary to Government dated the 21st December

that on the expiration of the perid of your leave of absence you will relieve Mr. Hay, the acting Judge on Circuit.-

11th May 1831. (Signed) W. Hudleston - Register

No. 228 To the Acting Criminal Judge of Cuddapah

Sir,

1 I am directed by the Judges of the Foujdaree Adalat to acknowledge the receipt of your letter of the 2d Instant and of its enclosure requesting to be authorized to insert for Cents as the Medical Officer recommends the removal of the Prisoners from the Jail at Cuddapah in the event of the Cholera again breaking out amongst them.-

2. It does not appear to the Judges that there is any necessity for the removal of the Prisoners at present, nor that it is to be understood from the letter of the Medical Officer that he would recommend their being placed under Canvass. You will however report to this Court weekly the state of their health until the sickness amongst the Prisoners under your charge may cease.-

11th May 1831.- (Signed) G. L. Prendergast -

2d Assistant to the Agent

No. 229 To the Magistrate in the Zilla of Canara

Sir,

I am directed by the Judges of the Court of Foujdaree Adalat to acknowledge the receipt of your letter dated the 29th Ultimo requesting their opinion "regarding the line of conduct to be adopted "in bringing the instigators, and principal leaders in "the late tumultuous and illegal proceedings so prevalent "in" the "district to punishment."-

2. With reference to the cases of persons charged with the acts discribed in your letter, committed antecedently promulgation of Regulation III of 1831, the Judges direct me to state, that persons combining to effect an illegal object are punishable for conspiracy under the Mahomedan Law Officer and the Regulations.-

3 Against the recorrence of these tumultorous proceedings the enactments of the Regulation abovementioned are intended to provide.-

12th May 1831.- (Signed) W. Hudleston - Register

No. 237 To the Acting 3d Judge on Circuit in the Southern Division

Sir,

I am directed to acknowledge the receipt of your letter of the 8th Instant recommending that a general Jail delivery for the whole Zillah of Salem may be held at Salem in the first Circuit for

for the current year.-

In sanctioning the above recommendation in the present instance - the Judges of the Foujdaree Adalut desire me to state that they consider arrangements of this nature highly objectionable, that they and should never be suggested except in an emergency.-

16th May 1831.- (Signed) G. L. Prendergast.

No 238 To the Provincial Court in the Southern Division.

Pr. Assistant to the Regr.

Gentlemen,

With reference to your letter dated the 4th and 9th of March last and the 8th Octobr. Precept of this Court of the 27th October last I am directed by the Judges of the Foujdaree Adalut to transmit to you a modified Statement of the Establishments to be entertained for the custody of the Prisoners in the several Gaols in the Southern Division which has been sanctioned by the Right Honorable the Governor in Council.-

16th May 1831.- (Signed) G. L. Prendergast.

No 239 To the Provincial Court in the Centre Division.

Pr. Assistant to the Regr.

Gentlemen,

With reference to your letter of the 8th October last submitting for sanction the

the proposition of the acting Criminal Judge of Cuttack, that a new Hospital should be built there, I am directed by the Judges of the Foujdaree Adalut to transmit the accompanying Copy of a letter dated the 10th Instant from the acting Chief Secretary to Government (and of its enclosure) stating that the Right Honorable the Governor in Council is not disposed to incur at present any expence on account of the Gaol or Hospital at Cuttack which can be avoided.-

18th May 1831.- (Signed) G. L. Prendergast.

Pr. Assistant to the Regr.

No 240 To the 4 Provincial Courts

Gentlemen,

In many of the Trials which have been lately referred to the Court of Foujdaree Adalut the ages of the deponents whether Prosecutors, Witnesses, or Prisoners have been entered as "unknown".

The Court of Foujdaree Adalut deem it, therefore, proper to direct that when the deponent may not be able to specify his age or may evidently give a false statement regarding it, the apparent age be invariably inserted.-

18th May 1831.- (Signed) G. L. Prendergast.

Pr. Assistant to the Regr.

No 241 To the Criminal Judge in the Zillah of Malabar

Sir

With reference to your predecessor's letter to the Chief Secretary to Government dated the 21st December

December 1827 I am directed by the Court of Foujdaree Adaulut to transmit for your information and guidance the Copy of a Letter, dated 4th January 1828 from the Chief Secretary to Government of the reply thereto, dated 17th January 1828, and of a letter dated 10th Instant from the Acting Chief Secretary to Government transmitting an extract of the Minutes of Consultation, ordering the restoration of the sum of 450 Dollars, deposited in the Treasury of your Court in 1825, as security for the appearance of Mahummud Alle and Ibraheem.-

18th May 1831.- (Signed) W. Hudleston Register

A-248 To the Provincial Court in the Southern Division

Gentlemen,

I am directed by the Judges of the Foujdaree Adaulut to acknowledge the receipt of your letter dated the 27th Ultimo submitting the explanation required by this Court in their letter of the 30th March last, on the cause of the imprisonment of certain brick layers and stone masons in the Gail of Tinnevelly.-

The Judges observe that the Prisoner whose case formed the subject of the above reference have been released but they desire their opinion upon it may be transmitted for your information and for communication to the Collector

Collector and Magistrate of Tinnevelly.-

These Prisoners having failed in their engagement to build a Dam across the Tamraparnee River, could not on that account be lawfully treated as Revenue defaulters; the only remedy for the Collector was an action for breach of contract.-

18th May 1831.- (Signed) G. L. Prendergast.-

Offg. Assistant to the Regr.

A-248 To the Magistrate of Masulipatam

Sir,

The Provincial Court of Circuit having submitted to the Court of Foujdaree Adaulut a Copy of your letter, dated 27th Ultimo requesting instructions as to the disposal of certain persons, charged with Gundaling, I am directed to inform you that charges of fraud being punishable under the Mahomedan Law and the Regulations, the Prisoners should be sent to the Joint Criminal Judge.-

18th May 1831.- (Signed) W. Hudleston Register

A-255 To the Acting Judge on Circuit in the Northern Division

Sir,

I am directed by the Judges of the Court of Foujdaree Adaulut to acknowledge the receipt of your letter, dated 11th Instant and to state that they consider the reference premature

The

2. The Judges can give no opinion on the subject without having before them the Magistrate explanation; and unless that should be deemed by you to be unsatisfactory no orders from them will be necessary.

20th May 1831. (Signed) H. Hudleston - Register

A-262 To the acting Criminal Judge in the Zillah of Cuddapah

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated 17th Instant, and to desire that you will on the 1st proximo submit a report of the opinion of the Medical officer in respect to the expediency of carrying into effect the orders for transferring to the Jail under your charge prisoners from other Zillahs.

23d May 1831. (Signed) H. Hudleston - Register

A-30.

A-268 To the acting Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for the orders of the Right Honorable the Governor in Council the accompanying copy of a letter dated the 16th Instant from the 2d Judge of the Provincial Court of Circuit in the Southern Division and

and of its enclosure.

2. The Judges concur in opinion with the 2d Judge of the Provincial Court of Circuit that the offer of the rewards proposed by the acting Magistrate of Trichinopoly will be proper.

25th May 1831. (Signed) H. Hudleston - Register

A-31.

A-369 To the acting Chief Secretary to Government.

Sir,

I am directed by the Judges of the Foujdaree Adalut to transmit the accompanying Copy of a letter of the 20th Instant from the acting Criminal Judge in the Zillah of Cuddapah requesting that sanction may be obtained for the disbursement of Sic 12-8-7 being the pay of an Extra Peon attached to the Jail under his charge during the prevalence of the Cholera.

The Judges of the Foujdaree Adalut beg leave to recommend that the Right Honorable the Governor in Council may be pleased to sanction the abovementioned charge.

25th May 1831. (Signed) H. Hudleston - Register

A-32

A-276 To the acting Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for the purpose

purpose of being laid before the Right Honorable the Governor in Council the correspondence noted in the margin and to offer their respectful suggestion that Mr. Raig be directed to complete the Circuit in the Southern Division.-

From the 2d. Judge of the Prov.l Court into Southern Division dated 2d. May 1831.
To the 2d. Judge &c. dated 11th. May 1831.
From the 3d. Judge &c. dated 25th. May 1831.

2. The Judges take the present opportunity of soliciting instructions as to the officers, who shall proceed on the ensuing Circuit in the Northern, Centre, and Southern Divisions.-

3. In each of the latter it falls to the time of the 1st. Judge; Mr. Oakes has been deputed to deliver the Jail at Chingleput; and Mr. Garrow is on his road to Trichinopoly.-

27th. May 1831. (Signed) W.m Hudleston - Register

No. 277 To the 1st. Judge of the Provincial Court of Circuit in the Western Division

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to acknowledge the receipt of your letter, dated 14th. Instant, and of the paper therewith transmitted.-

2. The Judges concur in the view which you have taken of the case which forms the subject of this reference; and they entirely approve the instructions given by you to the Joint

Joint Magistrate of Malabar, under date the 14th. Instant, provided that it has been clearly ascertained that the circumstances were such as have been represented.-

27th. May 1831. (Signed) W.m Hudleston - Register.

No 286 To the Provincial Court of Circuit in the Southern Division

Gentlemen,

I am directed by the Judges of the Fouzdaree Adalut to acknowledge the receipt of your letter of the 16th Ultimo and to transmit the accompanying Copy of a letter dated the 31st Ultimo from the acting Chief Secretary to Government sanctioning the payment of a reward not exceeding 50 Rupees upon the apprehension of each of 11 Convicts who escaped from the Jail Guard at Trichinopoly on the 2d April 1830.-

2d June 1831.- (Signed) G. L. Prendergast.-
Assistant to the Regr

No 287 To the 2d Judge of the Provincial Court of Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to inform you, that the Right Honorable the Governor in Council has been pleased to resolve that you shall proceed on the ensuing Circuit.-

2d June 1831.- (Signed) W. Hudleston Registr.-

No 288 To the 1st Judge on Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to inform you, that

the Right Honorable the Governor in Council has been pleased to resolve, that you shall proceed on the ensuing Circuit.-

2d June 1831. (Signed) W. Hudleston Registr.-

No 289 To the Acting Judge on Circuit in the Southern Division

Sir,

I am directed by the Judges of the Fouzdaree Adalut to inform you, that the Right Honorable the Governor in Council has been pleased to resolve, that the Circuit in the Southern Division be completed by you.-

2d June 1831.- (Signed) W. Hudleston Registr.-

No 290 To the Judges of the Provincial Court of Circuit in the Eastern Division

Gentlemen,

Your report, dated the 25th August 1830, upon the system of supply observed in the several Jails within your Division having been laid before the Government I am directed by the Judges of the Court of Fouzdaree Adalut to desire that you will instruct the several Criminal and Joint Criminal Judges to observe the rules which you have suggested in respect to the supplies to his own, and to the quarterly Statement of the expenditure, with this exception that all issues of money to prisoners are to be discontinued.-

Upon

Foujdaree Diary 2d June 1831.-

2. Upon the subject of your suggestion that the rice should be procured through the instrumentality of the Collector of the district, a future communication will be addressed to you.-

2d June 1831.- (Signed) W. Hudleston - Register

No 291 To the Judges of the Provincial Court of Circuit in the Northern Division

Gentlemen,

Your report, dated the 21st June 1830, upon the system of supply observed in the several Gails within your Division having been laid before the Government, I am directed by the Judges of the Court of Foujdaree Adaulut to desire that you will instruct the several Criminal and Joint Criminal Judges to observe the following rules in future; namely that one sear of rice be allowed daily to each prisoner, that no money be paid to Prisoners for the purchase of fuel, curry stuff, oil, salt, and other necessaries, but that those articles be supplied under the orders of the officer in charge of the Gails, and that a fixed allowance of 30 Cash per diem be allowed for each prisoner also that two cloths be given to each prisoner annually and Cumblies when necessary.-

And

Foujdaree Diary 2d June 1831.-

2. And for the better controul of the expenditure the Judges of the Court of Foujdaree Adaulut direct, that quarterly statements of the total disbursement specifying the amount of each item, and the number of prisoners supplied be sent by the Criminal Judges to the Provincial Court of Circuit.-

2d June 1831.- (Signed) W. Hudleston - Register.

No 292 To the Judges of the Provincial Court of Circuit in the

Gentlemen, Southern Division

Your report date the 13th April 1830, upon the system of supply observed in the several Gails within your Division having been laid before the Government I am directed by the Judges of the Court of Foujdaree Adaulut to desire that you will issue to the several Criminal and Joint Criminal Judges instructions for the adoption of the rules which you have suggested, namely that excepting at Coimbatore when 100 Rupees weight of Kolum per diem is considered to be ample, the allowance to each prisoner be in future fixed at 80 Rupees weight of rice daily no extra quantity being issued on Sundays, that no money

be

be paid to prisoners for the purchase of firewood, curry stuff, oil, salt, and other necessaries, but that those articles be supplied under the orders of the officer in charge of the Jail, and that a fixed allowance of four fuce per diem be allowed for each prisoner: also that two cloths be given to each prisoner annually and Cumblies, when necessary.-

2. And for the better control of the expenditure the Judges of the Foujdaree Udalut direct that quarterly statements of the total disbursements, specifying the amount of each item, and the number of prisoners supplied be sent by the Criminal Judges to the Provincial Court of Circuit.-

2d. June 1831.- (Signed) W. Hudleston - Register

No. 293 To the Judges of the Provincial Court of Circuit in the Centre Division.

Gentlemen,

I Your report, dated the 11th December 1830 upon the system of supply observed in the several Jails within your Division having been laid before the Government I am directed by the Judges of the Court of Foujdaree Udalut to

to desire that you will instruct the several Criminal and Joint Criminal Judges to observe the following rules in future; namely that half a Madras measure of rice be allowed daily to each prisoner, that no money be paid to prisoners for the purchase of firewood, curry stuff, oil, salt, and other necessaries but that those articles be supplied under the orders of the officer in charge of the Jail, and that a fixed allowance of four fuce per diem be allowed for each prisoner: also that two Cloths be given to each prisoner annually and cumblies when necessary.-

2. And for the better control of the expenditure the Judges of the Court of Foujdaree Udalut direct that quarterly statement of the total disbursements specifying the amount of each time, and the number of prisoners supplied, be sent by the Criminal Judges to the Provincial Court of Circuit.-

3. Regarding your suggestion that the grain for the use of prisoners should be supplied by the Collectors a further com=munication will be addressed to you.-

2d. June 1831.- (Signed) W. Hudleston - Register

To.

No 294 To the Acting Criminal Judge in the Zillah of Cuddapah

Sir,

I am directed by the Judges of the Fouydaree Adalut to acknowledge the receipt of your letter of the 30th Ultimo and to transmit the accompanying Copy of a letter dated the 31st Ultimo from the acting Chief Secretary to Government conveying the sanction of the Right Honorable the Governor in Council for a charge of Rupees 12-8-7 for the Dresser attached to the Zillah Jail under your charge during the late prevalence of the Cholera.-

2d June 1831.- (Signed) G. L. Prendergast.

for Assistant to the Regr.

No 295 To the Criminal Judge in the Zillah of Chingleput

Returning the Summons with endorsement of the Kazi of this Court.-

2d June 1831.- Sent usual letter

No 301 To the Acting Judge on Circuit in the Northern Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to acknowledge the

the receipt of your letter, dated the 26th enclosing a letter dated the 19th Ultimo from the Criminal Judge in the Zillah of Chicacole reporting the escape of certain prisoners from the Peons of the Jail guard.-

2. The Judges direct that the Criminal Judge be called upon to furnish a further report on the subject, detailing fully all the circumstances of the case after the most strict investigation.-

3. It is particularly necessary that it should be ascertained whether the prisoners in question maintained a personal conflict with the Peons, or were cut down, while running away.-

4. Upon this point must mainly depend the decision as to the amenability of the Peons to punishment for their conduct on the occasion.-

5 The Criminal Judge will report the names of the Killed and wounded and of those who escaped from custody, referring to

of 1830 have not yet been transmitted by you to this office.-

2. I am directed to desire an explanation of this omission, and to express the great dissatisfaction of the Judges, that such apparent remissness if should have been suffered to remain so long an accounted for.-

7th June 1831. (Signed) W. Hudleston - Register.

No. 320 To H. Vibart Esqre Acting Judge of the Provincial Court of Circuit in the Northern Division.

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to inform you, that the Right Honorable the Governor in Council has been pleased to resolve, that you shall proceed on the ensuing Circuit.-

11th June 1831. (Signed) W. Hudleston - Register.

No. 325. To the Acting Criminal Judge in the Zillah of Cuddapah.

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated the 6th Instant, recommending that permission may be obtained for the tender of a conditional

conditional pardon to Cunchemarra by Cobbadoo, a prisoner in a case of Murder under investigation.-

2. The only ground offered in your letter for this recommendation is that this prisoner "both before the Police and the Criminal Court, this "he denies the murder, admits that he accompanied the 1st prisoner, and was present "whilest the murder was committed."

3. To enable the Judges of the Court of Foujdaree Adalut to determine as to the propriety of submitting this recommendation to the Right Honorable the Governor in Council it is necessary, that you should lay before them a particular account of all the circumstances of the case, and an abstract of the evidence which has been produced or may be forthcoming against the accused.-

13th June 1831. (Signed) W. Hudleston - Register.

No. 326. To the Criminal Judge in the Zillah of Chicacole.

Sir,

The Judges of the Court of Foujdaree Adalut, being about to pass judgment on the trial No. 10 of the Chicacole Calendar of Sessions of 1830, deem it necessary to call upon you

you to report to them without delay the apparent
age of each of the remaining prisoners particularizing
them by name and by the number on the said trials
13th June 1831.- (Signed) W. Kindleston.

No 35
Register

No 327 To the Acting Chief Secretary to Government

Sir,

I am directed by the Judges of
the Court of Foujdaree Adalut to transmit to you for
the purpose of being laid before the Right Honble
the Governor in Council the accompanying copy
of a letter, dated the 8th Instant, from the Acting
Judge on Circuit in the Northern Division, from
which it appears to be doubtful whether, or not
the state of his health will admit of his comple-
ting the Sessions of Jail delivery at Chicacole.-

2.

The eventual arrangement proposed
by the acting Judge would be attended with this
difficulty, that no prisoner committed by the
Criminal Judge for trial could be tried by him
without his own consent.-

15th June 1831. (Signed) W. Kindleston - Registr.

No 337 To the 2d Judge of the Provincial Court of Circuit
in the
Southern Division.

Sir,

I am directed by the Judges of the
Court

Court of Foujdaree Adalut to acknowledge the receipt
of your letter dated the 13th Instant, and to desire,
that you will instruct the Criminal Judge of
Masura to place the Mohummedan Law Officer of
this Court at the disposal of the Court of Circuit
during the Sessions at that place, and at the
Auxiliary Court at Ennimelly, and cause the Mooftee
of the Provincial Court resume his duties as Law
Officer of the Court of Circuit at the Combaconum
Sessions of Jail Delivery.-

Previously to his entering upon the
2.
duty of Law Officer at the Masura Sessions you
will cause the oath prescribed by Section VIII
Regulation VII of 1802 to be administered to the
Mooftee of the Zilla Court.-

16th June 1831. (Signed) W. Kindleston - Registr.

No 347 To the 2d Judge of the Court of Circuit in the
Centre Division

Sir,

I am directed by the Judges of
the Foujdaree Adalut to acknowledge the
receipt of your letter of the 11th Instant and
to request that you will transmit to this Court
the erroneous sentence formarded to you in the
Case No 2 Cuddapah Supplemental Calendar
2nd

2d Sessions of 1830 in order that it may be cancelled and a correct sentence furnished in lieu of it.-

18th June 1831. (Signed) G. L. Prendergast.
Pr. assistant to the Regr.

A:348 To the Acting Judge on Circuit in the Northern Division

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to acknowledge the receipt of your letter, date the 6th Instant, and to transmit for your information the copy of a letter on the subject addressed to the Acting Chief Secretary to Government under date the 15th Instant and of the relief thereto, date 17th Instant.-

18th June 1831. (Signed) W. Hudleston - Registr.

A:349 To the Acting 3d Judge of the Provincial Court in the Southern Division

Transmitting copy of a letter from the Acting Chief Secretary to Government date 17th Instant declining to grant leave of absence to him.-

Sent Usual letter

18th June 1831.

To

A:37

A:353 To the Acting Chief Secretary to Government

Sir,

With reference to my letter A:25 date 15th Instant, I am directed by the Judges of the Court of Fouzdaree Adalut to transmit to you the copy of a letter, date 13th Instant from the acting Judge on Circuit in the Northern Division, reporting the commencement of the Sessions of Gail delivery at Chicacole.-

21st June 1831. (Signed) W. Hudleston.
Registr.-

A:354 To the 2d Judge of the Provincial Court of Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to acknowledge the receipt of your letter dated the 16th Instant transmitting the copy of a letter, dated the 1st Instant from the Criminal Judge in the Zillah of Madura, recommending that the proceedings of Native Officers of Police should not be forwarded to the Criminal Court, unless when specially called for by the Criminal Judges, a report in abstract of the points, to which the witnesses may be prepared to depose.-

Seeing

being substituted by the officer of Police for the complete record.-

The Judges of the Court of Foujdaree Adalut concurring entirely in the view taken by you of this proposition desire that you will furnish the Criminal Judge with a copy of your letter of the 16th Instant and of this letter for his information and guidance.-

21st June 1831.- (Signed) W. Hudleston - Register.

No. 361 To the Acting Chief Secretary to Government No. 38

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for the consideration and orders of the Right Honorable the Governor in Council the copy of a letter, dated the 23d Instant from 1st Judge of the Provincial Court of Circuit in the Centre Division, stating that it will be impossible for him to dispose of the cases committed for trial by the Criminal Judge in the Zilla of Chingleput until nearly the close of the next month; and suggesting that Mr. Bushby may be ordered to deliver the Jail at

at Cuddapah.-

27th June 1831.- (Signed) W. Hudleston - Register.

No. 362 To the 2d Judge late on Circuit in the Centre Division

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your letter of the 21st Instant, and to transmit to you a corrected sentence in Case No. 2 Cuddapah Supplemental Calendar for the 2d Sessions 1830.-

27th June 1831. (Signed) G. L. Prendergast.

No. Assistant to the Register

No. 363 To the 3d Judge of the Provincial Court of Circuit in the Western Division

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated the 18th Instant and to state that a similar suggestion having on a former occasion been offered to the Government by the Judges, which was not considered worthy of adoption, they doubt deem it proper to submit your proposition to

to the Right Honorable the Governor in Council.-
27th June 1831.- (Signed) W. Hudleston.
Register.-

No 366 To H. I. Bushby Esqre Acting Judge of the
Provincial Court of Appeal and Circuit
in the
Centre Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to inform you that the Right Honorable the Governor in Council has been pleased to resolve that you shall proceed on the ensuing Circuit in the Centre Division.-

2. Notice has already been given by the 1st Judge of the Provincial Court of Circuit, that the Sessions of Gail delivery will open at Cuscapah on the 15th proximo.-

29th June 1831. (Signed) W. Hudleston.-
Register.-

No 367 To the 1st Judge of the Provincial Court of Circuit
in the
Centre Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to acknowledge the receipt of your letter, dated 23d Instant and to inform you that you are relieved from the duty of proceeding on the ensuing Circuit, which

which will be performed by Mr. Bushby, under the orders of the Right Honorable the Governor in Council.-

29th June 1831. (Signed) W. Hudleston.-
Register.-

No 368 To D. Bannerman Esqre Acting Judge of the
Provincial Court of Appeal and Circuit
in the
Northern Division

Sir,

With reference to the orders of Government addressed to you under date the 28th Instant, I am directed by the Judges of the Court of Fouydaree Adalut to desire that you will lose no time in proceeding upon the circuit, and on the receipt of this letter will notify to the Acting Criminal Judge of Bellary the day on which you propose to open the Sessions of Gail Delivery at that Station.-

29th June 1831. (Signed) W. Hudleston.-
Register.-

No 369. To the 3d Judge on Circuit in the
Western Division

Sir,

The Judges of the Court of Fouydaree Adalut, in consideration of your being occupied

occupied with the duties of the present Circuit, I abstained from requiring from you a report in the nature of that prescribed by Section XXXVII Regulation VIII of 1802 for that portion of the second Circuit of 1830, which you performed: and they direct me to intimate to you their desire that in your report on the present Circuit you will include the observations which you may have to offer on the preceding.-

30th June 1831.- (Signed) W. Hudleston.

Register.

No 39

A.375 To the Acting Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for the consideration and orders of the Right Honorable the Governor in Council the Copy of a letter, dated the 25th Ultimo from the Joint Criminal Judge of the Auxiliary Court at Masulipatam, stating that the Store of grain for the subsistence of the prisoners in the Jail under his charge may be procured at a very advantageous rate by purchasing it whole sale and requesting authority for drawing the requisite sum in advance.-

2. The Judges of the Court of Foujdaree Adalut beg leave to recommend that the authority may be granted.-

4th July 1831.- (Signed) W. Hudleston.

Register

A.376 To the 3d Judge on Circuit in the Western Division

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated the 24th Ultimo transmitting the warrant issued for the execution of the prisoners in Case No. 6 on the Malabar Calendar 1st Sessions

Sessions of 1831, copy of the report of the Assistant Criminal Judge in charge, and copy of a correspondence with that Officer on the subject of the route by which prisoners are conveyed to the place of execution.-

2. The Judges of the Court of Foujdaree Adalut, having taken into consideration the suggestions offered in your letter are not of opinion that the route, or the hour of execution shall be altered.-

4th July 1831.- (Signed) W. Hudleston - Register

№377 To the 2nd Judge of the Provincial Court of Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated 29th Ultimo submitting a reference from the Criminal Judge respecting the proper mode of punishing prisoners confined under a requisition of Security, who may refuse to work, and to state that the same measures should be adopted in such cases, as in the cases of convicts so conducting themselves, the discipline prescribed being to place them in chains and handcuffs impose solitary confinements and reduce their allowance of food.-

4th July 1831.- (Signed) W. Hudleston

Register

№42

№386 To The Acting Chief Secretary to Government

Sir,

The Judges of the Court of Foujdaree having received from the Acting Criminal Judge in the Zilla of Cuddapah an application for permission to make the tender of a conditional pardon to "Cunchemereddy Soobadar" a prisoner implicated in a case of Murder under investigation before him, and being of opinion that the adoption of this measure is expedient with a view to the conviction of the principal offenders, direct me to submit their recommendation that the Right Honorable the Governor in Council may be pleased to grant the requisite authority, under the provisions of Section XX Regulation VIII of 1802.-

7th July 1831. (Signed) W. Hudleston - Register

№388 To The Judges of the Provincial Court of Circuit in the Southern Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Adalut to desire, that you will immediately report whether, or not the Acting 3d Judge has assumed his seat as a Judge of the Provincial Court of Appeal and in the latter case, that you will explain the cause of his omission to do so.-

13th July 1831.- (Signed) W. Hudleston - Register

Your

Fuydaree Diary 13th July 1831.

No 389 To The Acting Criminal Judge in the Zillah of Cuddapah

Transmitting Copy of a letter dated the 12th Instant from the Acting Chief Secretary to Government authorizing the acting Criminal Judge of Cuddapah to tender a conditional pardon to Cunchemreddy Lobbadoo a prisoner in a Case of Murder under investigation before him

13th July 1831.

Sent usual letter.

No 390 To The Acting Chief Secretary to Government No 43

Sir,

With reference to your letter No 65 dated 28th Ultimo conveying the orders of the Right Honorable the Governor in Council that Mr Bushby should proceed on the Circuit in the Centre Division directed by the Judges of the Court of Fouydaree to transmit to you the Copy of a letter from that officer, dated the 7th Instant, and to state that they have instructed him to ascertain what portion of the prisoners committed for trial at Bellary are willing to be tried by him.

In view to such arrangement as may eventually be considered expedient for the delivery of the Bellary Jail, the Judges direct me to state that Mr Paske may be expected shortly to resume his duty in the Provincial Court of appeal.

13th July 1831.

(Signed) W. Hudleston

Register

Fuydaree Diary 13

No 391 To The Acting Judge on Circuit in the Centre Division

Cuddapah

Sir,

I am directed by the Judges of the Court of Fouydaree Udalut to acknowledge the receipt of your letter, dated the 7th Instant, and with reference to the 2nd paragraph of that letter to desire that you will immediately ascertain and report to them what portion of the prisoners committed for trial before the Court of Circuit at Bellary, are willing to be tried by you.

You will be guided by the C. O. of the F. U. dated 25th January 1830, of which a Copy is annexed in regard to the delivery of the Jail at Cumbum

(Signed) W. Hudleston

Register

13th July 1831.

No 392. To The Acting 3d Judge late on Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Fouydaree Udalut to acknowledge the receipt of your letter dated the 11th Instant, and to state that as the points therein discussed belong properly to the report to be furnished by you under the provisions of Section XXXVII Regulation XIII of 1802, they do not deem it proper to take the subject into consideration until brought regularly before them in conjunction with such other observations, as you may have to offer on the State of the police

16th July 1831.

(Signed) W. Hudleston

Register

No 44

No 393 To The Acting Chief Secretary to Government

Sir,

1 With reference to your letter No 282, dated the 29th April last I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the copy of a letter dated the 4th instant from the Provincial Court of Circuit in the Western Division and of its enclosures.-

2 The Judges do not detect that under the circumstances stated by the Criminal Judge in the Zilla of Canara the postponment of the departure of the convict from that station will be approved by the Government; but they do not perceive any necessity for the detention at Palghaut of those, sent by the Assistant Criminal Judge of Malabar.-

3 The Judges respectfully suggest, that provision be made for Medical attendance on these convicts, and that the officer Commanding on the Sheriaries be instructed to provide them with proper food and Cloathing.-

4 With reference to the 4th Paragraph of the letter from the Provincial Court of Circuit the Judges of the Foujdaree Adalut of opinion, that the arrangements with respect to Peons, as a guard over the convicts should be left to the local officers, who will propose any representation of Pay, which under the circumstances may be considered to be proper.-

And

5 And adverting to the remarks offered in the 7th paragraph of the letter the Judges would recommend, that the experiment should at first be made only with the twenty five convicts sent from Calicut, and that in the event of its being found to answer notwithstanding the necessary increase of expence the convicts at Mangalore be forwarded after the expiration of the rainy season.

15th July 1831. (Signed) W. Hudleston
Register

No 399 To The Judge on Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated the 14th Instant and to convey to you authority should at Cuddapah the trial of the prisoners committed by the Joint Criminal Judge at Cumbum.

19th July 1831. (Signed) W. Hudleston
Register

No 400. To The Judges of the Provincial Court of Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated the 12th Instant transmitting for their orders the Copy of a letter, dated the 5th Instant from the Criminal Judge in the Zilla of Chingleput reporting the escape of three Convicts, and pointing out the insecure condition

conviction of the Said hospital.-

2. There can be no doubt from the representation of the Criminal Judge that unless the Said hospital is surrounded by a wall it can afford no safe custody for convicts and that measures should be immediately adopted to prevent the possibility of a recurrence of such a circumstance as that reported in his letter.-

3 But with reference the Printed Regulation of the Government for Civil and other works, circulated to the Zilla and Provincial Courts under date the 14th March 1823 it is the duty of the Criminal Judge to address the Government on this subject.-

19th July 1831 (Signed) W. Hudleston
Register

No.403 To The Judges of the Provincial Court of Circuit in the Southern Division

Gentlemen,

The 2nd Judge in Circuit in the Southern Division has reported to the Judges of the Court of Fuj'daree Adalut his having requested that the services of the Mooftee of the Provincial Court should be placed at his disposal and that he should, forthwith proceed to join the Court of Circuit at Tinnivelly, to which arrangement the Judges of the Fuj'daree Adalut give their Sanction

21st July 1831. (Signed) W. Hudleston
Register

No.404 To The 2nd Judge on Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Fuj'daree Adalut to acknowledge the receipt of your letter dated the 18th Instant, and to transmit for your information the copy of a letter, which has in consequence been addressed to the Judges of the Provincial Court of Circuit.-

21st July 1831. (Signed) W. Hudleston
Register

No.405 To The 1st Judge on Circuit in the Centre Division

Sir,

1 I am directed by the Judges of the Court of Fuj'daree Adalut to acknowledge the receipt of your letter, dated the 19th Instant forwarding a Copy and translation of an application from Mohummud Hassyn, officiating a Mooftee to the Court of Circuit for an augmentation of Salary.

2 The Judges of the Court of Fuj'daree Adalut do not consider it proper to recommend to the Government a compliance with this application

21st July 1831 (Signed) W. Hudleston
Register

No.406 To The Judges of the Provincial Court of Circuit in the Western Division

Gentlemen,

1 I am directed by the Judges of the Court of Fuj'daree Adalut to acknowledge the receipt of your

your letter, dated the 13th instant, submitting copy of a letter from the Criminal Judge in the zilla of Canara with its enclosures, being communications between himself and the Magistrate relative to the disposal of certain cases of aggravated upon it.-

2 The Judges of the Court of Fuyjdaree Wadlut are of opinion, that the course indicated by the Magistrate in the 4th & 5th paragraphs of his proceedings, under date the 25th Ultimo of prosecuting the charges in question on behalf of Government is the proper one, and that if sufficient evidence be produced it will be the duty of the Criminal Judge to him the accused for trial before the Court of Circuit.-

3 There does not appear to the Judges to be ground for proceeding under Regulation XX of 1802.

21st July 1831. (Signed) W. Hudleston
Register

No 45

No 407. To The Acting Chief Secretary to Government

Sir,

1 The Judges of the Court of Fuyjdaree Wadlut deem it their duty he bring to the notice of the Right Honorable the Governor in Council the result of the trial of "Anka Chinnaya das" prisoner in Case No 27 Cuddapah Calendar 1st Sessions of 1831, who has been convicted on the charge of returning from transportation.-

2 This person was transported to Prince of Wales's Island in pursuance of a sanction of transportation for life passed by the Court of Fuyjdaree Wadlut under date the 21st November 1810, and in the annual return of the Penang Government of Prisoners convicts for 1825/6 he is mentioned, as having died on the 19th October 1825.-

3 On former occasions the remissness of the authorities at Penang in respect to the safe custody of transported convicts, and the due execution of their sanctences, has been brought to the Notice of the Government by the Judges of the Fuyjdaree Wadlut from the present case it would appear that reliance is not be placed upon the official returns from that Settlement of convicts deceased.

21st July 1831. (Signed) W. Hudleston
Register

No 413 To The Joint Criminal Judge of the Auxiliary Court at Masulipatam

Sir,

In reply to your letter of the 25th Ultimo I am directed by the Judges of the Court of Fuyjdaree Wadlut to transmit to you copy of a letter dated the 19th instant from the Acting Chief Secretary to Government, authorizing you to draw from the Treasury of the Collector of Masulipatam such sums not exceeding 500 Rupees per Mensem as may be required for the purchase of grain for the use of the use of the prisoners confined in the jail under your charge.-

25th July 1831. (Signed) W. Douglas
Senior Deputy Register

Fuyd'aree Diary 27th July 1831.

No 46

No 419. To The Acting Chief Secretary to Government

Sir, With reference to my letter No 44 dated the 16th Instant I am directed by the Judges of the Court of Fuyd'aree Adalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the Copy of a letter dated the 18th Instant, from the 3d Judge of the Provincial Court of Circuit in the Western Division, and of its enclosures, which confirm the opinion offered by the Judges as to the additional expence, which will attend the arrangement recommended by Major Crew.-

27th July 1831. (Signed) W. Hudleston
Register

No 420 To The Acting Judge on Circuit in the Centre Division

Sir, I am directed by the Judges of the Court of Fuyd'aree Adalut to acknowledge the receipt of your letter, dated the 21st Instant requesting to be informed whether or not cases of perjury before the Circuit Court can be tried by the Circuit Judge, ordering the committal of the offender."

The Judges refer you to Section VI Regulation VI of 1811.-

27th July 1831. (Signed) W. Hudleston
Register

No 47.

No 421. To The Acting Chief Secretary to Government.

Sir, With a reference to my letter No 43 dated

Fuyd'aree Diary 29th July 1831.-

dated the 13th Instant I am directed by the Judges of the Court of Fuyd'aree Adalut to state for the information of the Right Honorable the Governor in Council that a communication has been received from Mr Bushby, by which it appears, that all the prisoners committed for trial before the Court of Circuit at Bellary are willing to be tried by him.

2 There being three Judges of the Provincial Court at present on duty, the Judges of the Fuyd'aree Adalut request to be informed whether, or not the Circuit is to be completed by Mr Bushby.

29th July 1831.- (Signed) W. Hudleston
Register

No 426. To The 3d Judge Officiating in the Provincial Court of Circuit for the Western Division

Sir,

With reference to your letters, dated respectively the 4th and 18th Ultimo I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you copies of letters, addressed to the acting Chief Secretary to Government dated the 29th Ultimo.

The Judges desire, that you will issue the necessary instructions for carrying into effect the orders of the Right Honorable the Governor in Council, conveyed in the above letter.-

2d August 1831.- /Signed/ W. Badeston.
Register

No 429. To The Second Judge on Circuit in the Western Division

Sir,

1. I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated the 23d Ultimo submitting a Copy of Communication, which have passed between the Court of Circuit and the Magistrate of Malabar relative to a case on the calendar of persons discharged by the Magistrate, wherein the prisoners two police Talkars were charged with having "killed the perpetrator of a Murder, who offered resistance "when they went to seize him,

2. It appears from the Magistrates return to the precept of the Court of Circuit dated the 21st Ultimo that "these Peons, with others, accompanying the

"the Tahsildar of Wallowanaad in pursuit of a Murder, "who had concealed himself in some jungle on a hill "that on the party approaching the spot the Man made "his appearance armed with a large knife /Cogta/ calling "out, that he had committed the Murder that he was "prepared, to die, and would stab any one who offered "to apprehend him - that on the Police advancing on "him he rushed down the hill towards one of these "peons and made a violent blow at him, which "he received on his Musket, and that at the Moment "of delivering the blow he was shot dead by the other "peon."

3. The main question involved in the present reference is whether or not the orders of the Court of Foujdaree Adalut, dated 28th December 1825 render necessary the commitments of these peons for trial before the Court of Circuit.-

4. Those orders related to a case reported by the Criminal Judge of unintentional homicide and the opinion of the Judges of the Court of Foujdaree Adalut was expressed, that "the charge should not "have been finally disposed of by the Criminal "Judge of the fact of the death of the person by "violence was established, the offence of homicide "of every description being considered by the Judges "a Matter more properly within the cognizance "of the Court of Circuit."-

5. It is manifest, that the rule here laid down by the Foujdaree Adalut is open to certain exceptions,

exceptions, such as when a Prisoner may be unavoidably put to death by the Jail guard when forcibly attempting his escape from custody, and the Magistrate of Malabar was referred to a late reference from the 1st Judge of the Court of Circuit in the Western division, in which the Judges of the Court of Fouzdaree Adalut concurred in opinion with that officer that it was not necessary or proper, that proceedings should be instituted against a party Sepoys by whom certain Smugglers were put to death resisting an attempt to capture them.

6 The Judges of the Fouzdaree Adalut are of opinion with Mr. Newnham that the legislature did not intend in the repeal of Regulation XIII of 1809 to contradict the principle of the rule laid down in the latter part of Section XI of that Regulation, and that taking the fact of the present case to be as stated by the Magistrate of Malabar for which of course that officer is responsible, it is not necessary or expedient to disturb his order for the release of the Kolhars Kutto to Kelloo and Kuttato Chaygoo.

5th August 1831. (Signed) W. Hudleston — Regr.

No. 430. To G. J. Casamajor Esqr.
Acting Judge of the Provincial Court of Circuit
in the Northern Division

Sir,

1 I am directed by the Judges of the Court of Fouzdaree Adalut to acknowledge the receipt of your letter, dated the 23d Ultimo referring for their decision a question as to the legality of the imposition of certain fines by the Magistrate of Vizagapatam on persons charged with resisting the execution of

of a decree passed by himself as Collector under the provisions of Regulation V of 1822.

2 The Judges of the Court of Fouzdaree Adalut are disposed to attach weight to the reasoning of the Magistrate from the analogy suggested by the provision contained in Section XLIX Regulation VI of 1816 it being impossible to suppose that it was intended by the legislature to visit with penalties resistance to the process of a District Moonsif which might be offered with impunity to that of a Collector.

3 The Judges however observe that special provision has been made for the punishment of resistance to the several other descriptions of legal process, and the omission to make such provision in Regulation V of 1822 is prepared to be supplied in a Regulation about to be substituted for that enactment.

4 Concurring in the views taken by you of the existing state of the Law, the Judges direct the return of the fines levied in the cases referred to in your precept to the Magistrate of Vizagapatam under date the 12th Ultimo.

5th August 1831. (Signed) W. Hudleston
Register

No. 431. To the Judges of the Provincial Court in the Centre Division

Gentlemen,

I am directed by the Judges of the Court of Fouzdaree Adalut to acknowledge the receipt of your letter dated the 27th Ultimo transmitting an extract from the Proceedings of your

your Court under the same date together with Copy of a correspondence between the Criminal Judge of Chingleput and the officer commanding the General Depot at Cuddalore, and in reply to inform you that the para 6 of the orders of this Court under date the 27th of October last conveys no authority to the Criminal Judge to comply with the requisition of the officer Commanding the Depot at Cuddalore for a further supply of Prisoners, the para in question merely explained that under the orders of this Court circulated under the same date it was not intended that any prisoners already given over in charge to a Military Authority should be withdrawn, and the Criminal Judge appears to have recalled none.-

The orders of Government under date the 6th of September 1826 merely directed that the convicts employed at Cuddalore should remain until they had completed the levelling of the ground in the vicinity of the Huts of the European Pensioners at that station, and as the

the Judges presume this work has long since been completed, they are of opinion that, should any further supply of convicts be required for the Public Building creating by order of the Military Board, application to Government should be made by the officer Commanding the Depot thro' the Quarter Master General's Department as has been customary heretofore.-

8. August 1831. (Signed) W. Douglas.
Senior Dy. Register.

No. 49.

No. 437 To the Acting Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Copy of a letter from the Acting Criminal Judge of Cuddapah and of its enclosure, and to recommend that the request of the Medical Officer in charge of that Zillah to be permitted to continue the employment of an Extra Dresser until the decrease of the number of Patients

Patients in Hospital may enable him to dispense with his services, he accedes to.-

10th August 1831. (Signed) H. Hudleston - Register

No. 438 To H. T. Bushby Esqre acting Judge on Circuit in the Centre Division

Sir,

With reference to your letter, dated 25th Ultimo. I am directed by the Judges of the Court of Fouydaree Adalut to inform you, that the Right Honorable the Governor in Council has resolved, that the Circuits shall be completed by you-

2. You will hold a sessions of Jail Delivery at Cuddalore pursuant to the resolution of Government, passed under provisions of section II Regulation II of 1831.-

11th August 1831.- (Signed) H. Hudleston - Register

No. 439. To 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 Fouydaree Adalut to transmit to you the copy of a Letter, dated the 6th Instant, from

from the acting Chief Secretary to Government, the latter part of which has reference to a Regulation about to be enacted for vesting in a single Judge of the Court of Appeal the powers now vested in two or more Judges.-

11th August 1831.- (Signed) H. Hudleston - Register

No. 442. To H. T. Bushby Esqre acting Judge on Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to acknowledge the receipt of your letter dated the 8th Instant and to state, that as the prisoner committed by you at Bellary for trial before the Court of Circuit do not object to the measure, it will be your duty to try them, as well as the prisoners committed by Mr. Elgar.-

13th August 1831.- (Signed) H. Hudleston - Register.

No. 443. To the 2d Judge on Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to acknowledge the receipt of your letter, dated the 8th Instant, requesting

Patients in Hospital may enable him to dispurse with his services, be acceded to.-

10th August 1831. (Signed) H: Hudleston - Register

A:438 To H. T. Bushby Esqre Acting Judge on Circuit in the Centre Division

Sir,

With reference to your letter, dated 25th Ultimo. I am directed by the Judges of the Fouydaree Adalut to inform you, that the Right Honorable the Governor in Council has resolved, that the Circuits shall be completed by you-

2. You will hold a sessions of Jail Delivery at Cuddalore pursuant to the resolution of Government, passed under provisions of Section II Regulation II of 1831.-

11th August 1831.- (Signed) H: Hudleston - Register

A:439. To 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 Fouydaree Adalut to transmit to you the copy of a Letter, dated the 9th Instant, from

from the acting Chief Secretary to Government, the latter part of which has reference to a Regulation about to be enacted for vesting in a single Judge of the Court of Appeal the powers now vested in two or more Judges.-

11th August 1831.- (Signed) H: Hudleston - Register

A:442. To H. T. Bushby Esqre Acting Judge in Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to acknowledge the receipt of your letter dated the 8th Instant and to state, that as the Prisoner committed by you at Bellary for trial before the Court of Circuit do not object to the measure, it will be your duty to try them, as well as the Prisoners committed by Mr. Iglass.-

13th August 1831.- (Signed) H: Hudleston - Register.

A:443. To the 2d Judge on Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to acknowledge the receipt of your letter, dated the 8th Instant, requesting

Patients in Hospital. may enable him to dis purse with his services, be acceded to.-

10th August 1831. (Signed) H. Hudleston - Register

No. 438 To H. T. Bushby Esqre acting Judge on Circuit in the Centre Division

Sir,

With reference to your letter, dated 25th Ultimo. I am directed by the Judges of the Fouydaree Adalut to inform you, that the Right Honorable the Governor in Council has resolved, that the Circuits shall be completed by you-

2. You will hold a sessions of Jail Delivery at Cuddalore pursuant to the resolution of Government, passed under provisions of Section II Regulation II of 1831.-

11th August 1831.- (Signed) H. Hudleston - Register

No. 439. To 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 Fouydaree Adalut to transmit to you the copy of a letter, dated the 6th Instant from

from the acting Chief Secretary to Government, the latter part of which has reference to a Regulation about to be enacted for vesting in a single Judge of the Court of Appeal the powers now vested in two or more Judges.-

11th August 1831.- (Signed) H. Hudleston - Register

No. 442. To H. T. Bushby Esqre acting Judge on Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to acknowledge the receipt of your letter dated the 8th Instant and to state, that as the prisoner committed by you at Bellary for trial before the Court of Circuit do not object to the measure, it will be your duty to try them, as well as the prisoners committed by Mr. Iglass.-

13th August 1831.- (Signed) H. Hudleston - Register.

No. 443. To the Dy Judge on Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to acknowledge the receipt of your letter, dated the 8th Instant, requesting

Fonyoaree Diary 10th 11th August 1831.-

Patients in Hospital may enable him to dispense with his services, he accedes to.-

10th August 1831. (Signed) W. Hudleston - Register

No. 438 To H. I. Bushby Esqre acting Judge on Circuit in the Centre Division

Sir,

With reference to your letter, dated 25th Ultimo. I am directed by the Judges of the Fonyoaree Adalut to inform you, that the Right Honorable the Governor in Council has resolved, that the Circuits shall be completed by you-

2. You will hold a sessions of Jail Delivery at Cuddalore pursuant to the resolution of Government, passed under provisions of section II Regulation II of 1831.-

11th August 1831.- (Signed) W. Hudleston - Register

No. 439. To 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 Fonyoaree Adalut to transmit to you the copy of a Letter, dated the 6th Instant, from

Fonyoaree Diary 11th, 13th August 1831.-

from the acting Chief Secretary to Government, the latter part of which has reference to a Regulation about to be enacted for vesting in a single Judge of the Court of Appeal the powers now vested in two or more Judges.-

11th August 1831.- (Signed) W. Hudleston - Register

No. 442. To H. I. Bushby Esqre acting Judge in Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Fonyoaree Adalut to acknowledge the receipt of your letter dated the 8th Instant and to state, that as the prisoner committed by you at Bellary for trial before the Court of Circuit do not object to the measure, it will be your duty to try them, as well as the prisoners committed by Mr. Iglass.-

13th August 1831.- (Signed) W. Hudleston - Register.

No. 443. To the 2d Judge on Circuit in the Southern Division

Sir

I am directed by the Judges of the Court of Fonyoaree Adalut to acknowledge the receipt of your letter, dated the 8th Instant, requesting

requesting to be informed whether the order of the Court, under date the 25th Ultimo, prohibiting the practice of working on the public roads prisoners detained on a requisition of Security, "is intended to apply "to prisoners ordered to be detained on a requisition of "Security by Judges of Circuit, as well as those "detained by Magistrates or Criminal Judges".-

2. The order in question is intended to include all persons without exception detained in confinement on such requisition: and the Judges of the Court of Foujdaree Adalut do not concur with you in the opinion, given in the 3d paragraph of your letter, that a distinction should be made in this respect between those brought to trial before the Court of Circuit and those ordered by the Magistrate and Criminal Judge to be detained.-

3 In the 2d paragraph of your letter it is stated that you have found, "that "in almost in which a Judge of "Circuit in" the Southern "Division has directed the "detention of a prisoner until he should produce security

" security in consequence of the flutwa of the Law "Officer having declared him liable to suspicion of "having committed the crime laid to his charge "the warrant issued to the Criminal Judge "has specified, that he should be worked on "the public roads".-

4- The Judges of the Court of Foujdaree Adalut not having observed in the Calendars any sentence of this discription- desire that you will report at what Sessions the trials to which you refer took place and their number in the Calendar.-

15th August 1831.- (Signed) W. Hudleston Registr

No. 444 To the Criminal Judge of Cuddapah.-

Transmitting Copy of an Order of Government under date the 12th Instant, sanctioning the employment of an Extra Dresser at the Cuddapah Jail from the 30th April last until the number of the patients in hospital may decrease and render his services unnecessary.-

15 August 1831. No. 50

No. 445. To the Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt

receipt of your letter, No. 541, dated the 12th Instant &
desiring that they will cause the information required
in a letter, dated the 19th Ultimo from the Deputy
Secretary to Government at Fort William to be laid
before the Government.-

2. In that letter is expressed the
wish of the Honorable the Vice President in Council
to be informed of the effect which have arisen
from the enactment of Regulation VIII of 1829
for granting to Native Judges jurisdiction
in Criminal Cases; to which extent that
Regulation has been enforced; and whether in
the districts when it has been introduced it
has conduced to the more prompt, impartial;
and effectual administration of Criminal Justice.

3. Few Native Judges have been
appointed, respecting the proceedings of two
of whom, those of Guntoor and South Arcot,
nothing is yet known: the Court of the
former opened on the 28th February that of the latter
on the 28th March last.-

4. The Native Judge of Colleg[illegible] was
appointed

appointed on the 2d October, and his Court opened
on the 10th December 1827; he was removed to
his present station in Canara on the 18th
March, and opened Court on the 1st August 1830.-

5. The first Calendar submitted to the
Court of Circuit by this Native Judge was for the
1st Sessions of 1828, and contained 5 Cases, of which
1 was tried, 1 returned to the Native Judge as
cognizable finally by himself, 2 postponed as
insufficiently investigated and in the 5th the
prisoner was discharged without trial, there
being no evidence whatever against him.-

6. The proceedings of the Native
Judge in the cases tried at the 2d Sessions of 1828
appear to have been regular.-

7. In the Calendar for the 1st
Sessions of 1829 there were two cases. In the
first the Judge of Circuit pronounced the
charge against the prisoner to be most
unreasonable; and in the second he recorded
that no grounds whatever existed for putting
the

the prisoners on their trial.-

8. In the Calendar for the 2d. Sessions of 1829 there were three cases of which 1 was post-poned for further evidence, and in the other two the proceedings of the Native Judge were regular.-

9. The Calendar for the 1st Sessions of 1830 contained only 1 case, upon which the Judge of Circuit recorded the following observations:- "the evidence that the 1st "prisoner had possession of a quantity of opium "but the proof that it had been stolen was "wanting - There were not the slightest grounds "for the commitment of the other two Prisoners, "and the case was got up in the unsatisfactory "way usual to the Native Judge.-

10. The Calendar for the 2d. Sessions of 1830 contained two cases, in one of which the prisoners were discharged by the Court of Circuit without trial.-

11. The Calendar for the first Sessions of 1831 contained 5 Cases; in two of which the

the Judge of Circuit was of opinion, that there was not sufficient evidence to warrant the putting the prisoners on their trial.-

12. And the last Criminal Reports from the Western Division shew that the Native Judge had passed sentence illegally in two cases of robbery by open violence.-

13 As for, therefore as the has been tried the Judges of the Court of Fouzdaree Adalut are unable to report, that it has conduced to the more prompt, impartial, or effectual administration of Criminal Justice.-

15th August 1831. (Signed) W. Hudleston - Register.

No. 57.

No. 452. To the Chief Secretary to Government.

Sir, With reference to your letter No. 501, dated the 9th Instant, I am directed by the Judges of the Court of Fouzdaree Adalut to transmit to you for the consideration and orders of the Right Honorable the Governor in Council the copy of a letter, dated the 15th Instant from the 1st Judge on Circuit in the Centre Division, proposing to complete the present Circuit after the delivery of the Jail at

at Bellary by Mr. Bushby, and in the meantime to remain at Chingleput.-

17. August 1831. (Signed) W. Hudleston: Register.

No. 52

No. 453. To the Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to acknowledge the receipt of your letter, No. 497, dated the 9. Instant, transmitting a petition from Narrayana reddy, and desiring that they would report whether any additional deposition has been taken from the Prisoners in the case to which it refers, and whether in their opinion the petitioner is sufficiently protected against further injury and whether there is any thing in the Petitioner's case to call for any compensation on account of the loss and injury which he appears to have suffered.-

2. The Judges direct me to transmit for the purpose of being laid before the Right Honble the Governor in Council an Extract of their orders in the case in question, issued to the First Judge of the Court of Circuit in the Centre Division, under date the 2. December last, and the copy of a return from that Court dated the 13th Instant, forwarding copy of a return from the Magistrate in the Southern Division of Arcot dated 14. February last which shews that additional depositions has been taken from the persons referred to.-

3. The Judges cannot see what more can be done for the protection of the petitioner, and they do not think that there is any thing in his case to call for compensation from Government.-

4. I have the honor to return the petition.

17. August 1831.- (Signed) W. Hudleston Register.

No. 53

No. 454. To the Chief Secretary to Government.

Sir

With reference to the concluding paragraph of my letter, No. 96, dated the 15. June last, I am directed by the Judges of the Court of Fouzdaree Adalut to represent that so late necessity for another Judge in the Provincial Court for the Northern Division.-

2. The Regulations provide no means for disposing of references, made under the provisions of Section XXIII Regulation X of 1816, when the Provincial Court of Circuit may be inefficient; Regulation VIII of 1831 provides only partially for proceedings in the Court of Appeal; and to state of the business before the Provincial Court of Appeal in the Northern Division is such, as to render it impossible for Mr. Casamajor, singly to dispose of the arrears.-

17. August 1831. (Signed) W. Hudleston - Register -

No. 54.

No. 455. To the Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to transmit to you to be laid before the Right Honorable the Governor in Council

the

the accompanying copy of a letter from the Provincial Court of Circuit in the Centre Division dated the 9th Instant enclosing translation of one from the Native Criminal Judge of Tanjore requesting Sanction for the disbursement of the sum of 4 Pagodas and a half incurred in the employment of 9 additional Peons for fifteen days.—

2. In recommending that the Sanction of the Right Honorable the Governor in Council may be obtained for the disburse= =ment of the above sum, the Judges beg leave to observe that the Native Criminal Judge has been directed in further on all such occasions when Extra Peons may be required for the custody of Prisoners to apply to the Magistrate for the necessary guard agreeably to the standing orders of the Court of Foujdaree Adalut.—

(Signed) R. Sadleir.—
17th August 1831.— Register.—

To

No. 55

No. 456. To the Chief Secretary to Government.

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the accom= =panying copy of a letter dated the 11th Instant from the 2d Judge on Circuit in the Southern Division together with a copy of a petition addressed to that officer by the Mooftee praying that he may be permitted to draw Batta while on Circuit.—

2. In consideration of the Mooftee having been obliged to proceed on two Circuits in succession, only one Mahomedan Law Officer being at present attached to the Court of Circuit in the Southern Division, the Judges of the Court of Foujdaree Adalut beg leave to recommend that Batta at the rate of 2 Rupees per diem which will be no more than sufficient to cover his extra expences of Palanqueen and Coolys

Sir

the accompanying copy of a letter from the Provincial Court of Circuit in the Centre Division dated the 9th Instant enclosing translation of one from the Native Criminal Judge of South Arcot requesting Sanction for the disbursement of the sum of 4 Pagodas and a half incurred in the employment of 9 additional Peons for fifteen days.-

2. In recommending that the Sanction of the Right Honorable the Governor in Council may be obtained for the disburse= =ment of the above sum, the Judges beg leave to observe that the Native Criminal Judge has been directed in further on all such occasions when Extra Peons may be required for the custody of Prisoners to apply to the Magistrate for the necessary guard agreeably to the standing orders of the Court of Foujdaree Adalut.-

(Signed) R. Hudleston-
Register-

17th August 1831.-

Jo.

No. 55

No. 456. To the Chief Secretary to Government

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the accom= =panying copy of a letter dated the 9th Instant from the 2d Judge on Circuit in the Southern Division together with a copy of a petition addressed to that officer by the Mooftee praying that he may be permitted to draw Batta while on Circuit.-

2. In consideration of the Mooftee having been obliged to proceed on two Circuits in succession, only one Mahomedan Law Officer being at present attached to the Court of Circuit in the Southern Division, the Judges of the Court of Foujdaree Adalut beg leave to recommend that Batta at the rate of 2 Rupees per diem which will be no more than sufficient to cover his extra expences of Palankeen and Coolys

Hire

sure be granted to that officer while on Circuit and that the same may take effect from the commencement of the present sessions.-

17th August 1831.- (Signed) W. Hudleston.
Register.

No. 457. To G. J. Casamajor Esqre acting Judge of the Provincial Court of Circuit in Northern Division

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, without date reporting a case on the Calendar of persons sentenced by the Criminal Judge of Chucacole in consequence of their being no collective Court of Circuit.-

2. The charge in the case to which you refer ought properly to have been for perjury, and under the circumstances it will be proper, that the prisoners should be released the cognizance of the offence being by Regulation VII of 1811 reserved to the Court of Circuit, the Criminal Judge acted irregularly in disposing of the case, the only false charges on oath, which are punishable by any others authority than the Court

of Circuit being those discribed in section XXXV Regulation IX of 1816.-

3 With reference to the 1st para-graph of your letter the Judges direct me to state, that the necessity of appointing another Judge to the Provincial Court of Appeal and Circuit has this day been represented to the Government.-

17th August 1831.- (Signed) W. Hudleston.-
Register.

No. 458. To Mr. Boileau - Acting Judge in the Zillah of Bellary.

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated the 6th instant and in reply to inform you that although the Judges do not think you were obnoxious to censure for your proceedings in the case in question, they do not consider that there was any necessity for the reference; and the Judges therefore decline issuing orders for the recal of the Papers of which Copies were enclosed in your letter under reply.-

17th August 1831. (Signed) W. Hudleston.-
Register.

№459 To the 3d Judge officiating in the Provincial
Court of Circuit for the
Western Division.

Sir,

I am directed by the Judges of the Court of Fouydaree Reatut to acknowledge the receipt of your letter, dated the 10th Instant, forwarding the copy of a letter from the Magistrate of Canara with its inclosure, being a letter from Mr Sparkes, the acting Assistant Magistrate, requesting the opinion of the Judges of the Fouydaree Reatut as to the offences punishable by the Magistrate under Section XXXII Regulation IX of 1816.-

2. Mr Sparkes does not refer in his letter to any particular case, regarding which instructions are desired, and to questions founded on circumstances merely hypothetical the Judges do not deem it proper to give any solution.-

3. The conclusion of Mr Sparkes letter would appear to refer to matters foreign to the province of the Magistrate.-

4. In conclusion I am directed to point out, that according to the standing orders of the Sudr and Fouydaree Reatut this reference should have been accompanied by your opinion

opinion upon the question referred.-

17. August 1831.- (Signed) W. Sudleston.-
Register.

№460 To the Provincial Court in the
Centre Division

Gentlemen,

I am directed by the Judges of the Fouydaree Reatut to notify to you that on the 4th Ultimo they passed sentence of banishment from Chicacole to the Zillah of Cuddapah, on 103 Prisoners convicted in Case №10 and on one Prisoner convicted in the case №8 of the Chicacole Calendar 2d Sessions of 1830; in order that the arrangements you may have in view for the transfer of Prisoners under the Precept of this Court of the 27th October last may be conducted accordingly.-

17. August 1831.- (Signed) G: L. Prendergast.-
Pr. Assistant to the Regr.

№461 To the Acting Criminal Judge at
Cuddapah

Sir,

I am directed by the Judges of the Fouydaree Reatut to acquaint you that under date the 4th Ultimo they passed sentence of banishment from Chicacole to the Jail under your charge on 103 Prisoners convicted in the Case №10

Chic

Fouydaree Diary 17th & 20th August 1831.-

Chuacole Calendar 2d. Sessions of 1830; and on one Prisoner connected in the case No. 8 of the same Calendar.-

17th August 1831.- (Signed) G. L. Prendergast.
Asst. to the Agt.

No. 472 To The 1st Judge of the Provincial Court of Circuit in the Centre Division Chinglepet

Sir,

With reference to your letter, dated the 16th Instant, I am directed by the Judges of the Court of Fouydaree Adalut to transmit for your information and guidance the Copy of a letter, dated the 19th Instant from the Chief Secretary to Government.

20th August 1831. (Signed) W. Bushetson
Registr.

No. 473 To H. Bushby Esqre
Acting Judge on Circuit in the Centre Division
Billary.

Sir,

I am directed by the Judges of the Court of Fouydaree Adalut to transmit for your information the copy of a letter dated the 18th Instant from the Judge of the Provincial Court of Circuit and of the dated the 19th Instant from the Chief Secretary to Government.

20th August 1831. (Signed) W. Bushetson
Registr.

Fouydaree Diary 20th & 26th August 1831.-

No. 474 To The 4 Provincial Courts.

Gentlemen,

Circular order

The Court of Fouydaree Adalut, having observed that Trials, in which the Sentence of the Court of Circuit may have been suspended, when called up by them, have not generally been entered in the Reports of Trials under reference to the Fouydaree Adalut, deem it proper to direct you to instruct the subordinate Criminal Authorities that such trials be in future inserted in the said Reports.

20th August 1831. (Signed) G. L. Prendergast
Asst. to the Regr.

No. 477 To The 2nd Judge on Circuit in the Southern Division

Sir,

In reply to your letter of the 11th instant I am directed by the Judges of the Court of Fouydaree Adalut to inform you that the Right Honorable the Governor in Council was pleased under date the 23d instant to sanction the payment of Batta at the rate of 2 Rupees per diem to Mahomed Zuyolla Khan the Mooftee at present attached to the Court of Circuit in Southern division, whilst on Circuit; the same to have effect from the Commencement of the present Sessions.-

26th August 1831. (Signed) W. Douglas
Senior Dy. Registr.

№478 To The Judges of the Provincial Court in the
Centre Division

Gentlemen,

In reply to your letter of the 9th instant I am directed by the Judges of the Court of Toujdaree Adawlut to request you will intimate to the Rotine Criminal Judge in the Southern Division of Arcot that the Right Honorable the Governor in Council was pleased under date the 23d Instant to sanction the disbursement of the sum of Pags 4½ incurred by that Officer in the employment of nine additional Peons

26th August 1831 (Signed) W. Douglas
Senior Dy. Register

№479 To The Provincial Court of Circuit in the
Centre Division

Gentlemen,

I am directed by the Judges of the Court of Toujdaree Adawlut to transmit to you the accompanying Copy of a letter from the Chief Secretary to Government dated the 23d instant directing that 50 more muskets be placed at the disposal of the Officer Commanding Vellore for the purpose of being employed in arming and keeping in repair the Public Roads and Parades in and about the Fort at that Station

In issuing the necessary instructions to the Criminal Judge of Chittoor, the Judges desire you will direct that Officer to select, if the Number of prisoners in confinement in his Jail will admit after choice, those Convicts for removal to the charge of the Officer Commanding Vellore the periods of whose Sentences are not of long duration keeping up the Supply by new Convicts as their Sentences may expire.

Should the Criminal Judge of Chittoor be unable to furnish Convicts to the full extent required by the Officer Commanding Vellore the Judges desire that instructions may be issued to the Criminal Judge of Chingleput to complete the number

26th August 1831. (Signed) W. Douglas
Senior Dy. Register

№480 To The Criminal Judge in the Zillah of
Chingleput

Returning the Summons enclosed in his letter of the 20th Instant duly served with the endorsement of Nazir.

26th August 1831.- Sent usual letter.

№57

№488 To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Toujdaree Adawlut to acknowledge the receipt of Mr. Secretary Chamiers letter under date the 2nd November 1827 № 554, transmitting for their consideration and report, Copy of a letter from the late Principal Collector of

Cuddapa

No 478 To The Judges of the Provincial Court in the Centre Division

Gentlemen,

In reply to your letter of the 9th instant I am directed by the Judges of the Court of Foujdaree Adawlut to request you will intimate to the Acting Criminal Judge in the Southern Division of Arcot that the Right Honorable the Governor in Council was pleased under date the 23rd Instant to sanction the disbursement of the sum of Pags 4½ incurred by that Officer in the employment of nine additional Peons

26th August 1831. (Signed) W. Douglas
Senior Dy. Register

No 479 To The Provincial Court of Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the Court of Foujdaree Adawlut to transmit to you the accompanying Copy of a letter from the Chief Secretary to Government dated the 23rd instant directing that 50 more convicts be placed at the disposal of the Officer Commanding Vellore for the purpose of being employed in improving and keeping in repair the Public Roads and Parades in and about the Fort at that Station

In issuing the necessary instructions to the Criminal Judge of Chittoor, the Judges desire you

will direct that Officer to select, if the number of prisoners in confinement in his Jail will admit after choice, those Convicts for removal to the charge of the Officer Commanding Vellore the periods of whose Sentences are not of long duration keeping up the Supply by new Convicts as their Sentences may expire.

Should the Criminal Judge of Chittoor be unable to furnish Convicts to the full extent required by the Officer Commanding Vellore the Judges desire that instructions may be issued to the Criminal Judge of Chingleput to complete the number

26th August 1831. (Signed) W. Douglas
Senior Dy. Register

No 480 To The Criminal Judge in the Zillah of Chingleput

Returning the Summons enclosed in his letter of the 20th Instant duly served with the endorsement of Crazier.

26th August 1831.- Sent usual letter.

No 57

No 488 To The Chief Secretary to Government

Sir,

I am directed by the Judges of the Foujdaree Adawlut to acknowledge the receipt of Mr. Secretary Chamiers letter under date the 2nd November 1827 No 554, transmitting for their consideration and report Copy of a letter from the late Principal Collector of

Canara

Canara to the Board of Revenue, suggesting measures for controlling Gold Smiths in the exercise of their calling, and for destroying the existing facilities for disposing of stolen property.-

2 Previously to submitting their own sentiments on this subject, the Judges were desirous that it should be well considered by the Judges of the Provincial Courts and also by the several Criminal Judges and Magistrates in each division, and being now in possession of all their opinions they proceed to join the following abstract of them according to the order in which they were received from the Provincial Courts.-

Western Division

The Judges 2nd and 3rd of the Western Provl Court of Circuit in forwarding the opinions of the different officer in that Division, join the following abstract of them "the opinion of the late Magistrate of Canara is already before the Sudr Court, as is also his letter and proposed Regulations however it seems principally calculated to increase the Revenue"

"The Criminal Judge of that district does not advocate the proposed plan, granted on reasons in which we generally concur."

"Opposed to this however is that of the Zillah Criminal Judge of Malabar, who considers "the proposed measure likely to produce advantageous results, with certain amendments."

"The two assistant Sessions Criminal Judges of

Reported 3 8bs June in letter from the Chief Court dated 30 May 1829.
Mr James Vaughan
Mr Shakespear
Mr Robinson
Mr John Vaughan
Mr Johnson
Mr Boileau

Mr C. M. Whish "of Canara and Malabar are of opinion that the pro=
"=posed measure is by no means desirable or necessary."

Mr Dickinson "And the present Magistrate of Canara
"only partially coincides in opinion with his predecessor"

Mr Sheffield "The Magistrate of Malabar though re=
"=peatedly called upon for his opinion, has hitherto de=
"=layed furnishing it, on the score of having other im=
"=portant duties to attend to."

9 The Judges of the Provincial Court in the Western Division then go on to say that their own opinion is by no means favorable to the proposed Regu=lation, as they think that those at present in force, and the general principles of law, amply provide for every restriction requisite, under the head of receiver of stolen goods, accessaries before and after the fact and they conclude with observing that the only restrictions which they think advisable, would a strict observance of a practice which they state has long been in force in some districts, but never required by any legislature enactment, "that all persons purchasing property of "the descriptions now under discussion, should give due "notice to the nearest Police Authority, before whom "all purchases and sales should be made," on pain "of fine or imprisonment."

10 It then appears that in the Western Division the Criminal Judge of Malabar is the only Officer who entirely approves of the measures suggested by

by Mr. Babington.

" The Joint criminal Judge (Mr. Boileau) in Canara however, as well as the present Magistrate, considers certain restrictions on the Goldsmiths to be desirable; tho' the latter does not recommend any thing further than that all such persons should be registered and none should be permitted to carry on their trade without a licence, such licence not to be granted until the party applying for it shall have executed a Moochilka binding himself under ample penalties in no case to purchase bullion or jewels either from persons he did not know or for a sum below their real value, without previous notice to the Police.—

Southern Division

Reports &c. 8th July in Letter from the Comr. &c. dated the 6th. 12 In this Division there is very little discordance of opinion with respect to the proposed measure, among the officers in the Judicial Department

Mr. E. Bannerman. 13 The Acting Criminal Judge in the Zillah of Madura expresses himself as favorable to it tho' with some reservations.—

Mr. Boaby 14 The Joint Criminal Judge of the Auxiliary Court at Tinnevelly approves of it generally.—

Mr. W. R. Taylor 15 The Criminal Judge of Combaconum recommends its adoption unreservedly:—

Mr. J. Lewin 16 The Criminal Judge of Salem objects to the fixing a standard below which it should be unlawful to manufacture jewels " Reply, He observes "

observes "get them made dearer or cheaper as they can afford it, and as for cheats and imposition the existing Regulations appear to be sufficient to punish them."

Mr. Cooper 17 The Joint Criminal Judge at Coimbatore objects to the Manufacture of Gold and Silver ornaments being restricted to the principal Towns or Bazars, as calculated "to abridge too much the liberty of the subject" and likely to throw a great number of poor people out of employ.—

18 The Magistrates however in the Southern Division are not so unanimous.—

Mr. Cameron 19 The Magistrate of Trichinopoly appears of the proposed restrictions with the exception of the Register of purchases and sales, and of fixing a standard for articles of Gold and Silver.—

Mr. Kindersley 20 The Magistrate of Tanjore also objects to the fixing a standard, and he disapproves too of the restriction on residence, declaring his opinion to be the result of a consultation with the most experienced and intelligent native Servants in that District.— Mr. Kindersley suggest the extension of the proposed rules to Shroffs and to Brass, Coper and Iron Smiths.—

Bewley 21 The Acting Magistrate of Salem Considers the measure worthy of adoption and also recommends its being extended to Shroffs.

Sullivan 22 The Magistrate of Coimbatore makes the

the same objections as Mr Kinnersley to the restriction on residence and the fixing a standard.–

Mr Drury & 23 Mr Tinreash

By the Magistrates of Tinnevelly and Madura every part of the proposed enactment is objected to Mr Drury Considers that any interference in their calling would be felt by the Goldsmiths to be injurious to their trade. They are convinced that whatever expedients they adopt to impose on individuals must always render them liable to detection; and he adds I am not aware that the ignorance or unwariness of the Community of this District facilitates such frequent impositions as to require any specific enactment for their prevention Nor does he conceive that either the proposed restriction on residence, the taking out licenses, or the keeping of purchases, would prove a check on Goldsmiths receiving stolen property "more effectually than the fear of that punishment to which like the rest of the Community they are liable on the conviction of their offences."

24 Mr Tinreash's letter contains some sensible and judicious remarks – The proposed measure of restricting the manufacture of Gold and Silver ornaments generally to the principal towns, he thinks would be extremely severe to the Goldsmiths, as it would deprive many heretofore employed in smaller townships of their means of livelihood. The Gold Smith generally is one of the privileged class of the village, and as one of the village community is generally trusted by the village inhabitants, and in cases of fraud in his manufacture he is liable to detection" He goes on to advert to the inconvenience which the measure would also occasion to the inhabitants of the smaller towns, and their observes, "This class of artificers by losing employment in their own Villages would be compelled to seek subsistence elsewhere; and it is not improbable if the legislature succeeded in desiring them from their ordinary employ, that they would join gangs of robbers and increase the facilities which it is proposed to prevent." Instead of requiring licences on stampt paper, Mr Tinreash thinks it would be sufficient were the "heads of villages ordered to keep registers of all Goldsmiths and their subordinate artificers and compel each to stamp or mark gold or silver ornaments whereby they might be traced to the manufacture;" though this would not have great effect, he adds in checking the Melting of Stolen ornaments, because gangs who systematically carry on the trade of plunder usually have Goldsmiths connected with them."

25 The fixing a standard Mr Tinreash thinks would injure the trade in Gold and Silver The prohibition of the use of alloy as individuals may require would restrict the manufacture – in most cases precautions taken by individuals who require ornaments, aided by Sheriffs, are sufficient to prevent frauds to any great extent.–

26 Cases of fraud, Mr. T. observes, are punishable under the Regulations as they at present stand for all these reasons therefore he does not see the necessity of further enactments.—

Mr. Bird & Mr. Woodcock 27 The second and Third Judges of the Southern Provincial Court who have recorded their opinions separately, are both adverse to the proposed measure As they take nearly the same view of the question it will be sufficient to advert here to the grounds of Mr. Bird's objections some of which appear to be deserving of particular attention.—

28 Mr. Bird begins by admitting that the facility with which thieves are enabled to dispose of stolen property consisting of Gold and Silver ornaments tends greatly to the increase of crime, but this observation, "he adds, applies to every description of stolen "property and not solely to articles of Gold and Silver".—

29. "Some enactment, he afterwards says, "calculated to check the facilities with which stolen "property finds a market, is certainly called for, but "I am afraid that it will be a difficult matter to provide "a remedy without abridging too much the liberty of "the subject and having recourse to harsh and vexatious "measures." Mr. Bird goes on to say that he does not think a system of license would have any material effect in checking the practice, and that it would operate and be considered merely as a tax. That if there is any difficulty in ascertaining the number and names of persons who follow the trade, of which

Fonjdaree Diary 29th August 1831.—

which he is not aware, it would, he thinks be quite sufficient to require Gold smiths to register their names without subjecting them to a tax.

30 The propositions that Gold smiths should be required to keep Books and register the particulars of each transaction in which they are concerned, and to compel them to reside in particular towns, Mr. Bird considers to be quite impracticable, and also that if it were practicable it would "be inquisitorial "and vexatious not only to the persons exercising that "calling but to the community in general, and that "it would be a hardship to which the Goldsmiths "ought not to be subjected while other artizans to "contend with" He considers also that if it were practicable it would be of very little avail, for if it should appear to be dangerous in any way to employ Goldsmiths in the melting and purchasing of stolen property, there would not be the least difficulty in melting or disposing of such articles by means of other persons.

31. Mr. Bird observes that the proclamations of the Magistrates prohibiting the receipt and purchase of suspected property, are of no avail "because the people know that there is no law by which "they can be punished unless it can be shewn that "they were aware that the property received was stolen "Would therefore enact a law by which any person "whether Goldsmith, tradesman or person of any description, receiving purchasing, negotiating or concealing any

"any stolen property, under suspicious circumstances
"without giving information to the village Monsiff
"or other police officer on the subject, should be liable
"to punishment for a misdemeanor, and I think that
"this alone would have more effect than any of the
"restrictions now proposed, and that the measure
"would neither be vexatious, inquisitional or unpo-
"=pular, nor in any way interfere with the
"rights and prejudices of the people, which cannot
"be said in favor of the measures now under consi-
"=deration".

Centre Division

Reports Ag. 8th July in letter from the Regt. Ct dated 26th June 1829. Mr Baig. Mr Sharpe. Mr Waters Mr A. Bushby Mr Roberts Mr A. Thompson

In the Centre division the proposed arrangement is approved of by the Criminal Judge of Cuddapah and the joint Criminal Judge at Cumbum, and also with same reservations by the Criminal Judge of Chingleput while it is objected to by the Criminal Judge of Chittoor and the Acting Criminal Judge of Bellary tho' only partially by the latter and by the Magistrate of North Arcot and Chingleput.

33 From the Magistrate of Bellary no answer has been received.

34 Mr. Waters thinks the proposed restrictions would be difficult and troublesome, if not vexatious in practice - He is also doubtful of their policy in restricting the occupations of the people, and he apprehends they would be very unpopular "from their suspicious character, as also because they

"they interfere with the constitution of Punchayet Villages."

35 Mr. Roberts is of opinion that if the purchase of Gold and Silver articles, without the knowledge and concurrence of the Police, were declared an offence punishable by fine and imprisonment, sufficient security would be afforded without the imposition of those checks proposed by Mr. Babington, "the effect of which may be expected to cause considerable inconvenience to the "Community."

36 Mr. Dalzell admits the object contemplated by Mr. Babington to be of high importance, but is of opinion that the measures he has recommended for its accomplishment, are open to the objection that "they are too restrictive to carry the feelings of the community along with them" - and he therefore suggests other checks which are described in his letter, such as prohibiting the receipt or purchase of Gold and Silver Articles without the knowledge and sanction of the Heads of Villages, &c.

37 Mr. A. Bushby objects principally to the proposed restriction on residence, with respect to Goldsmiths - He also suggests the prohibition just mentioned, and which seems to be very generally recommended.

38 Mr. A. Thompson thinks that "the "regulations suggested, it would be impossible to "carry into execution, and even if they could be

"literally

"literally enforced, that no good would be thereby
"effected" - He goes into a full consideration of each
of the proposed rules, and states his objections to
them clearly and forcibly. -

39 The letter of the Centre Provincial
Court accompanying the foregoing answer is
from all the three Judges, and enters into a very
full consideration of the whole question - It sets
out with a brief notice of the difference between the
occupations of the several artizans to whom the proposed
rules are applicable it then describes the Metters of
Gold and Silver, the receivers of stolen property of
whom it is observed that "the people who carry on
"this iniquitous trade are very numerous and va-
"-rious, and the Gold Smiths probably are not
"one quarter of them;" it explains the persons who
jewels; the mode of getting them made, and the
present facility of doing so - The Judges next
proceed to state their objections to Mr. Babington's
plan - The limitation of the manufacture of Gold
and Silver ornaments to the towns, they consider
to be impracticable, and if practicable, that it
would be severely and extensively injurious - The
proposition to require Gold Smiths to take out
stampt licences, they object to because the petty
Goldsmiths are poor and unable to bear any tax
and such a burden would, in their opinion,
only aggravate their propensity to the Criminality

Mr. Ravis
Mr. Tookes &
Mr. Saunders

to which it is designed to put an end" - With respect
"to establishing a standard of value below which
"it should be unlawful to manufacture gold and
"Silver articles, it is observed, the intention here is to
"obviate imposition as the part of Goldsmiths - The
"poorer the people are, the coarser are their jewels -
"all persons should, and most do, know the value
"of their property and take care of it as well as they
"can - Every one is liable to be cheated, and when he
"discovers the offence, he should prosecute the offen-
"-der" -

40 The Judges of the Provincial Court then
proceed to suggest various regulations in modi-
-fication of those proposed by Mr. Babington They
bring by observing that if any new enactment for
the suppression of the practice of receiving stolen
property it should be made to extend to all per-
-sons as well as Goldsmiths - They propose first,
that the Heads of District Police should keep regi-
-ters of all Goldsmiths and their workmen; that
they should be required to take out unstampt
licences on Cadjans; and keep a particular account
to be signed by the Curnum and Head of the Village
of all purchases and sales of Gold and Silver articles,
&c. - Secondly, the working in these articles without
licence or at unauthorised places, to be prohibited
under stated penalties. Thirdly, rewards to be
authorised for the conviction of thieves or receivers

of stolen property knowing it to be stolen Fourthly, that for the sake of more public example and for severe punishment, persons accused of the latter of= =fence be brought to trial before the Court of Circuit Finally the Judges observe, that the making false or= =naments, substituting inferior or worthless materials for precious stones, and other similar offences com= =mitted by Goldsmiths, should be deemed frauds and punished as such by the Criminal Judge.-

Northern Division

Reports Rs. 11th Augt. in letter from the Provl Court dated 31st July

41 In the Northern Division those whose opinions are in favor of the proposed measure, are, the Criminal Judge of Chicacole, who

Mr Lacon

Mr Elliot

however gives a qualified assent; the Criminal Judge of Masulipatam at Rajahmundry, though he disapproves of the restriction on residence and the requisition of

Mr Boyard

sureties; the Magistrate of Ganjam, except as to the restriction on residence and the fixing a standard;

Mr Garrow

the Magistrate of Vizagapatam, who however does not consider any special enactment to be required

Mr Austley

as regards his District; and the Magistrate of Rajah= =mundry, except as to the restriction on residence and the requisition of licences.-

42 It is objected to by the Criminal Judges

Mr Robson & Mr Glasonby

of Guntoor and Nellore, and the Magistrates of Ma= =sulipatam Guntoor and Nellore, though the latter

Mr Dent Mr J.C. Whish & Mr Smalley

latter is in favor of some restrictions, which are proposed in the Magistrates letter.-

Mr Way

43 From the Joint Criminal Judge of Masuli= =patam no answer has been received.

44 In their letter accompanying these com= =munications, the first and third Judges of the Northern

Mr Garrow & Mr Money

Provincial Court observe, "The objections which we en= =tertain to the proposed measures, have been so much

Mr J.C. Whish

" anticipated by the Magistrate in Zillah Guntoor, and so forcibly expressed by him, and subsequently the

Mr Dent

" Magistrate in Zillah Masulipatam and the Criminal

Mr G. Casamajor

" Judge in Zillah Nellore, that we think it quite un= =necessary to add to this address by detailing them."-

45 The objections urged in detail by the Magistrate of Guntoor having for the most part been already noticed in the foregoing abstract of the arrears from the other Divisions, the Judges will merely extract the concluding part of his letter, which is as follows:

46 "The Magistrate therefore weighing the

" advantages and disadvantages of the plan, is of

" opinion that the evils would greatly counterbalance

" the anticipated benefits, that thieves would speedily

" find new channels for the disposal of stolen proper=

" and that the innocent would be punished equally

" with the guilty - He thinks that the adaption of the

" contemplated enactment would cause great dispati= =faction

"dissatisfaction, and give rise to many and great a-
"buses; that it would be a bad precedent and would
"materially abridge the liberty of the subject, while
"very little or no benefit would ultimately result
"to the public".-

47 The Magistrate of Masulipatam in discussing the first measure proposed, viz. to restrict the manufacture of Gold and Silver ornaments gen-
erally to the principal towns or bazars, observes that "any restriction of the kind would operate as a
"cruel hardship upon the Cultivators and lower orders
"of people, amongst whom we all know it to be a
"practice, as soon as they have become possessed of a
"little money, to have it made up into a Jewel, to do
"which under the operation of this place, they would
"have to go many miles Furthermore, how would
"the object in view be secured by this restriction, could
"every person who can melt down bullion be
"required, with the Goldsmiths, to reside in certain
"large towns and bazars to be fixed upon, this rest-
"riction might be of some avail, but to any
"as Brazers and Blacksmiths are allowed to pursue
"their calling where their convenience suits, Robbers
"and receivers of Stolen goods, will experience little
"difficulty in finding some one to melt down their
"Stolen articles when required." Mr. Dent's letter also contains some pertinent observations with respect

respect to the proposed registry of purchasers and the fixing a standard on the latter point he concludes with observing: "in all transactions with Goldsmiths
"the Natives are very wary and not easily deceived, I
"think that the regulation of the standard upon which
"their jewels are to be made, will be much better
"left to them, than the Government interfering by
"the appointment of an Assayer to fix it."

48 The Criminal Judge of Nellore consid-
ders the proposed restrictions on Gold Smiths would be vexations in practice and very unpopular. With respect to the registry of purchases he observes it "would
"give the Police a most objectionable power of annoying
"not only the Goldsmiths, but many families of the
"greatest rank and respectability in this District—
"Natives of rank, he goes on to say," are occasionally
"obliged to sell or mortgage part of their family Jew-
"els; the business is commonly transacted by or with
"a Gold Smith, one of which class is very commonly a
"regular part of the establishment of a Native family
"of rank, but it is always done with the utmost
"security, and the name of the owner is carefully
"concealed, to avoid the disgrace which is thought
"to attach to the publicity of such transactions".-

49 The Judges of the Court of Foujdaree Adalut are of opinion that the arguments of those officers who objects to the measure proposed by Mr. Babington fully establish its inexpediency, and they

they observe that in Bengal the experiments of establish-
-ing similar rules was tried without success in the
enactment of Regulation I of 1811, the provisions of which
regarding restrictions upon the exercise of the trade of
Goldsmith and similar occupations were rescinded
in the following year by the enactment of Regulation
XXI of 1812, the preamble of which was as follows:

50 "Whereas Section XII Regulation I of 1811
"and the succeeding Sections of that Regulation contained
"provisions for preventing persons from exercising
"certain trades without previously obtaining licences
"for that purpose from the Magistrate of the city or
"Zilla, in which they may reside, and whereas the
"benefit resulting from the operation of those rules
"have not been proportioned to the inconvenience
"with which they have in some instances been attended
"the following Regulation has been enacted &c."

57 The Judges of the Court of Foujdaree Adalut
consider the provisions recommended by Mr. Bird
to be for beneficial tendency, and should such be the
opinion of the Right Honorable the Governor in Coun-
-cil they can be introduced into the Regulations for
the administration of Criminal Justice, proposed
by the Court in their proceedings under date the 19th
October last.-

52 I am directed in conclusion to state
that the Acting Judge of the Courts of Foujdaree
Adalut is not a party to this communication
29th August 1831.- (Signed) W. Badeston Regr.

No 490 To G. I. Casamajor Esqr.
Acting Judge of the Provincial Court of Circuit
in the Northern Division

Sir,

1 I am directed by the Judges of the Court
of Foujdaree Adalut to acknowledge the receipt of your
letter, dated the 24th Instant, and to state that they authorize
your employing the Mooftee of the Zilla Court of Rajah-
-mundry to act as Mohammedan Law officer at the
Quarterly Sessions.

2 You will administer to the Mooftee the
oath prescribed by Section VIII Regulation VII of 1802.-

3 The Judges desire that an intimation of
this arrangement may immediately be conveyed to the
Zilla Judge of Rajahmundry.-

(Signed) W. Badeston
31st Augt 1831.- Register

No 58

No 193 To The Chief Secretary to Government.

Acknowledging the receipt of 60 Copies of the 3rd Volume of the Futwa Alungiri 2d September 1831.

Sent usual letter

No 59

No 194 To The Chief Secretary to Government

Sir,

The Judges of the Court of Fouzdaree Adalut, having received from the Acting Judge on Circuit in the Northern Division an application for permission to make the tender for conditional pardon to.

"Reyta Venkiah."

the 4th prisoner in Case No 7 Nellore Calendar 2nd Sessions of 1831, wherein six persons are charged with a Murder of a very barbarous character, and being of opinion that the adoption of this measure is expedient with a view to the conviction of the principal offenders, direct me to submit their recommendation, that the Right Honorable the Governor in Council may be pleased to grant the requisite authority under the provisions of section XX Regulation VIII of 1802.

2d September 1831. (Signed) W. Rudleston

Register.

No 195 To The Judges of the Provincial Court of Circuit in the Western Division

Gentlemen,

With reference to the 2d Para of your letter of the 23d Ultimo I am directed by the Judges of the

the Fouzdaree Adalut, to transmit to you three Copies of the printed forms for the half yearly Criminal Statements for the use of the Acting Joint Criminal Judge of Canara.

2d September 1831. (Signed) W. Douglas

Senior Dy. Register

No 505 To Mr D. Bannerman.

Acting Judge on Circuit

Northern Division

at

Nellore

Forwarding Copy of a letter from the Chief Secretary to Government - Authorising the offer of a conditional Pardon to the 4 prisoner in Case No 7 Nellore Calendar 2d Sessions of 1831.-

7th September 1831.- Sent usual letter

No 506 To The Provincial Court of Circuit in the Southern Division

Gentlemen,

I am directed by the Judges of the Fouzdaree Adalut to acknowledge the receipt of your letter of the 31st Ultimo and to transmit to you 12 Copies of the printed forms for the half yearly criminal statements for the use of the General Magistrates within your Division

7th September 1831.- (Signed) W. Douglas.

Senior Dy. Register

No 66

No 509 To The Chief Secretary to Government.

Sir,

With reference to your letter No. 523 dated the 19th Ultimo I am directed by the Judges of the Court of Fouzdaree Adalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the Copy of a letter, dated the 3d Instant from Mr Bushby, reporting the completion of the Jail delivery at Bellary.-

9th September 1831. [Signed] W. Hudleston Register

No 510 To The 1st Judge of the Provincial Court for the Centre Division,

Chingleput

Sir,

1 With reference to a letter, dated the 3d Instant from Mr. H. Bushby, of which a copy is annexed I am directed by the Judges of the Court of Fouzdaree Adalut to state, that they do not consider that it will be proper for the 2nd Sessions of Jail delivery for 1831 at Chingleput to be opened before the 1st of November next.-

2 The Judges desire that all extra Servants now entertained by you may forthwith be discharged.

9th September 1831.- [Signed] W. Hudleston - Register

No 515 To The Acting First Judge of the Provincial Court of Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Fouzdaree

Fouzdaree Adalut to acknowledge the receipt of your letter dated the 7th Instant, transmitting the copy of a letter, dated the 3d Instant, from the Criminal Judge in the Zilla of Salem who request permission to detain certain convict in the Jail of that station.

The Judges of the Court of Fouzdaree Adalut do not consider the circumstances, represented by the Criminal Judge, as forming any valid ground for a departure from a general rule, which for weighty reasons has been adopted and they cannot therefore sanction the arrangement proposed by Mr Hooper.

12th September 1831. [Signed] W. Hudleston - Regr

No 517 To The Judges of the Provincial Court of Circuit in the Centre Division

Gentlemen,

1 I am directed by the Judges of the Court of Fouzdaree Adalut to acknowledge the receipt of your letter, dated the 9th Instant, transmitting English translations of a letter from the Native Criminal Judge of South Arcot, dated the 6th Instant and of its enclosure.-

2 It is manifest that 20 peons are altogether insufficient for the safe custody of 207 Prisoners and the Judges desire that you will inform the Native Judge, that in case of necessity he must apply for the sanction of Government, through the prescribed Channel of the Superior Court, for an augmentation of the Jail guard; and if he finds the number of Peons at any time dangerous by inadequate he may immediately entertain them making Special application for

for Sanction.

3 The Magistrate should be instructed to furnish as large an escort, as may be in his power and the prisoners be dispached to Chinglaput by detachment.

14th September 1831. [Signed] W. Hudleston - Regr

N°518 To G. I. Casmajor Esqre

Acting Judge of the Provincial Court of Ct
in the Northern Division

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter dated the 6th Instant, submitting for their consideration the copy of a letter, dated the 5th Instant from the Joint Criminal Judge of Masulipatam, stating that in obedience to the orders "recently issued" on the subject of Jail batta he prohibited the use of betel, tobacco, and opium in the Jail; and forwarding the copy of a letter, dated the 31st Ultimo from the Medical officer in charge, who states his opinion, "that this regulation "cannot be corrected into effect without injuring the "health of those who have long been in the habit of "using those articles".-

The orders of the Foujdaree Adalut prohibiting the supply of the articles have specified to prisoners in Jail were issued under date the 27th October 1830, and the Judges desire to be informed of the date on which effect was given to those orders by the Joint Criminal Judge.-

The resolution of the Court on this subject

subject was not adopted without mature consideration and the Judges do not find, that any ill consequence has attended its adoption: no relaxation of the rule can therefore be permitted.-

14th September 1831.- [Signed] W. Hudleston - Regr

N°519 To the Second Judge on Circuit in the
Southern Division

Sir,

With reference to your letter dated the 9th Instant I am directed by the Judges of the Court of Foujdaree Adalut to point out to you that under the latter part of Cause first Section XIII Regulation VII. of 1827 it is legal for the Foujdaree Adalut and Courts of Circuit to Sentence Prisoners detained on requisition of Security to labour in irons, the kind and degree being under the former part of the Clause left to the discretion of the Criminal Judge; and that the Court of Foujdaree Adalut in their proceedings circulated under date the 25th of July last ruled that it was not the intention that such persons should be worked on the public roads.-

In the 2nd para: of your former letter it was stated that "the warrants issued to the Criminal Judge specified that "such description of persons should be worked on the public roads" but upon reference to the Calendars in which the Cases enumerated in your letter under reply

are

are contained the Judges perceive that warrants issued on those occasions contained no such Specification.

14th September 1831.

/Signed/ W. Douglas
Senior Deputy Regr

No. 521. To The Acting 1st Judge of the Provincial Court of Circuit in the Southern Division

Sir,

I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter, dated the 9th Instant, submitting the copy of a letter from the Criminal Judge of Madura dated the 6th Instant, recommending a remission of the sentence of two years' imprisonment, passed upon Carootaneeren for breaking Jail, and absconding for upwards of six years.

The Judges of the Court of Foujdaree Adalut observe that the Regulations do not rest in their authority to employ with the Criminal Judge's recommendation; and the case of this person does not seem one deserving of especial application to the Right Honorable the Governor in Council.-

19th September 1831.-

/Signed/ W. Hudleston
Register

No. 530. To G. I. Casamajor Esqre
Acting Judge of the Provincial Court of Circuit in the Northern Division

Sir,

I am directed by the Judges of the Court

of Foujdaree Adalut to acknowledge the Regulations do
letter, dated the 15th Instant forwar[illegible]ersions, in which
letter, dated the 12th Instant, from the
Judge of Nellore who with reference to [illegible] to point
of the Judges under date the 2nd June last res[illegible]laimed
diets of prisoners observes, that it is therein stated "the
"a fixed allowance of 30 Cash per diem be allowed
"each prisoner, that 15 Cash was the allowance up to
the month of February last when it was reduced to 10
Cash, and that the prisoners pray to be allowed 15 Cash
per diem for firewood Curry stuff and other neces-
saries.

2 The Judges of the Court of Foujdaree Adalut direct me to state that you are perfectly correct in supposing that "no money at all is to be paid in future to prisoners, as is distinctly intimated in their orders of the 2nd June last, which are inaccurately quoted by the acting Criminal Judge.-

The intention is that firewood, curry stuff,

3 oil, salt, and other necessaries" shall be supplied to each prisoner at a cost not exceeding 30 Cash per diem; of course when less than that sum may suffice, it will be the duty of the officer in charge of the Jail to limit the expence to what is found to be requisite.-

21st September 1831.

/Signed/ W. Hudleston
Register

Foujdaree

23th September 1831.-

Judge of the Provincial
Court of Circuit in the
Southern Division

No. 521

...ected by the Judges of the Court
...knowledge the receipt of
...t Instant, submitting the
...e 14th Instant, from the
Criminal Judge of ...ubaconum who requests
an" explanation of the last clause of the provis,
"in Section II Regulation III of 1826, which runs
"thus," and that upon the whole circumstances if
"the case then be strong grounds to presume the
"corrupt intention of the party or witness."-

2 The Criminal Judge begs to be informed
"whether the circumstance of a party charged with
"perjury, subornation of perjury in a civil action, fully
"establishing the justice of his claim, and making it
"evident, that no wrong has been either done or even in-
"tended, is a circumstance, that takes the case out of the
"provisions of the first part of the Section".-

3 The Judges of the Court of Foujdaree
Adalut entirely concur with you in deciding this question
in the negative. If perjury or subornation of perjury
have been committed, the law recognizes no alleviating
pretext, under which the offender can be secured from
punishment.-

4 Referring to the query, with which the letter
of the Criminal Judge concludes, the Judges of the

Foujdaree Diary 23d & 26th September 1831.-

Foujdaree Adalut, observe, that the Regulations do
not authorize the punishment of persons, in such
cases, for contempt of Court.-

5 In conclusion I am directed to point
out that the Criminal Judge should have explained
how the case of subornation of perjury to which he
refers in the 3d paragraph of his letter, fell within
the scope of the provisions of Regulation III of 1826.-

23d September 1831. (Signed) W. Hudleston
Register

No. 515 To G. I. Cadamajor Esqre
Acting Judge of the Provincial Court of
Circuit in the
Northern Division

Sir,

1 I am directed by the Judges of the Court
of Foujdaree Adalut to acknowledge the receipt of your
letter, dated the 10th Instant, transmitting the copy of a
letter, dated the 12th Instant from the Criminal Judge
at Rajahmundry, who desires to be informed, "whether
"in addition to the seer of rice injoined to be daily dis-
"tributed to each convict any condiments are expected
"to be added and if so in which quantity, and where
"are the necessary funds for the purchase to be
"derived, as the present disbursement on that account
"inclusive of fuel of 3s Cash per man is ordered to be
"discontinued."-

2 The Judges of the Court of Foujdaree Adalut
cannot account for this reference, supposing a correct

transcript

transcript of their orders of the 2nd June last on this day
to have been furnished to the Criminal Judge.-

3. So far from their having been any
direction for discontinuing the allowance of 30 Cash
per diem for each prisoner in addition to a scan-
No. rice, it is expressly stated that fuel, and condiments
to the extent of that charge are to be supplied, but the
money is not to be given to the prisoners to make the
purchase themselves.-

4. The funds are of course to be procured
in the same manner as hitherto.-
28th September 1831.-

Signed / W. Budleston
Register.

No 553 To The Criminal Judge in the Zillah of Chingleput

Returning the Summons enclosed in his
letter of the 13th Instant with the endorsement of the
Nazir of this Court.-
28th September 1831.-

Sent usual letter

of the Criminal

No 567 To The Acting Judge on Circuit in the Northern Division

Sir

1. In reply to your letter of the 1st Instant I am directed by the Judges of the Court of Foujdaree Adalut to inform you that Section XXIII Regulation X of 1816 has reference only to cases which may appear to a Judge of Circuit not to have been sufficiently investigated and that the Provisions of this Section are considered to limit the interference of the Judge on Circuit to the Cases contained in the Calendar Submitted to him.-

2. It rests with the Collective Court of Circuit to notice irregular and illegal Sentences passed by the several Judicial Authorities within their jurisdiction and is directed to observe that in Cases in which the punishment awarded may be considered favorable to the Prisoner the Court of Foujdaree Adalut would not authorize the Sentence to be disturbed.-

3. The irregularity pointed out in the 1st para of your letter will doubtless be brought to the notice of the Native Criminal Judge of Guntoor by the Provincial Court of Circuit upon review of the Monthly Criminal Reports.-

Signed / H. Douglas.
Senior Deputy Register.
10th October 1831.-

No 585 To The Judges of the Provincial Court of Circuit in the Centre Division

Gentlemen,

I am directed by the Judges of the Court of

of Fouzdaree Adalut to transmit to you the copy of a letter dated the 11th Instant, from the Chief Secretary to Government and of its enclosures, and to desire that you will instruct the Criminal Judge of Chittoor to submit without delay a Report on the case of the two persons therein mentioned which you will forward to this Court for the information of the Right Honorable the Governor in Council

19th October 1831. /Signed/ W. Hudleston
Register.

No 64

No 586 To The Chief Secretary to Government

Sir,

With reference to Para 34 of the Extract from the Minutes of Consultation under date the 24th September 1830 which accompanied your letter of that date I am directed by the Judges of the Court of Fouzdaree Adalut to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council the Copy of a letter, dated the 27th Ultimo from the 3d Judge of the Provincial Court of Circuit in the Western Division and of the Report from the Magistrate of Malabar therein mentioned which the Judges regret to observe is most unsatisfactory

19th October 1831. /Signed/ W. Hudleston
Register

No 593 To The Judges of the Provincial Court of Circuit in the Centre Division

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to acknowledge the receipt of your letter dated

the 17th transmitting the English Translation of a letter dated the 13th Instant from the Native Criminal Judge of South Arcot.

The Court of the Native Judge having been abolished no orders are required upon any part of this communication excepting what relates to the insufficiency of the sums entertained for the custody of the prisoners at Cuddalore.

You will instruct the Native Criminal Judge to entertain such additional number of peons as may be necessary, for which arrangement Special sanction will be obtained on the application of the Criminal Judge.

25th October 1831. /Signed/ W. Hudleston
Register.

No 65.

No 599. To The Acting Secretary to Government in the Judicial Department

Sir,

I am directed by the Judges of the Court of Fouzdaree Adalut to transmit to you the accompanying Copy of a letter and its Enclosures from the Provincial Court of Circuit in the Southern Division and to request you will obtain the Sanction of the Right Honorable the Governor in Council for the payment of a Reward of 100 Rupees to the persons who apprehended Veeracaroomoorooan one of the Convicts who effected their escape from the Jail at Coimbatoor on the night of the 15th of May 1830.

The circumstances under which the offer

of

of 100 Rupees was made by the Magistrate of Coimbatore for the apprehension of each of the 11 Convicts who escaped from the Jail under this date were communicated to Government by the Court of Foujdaree Udalut in their letter of the 14th February last.

28th October 1831. /Signed/ D. Elliott
Acting Register.

№602. To The Criminal Judge in the Zillah of Chingleput.

Returning the Notice sent up in his letter dated 25th Instant with an Endorsement thereon by the Nazier of this Court.

31st October 1831. /Sent usual letter/

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

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 22d Instant.

2. The Judges authorize you to hold the Jail Delivery for the Northern Division at Canara at Mangalore, if you find this mode of proceeding necessary to get through the business; but I am desired to express their hope that you will if practicable deliver the Jail at Honore.

31st October 1832. /Signed/ D. Elliott
Acting Register

So.

№607. /№66/ To The Secretary to Government
in the Judicial Department

Sir,

1 I am directed by the Judges of the Foujdaree Udalut to transmit for the purpose of being laid before the Right Honorable the Governor in Council the accompanying Copy of a letter dated the 25th Ultimo from the Acting Judge of the Provincial Court in the Northern Division together with the translation of the Petition of the Masulipatam Zillah Court Mooftee requesting to be allowed Batta for the period he attended at the Quarterly Sessions.

2. The Judges beg leave to recommend that an allowance of 30 Pagodas per Mensem may be grantd to the said Mooftee from the 25th August last to the 17th Ultimo during which period he was detained at Masulipatam on account of the Quarterly Sessions.

1st November 1831. /Signed/ D. Elliott
Acting Register

№608. To The Second Judge on Circuit
Mangalore

Sir

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 27th Ultimo reporting that the late Acting Joint Criminal Judge at Honore did not take the prescribed oath previously to entering on the duties of that Office and requesting instructions whether his proceedings can be considered legal.

It was certainly a great irregularity on the part of Mr Lane to act as Joint Criminal Judge without taking

taking the prescribed Oath but as it is not provided in the Regulations that the proceedings of a Joint Criminal Judge who has entered on the duties of his Office without observing this formality shall be null and void, and Mr Lavie was duly commissioned by Government to discharge the functions of Joint Criminal Judge, the Court of Foujdaree Udalut are of opinion that the omission does not vitiate the act done by him in that capacity.

You will be pleased to admonish Mr Lavie of the irregularity committed by him.

2nd November 1831.

Signed D. Elliott
Acting Register.

No 615. To The Provincial Court of Circuit in the Southern Division.

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 19th Ultimo and of its inclosures and to transmit the accompanying copy of a letter from the Acting Secretary to Government in the Judicial Department dated the 1st Instant conveying the Sanction of the Right Honorable the Governor in Council for the payment of a reward of Rupees 100 for the apprehension of Veeracaroomoondan one of the Convicts who effected their escape from the Jail at Coimbatoor on the night of the 13th May 1830.

7th November 1831.

Signed G. L. Prendergast
Head Asst to the Registr.

No 616. To The Criminal Judge in the Zillah of Chingleput.

Returning the note said up in his letter

letter of the 1st Instant duly served.

7th November 1831.

Sent usual letter.

No 619. To The Second Judge on Circuit Mangalore.

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of your letter of the 29th Ultimo submitting an Extract from the Calendar of prisoners committed for trial by the Criminal Judge of Canara containing two Cases in which the Prisoners are charged with "wilful and corrupt perjury" and requesting instructions whether they ought to be arraigned.

Having considered the Abstract of the charge and of the Evident in each case with respect to the first No XVIII in the Calendar the Court of Foujdaree Udalut observe that there appears to be no proof that the accused knew of the Robbery there is only proof that he said he knew of it which does not support the charge; they are of opinion therefore that the Case should be sent back to a Criminal Judge with respect to the 2d Case No XIX in the Calendar the Court are of opinion that the charge is correctly drawn and that the Prisoner ought to be arraigned upon it, provided there is evidence to shew the point upon which the prisoner is charged to have sworn falsely was material to the issue of the Case.

9th November 1831.

Signed D. Elliott
Acting Register

To

№620 To The Provincial Court in the Northern Division

Transmitting Copy of a letter dated the 5th Instant from the Acting Secretary to Government in the Judicial Department Sanctioning an additional allowance of 30 Pagodas per Mensem from the 25th August to the 17th Ultimo to Gholam Mohamed Masulipatam Zillah Mosftee.—

9th November 1831.

№621 To The Acting Judge on Circuit in the Northern Division

/ Sent usual letter. /

Sir,

The Records of the Trials in Cases No. 7 and 16 of the Nellore Calendar for the 2d Sessions of the present Year to be referred for the final sentence of the Court of Foujdaree Adalut not having as yet been received I am directed by the Judges to request that English and Persian Translations of the proceedings in those Cases may be prepared and submitted without delay.—

9th November 1831.

/ Signed / W. Douglas
Senior Deputy Registr

№622 To The Acting Secretary to Government in the Judicial Department

№69

Sir,

Great inconvenience having been experienced in the Northern Provincial Court of Circuit in consequence of there being no person at Masulipatam competent to act as Mohummedan Law Officer the Cauzee having

having been pensioned and the Mosftee on Circuit with the Acting Judge and the 1st Quarterly Sessions of the present Year being postponed in consequence I am directed by the Judges of the Court of Foujdaree Adalut to request you will ascertain whether under these Circumstances it is the wish of the Right Honorable the Governor in Council that the vacant Situations of Mohummedan Law Officers in the several Provincial Courts should be filled up pending the contemplated changes in the Judicial System.—

2. I am directed further to observe that a Mohummedan Law Officer is much required in the Southern Division the Cauzee having been promoted to a Native Judge-ship and the Mosftee attached to that Court having necessarily been obliged to proceed on two Circuits in succession.—

9th November 1831. / Signed / D. Elliott
Acting Registr.

№623 To The First Judge on Circuit in the Centre Division

Sir,

I am directed by the Judges of the Foujdaree Adalut to acknowledge the receipt of your Letter of the 9th Instant.

It appears to the Judges that if the Prosecutor Soobaroya Moodely in № 1 of the Chingleput Calendar 2d September of 1831 was an eye witness of the alledged Robbery and his evidence is material his presence should be procured but that otherwise there can be no objection to the Prosecution being

being conducted by the Government Vakeel.
15th November 1831. /Signed/ G. L. Prendergast
Actg Asst to the Regr

№624

№70

To The Acting Secretary to Government
Judicial Department

Sir,

1 With reference to the Chief Secretary's letter dated the 11th Ultimo and the Annexed Extract from the Minutes of Consultation dated the 11th Ultimo I am directed by the Judges of the Court of Foujdaree Udalut to transmit for the information of the Right Honorable the Governor in Council the accompanying Copy of communication from the Criminal Judge and the Acting Assistant Criminal Judge of Chittoor containing the required explanations relative to the Case of two Sepoys of the 15th Regiment Native Infantry.

2. The Court of Foujdaree Udalut observe that it is incorrectly Stated by the Criminal Judge in the 5th Para of his return to the Provincial Court of Circuit that the letter of the Assistant Shews that he refused to take bail from the Sepoys It appears in the contrary from that letter that the Sepoys did not offer bail.

3. The original communications referred to in his Extract from the Minutes of Consultation are herewith returned.

16th November 1831. /Signed/ D Eliot
Actg Register

To

№633 To The Acting Judge in Circuit in the Northern Division

Sir,

In reply to your letter of the 5th Instant I am directed to inform you that the Judges of the Court of Foujdaree Udalut authorize you to levy from the Sureties the Amount of the Penalty of the Security Bond entered into by them for the good behaviour and appearance of Aulla Loobial the prisoner concerned in Nos 1 and 2 of the Guntoor Calendar for the 2d Sessions of 1829, the same person having been convicted of breaking into a dwelling house within the period for which the Sureties became responsible for his good behaviour.

17 November 1831. /Signed/ H. Douglas
Senior Dy Regr

№634 To The Criminal Judge in the Zillah of Chingleput

Returning the Summons enclosed in his letter dated the 11th Instant with the Endorsement of the Nazier of this Court.

17th November 1831.

/Sent usual letter./

№644 To The Criminal Judge in the Zillah of Chingleput.

Returning the Summons enclosed in his letter dated the 15th Instant duly served.

21st November 1831.

/Sent usual letter/

No

being conducted by the Government Vakeel.
15th November 1831. /Signed/ G. L. Pendergast
Nve Asst to the Regr.

No 624. No 70.

To The Acting Secretary to Government
Judicial Department

Sir,

1 With reference to the Chief Secretary's letter dated the 14th Ultimo and the Annexed Extract from the Minutes of Consultation dated the 11th Ultimo I am directed by the Judges of the Court of Foujdaree Udalut to transmit for the information of the Right Honorable the Governor in Council the accompanying Copy of communication from the Criminal Judge and the Acting Assistant Criminal Judge of Chittoor containing the required explanations relative to the Case of two Sepoys of the 15th Regiment Native Infantry.

2. The Court of Foujdaree Udalut observe that it is incorrectly stated by the Criminal Judge in the 5th Para of his return to the Provincial Court of Circuit that the letter of the Assistant Shews that he refused to take bail from the Sepoys It appears in the contrary from that letter that the Sepoys did not offer bail.

3. The original communications referred to in his Extract from the Minutes of Consultation are herewith returned.

16th November 1831. /Signed/ D Eliot
Actg Regr to

No 633. To The Acting Judge in Circuit in the Northern Division

Sir,

In reply to your letter of the 5th Instant I am directed to inform you that the Judges of the Court of Foujdaree Udalut authorize you to levy from the Sureties the Amount of the Penalty of the Security Bond entered into by them for the good behaviour and appearance of Aulla Soobiah the prisoner concerned in Nos 1 and 2 of the Guntoor Calendar for the 2d Sessions of 1829, the same person having been convicted of breaking into a dwelling house within the period for which the Sureties became responsible for his good behaviour.

17 November 1831. /Signed/ H. Douglas
Senior Dy Regr.

No 634. To The Criminal Judge in the Zillah of Chingleput

Returning the Summons enclosed in his letter dated the 11th Instant with the Endorsement of the Nazier of this Court.

17th November 1831.

/Sent usual letter./

No 641. To The Criminal Judge in the Zillah of Chingleput

Returning the Summons enclosed in his letter dated the 15th Instant duly served.

21st November 1831.

/Sent usual letter/

No

No 645 No 72.

To The Acting Secretary to Government
in the Judicial Department

Sir

I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you to be laid before the Right Honorable the Governor in Council the accompanying Extract from a letter made by Mr Bushby the Acting Judge of the Court of Circuit in the Centre Division and to request the orders of the Government on the subject.

21st November 1831. /Signed/ D. Elliott
Actg Register

No 646 No 73.

To The Acting Secretary to Government in the
Judicial Department

Sir

I am directed by the Judges of the Court of Foujdaree Udalut to transmit to you the accompanying copy of a letter addressed to this Court by the Acting Judge of the Provincial Court of Circuit in the Northern Division requesting Sanction for the continuation up to the present period of two Duffadars 25 Peons and 2 Puckalies on the establishment of the Jail at Guntoor.

This additional Establishment was at the recommendation of this Court sanctioned by the Government as a temporary measure at a period when a European Officer presided over the Court at Guntoor it having been found absolutely necessary for the safe Custody of the Prisoners in confinement at that Station to

Vide letter from Secretary the Government Judicial department dated 13th October 1829.

to encrease the guard to the above extent.

The Acting Judge of the Provincial Court in his letter copy of which is herewith submitted represents that since the establishment of the Native Court the same necessity has existed for the continuance of the addition to the Jail establishment and under these circumstances the Judges of the Court of Foujdaree Udalut beg leave to recommend the application to the favorable consideration of the Right Honorable the Governor in Council.

The orders issued by the Court of Foujdaree Udalut under dates the 20th of April and 13th of October last to the Native Criminal Judge at Guntoor directing him to transfer to the Jail at Masulipatam all the convicts under sentence of imprisonment exceeding 2 Months for whom the Magistrate could not provide suitable accommodation will under the continuation of this additional Establishment for any further period unnecessary.

21st November 1831. /Signed/ Dlliott Actg Regr

No 650 To G. I. Casmajor Esqre
Acting Judge of the Court of Circuit in the
Northern Division

Sir

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 12th Instant transmitting Copy of a Return from the Joint Criminal Judge of Masulipatam reporting that the orders prohibiting the supply of certain Articles to prisoners, which previously were only partially carried into effect have since the receipt of the last orders on the subject

subject been enforced with the greatest strictness.

The Court of Foujdaree Udalut request that you will intimate to the joint Criminal Judge that they expect he will in future pay that obedience to their orders without any reserve, unless a direction as to their execution be expresly given to him.

22d November 1832. (Signed) D. Elliott Actg Regr

No 651. To The Acting Judge on Circuit in the Northern Division

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 15th Instant requesting instructions as to how you are to proceed in regard to the trial of Six Cases in the last Chicacole Calendar which were left untried by the Acting Judge late in Circuit. the prisoners in four of the Cases having been committed by yourself and in the remaining two by the Assistant Criminal Judge.

With respect to the cases in which the prisoners were committed for trial by the Assistant Criminal Judge, unless he acted under your special orders, there is no objection to your proceeding at once to try them. In the Cases in which the prisoners were committed by yourself and in the other cases also of the prisoners were committed under your orders. the Court desire that you will call them before you in open Court and Ascertain from them by personal enquiry whether all or any of them are willing to be tried by you. If in any of the cases the prisoners decline to be tried by you, their trial must be post-poned until the next Sessions. In the Cases in which the

the prisoners consent you will proceed to try them in due course.

22d November 1831. (Signed) D Elliott Acting Register.

No 654 To J. Gahagan 2d Judge of the Court of Circuit in the Centre Division

Sir,

The Right Honorable the Governor in Council having been pleased to grant leave of absence to Mr Paske 3d Judge of the Court of Circuit in the Centre Division the Court of Foujdaree Udalut direct that in the event of his being obliged to depart for Chittoor before the conclusion of the present quarter Sessions of Jail Delivery, you will take his place as presiding Judge, and proceed to try the Cases remaining to be disposed of.

25th November 1831. (Signed) D Elliott Acting Register.

No 660. To The Court of Circuit in the Southern Division

Sir,

1. I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of Mr Hay's letter dated the 12th Instant Inclosing copy of a correspondence between the Joint Criminal Judge of Madura and the Magistrate of Tinnivelly, and of a letter from the former Officer requesting instructions whether the necessary preparations for the Execution of Convicts at places distant from the Station of the Court is to be performed by the Officers of the Court or by the District Police

2. I am directed to state that it is the duty of the Officers of the Criminal Court to make the necessary arrangements

arrangements for the execution of convicts, wheresoever the Sentence may direct all that can be required of the Magistrate is to afford assistance to them, and it appears that in the case in question the Magistrate was prepared to give the Tahsildar orders to this effect.

28th November 1831. /Signed/ D. Elliott Actg Regr.

N.661 To The Acting Criminal Judge
Combaconum

A similar letter to the Acting Magistrate of Trichinopoly.

Sir, It being the desire of Government to place at the disposal of the Principal Collector of Tanjore 100 Convicts (in addition to those already transferred to him) not desperate characters, the remaining term of whose Sentence is no less than one year, I am directed to request that you will report without delay what number of convicts of this description can be furnished from the Jail at Combaconum.

28 November 1831. /Signed/ D Elliott Actg Regr.

N.662 To The Acting Criminal Judge in the Zillah of
Chingleput

Returning the Summons sent up in his letter of the 21st Instant.

N.663 To G. G. Casamajor Esqre
Acting Judge of the Court of Circuit
in the Northern Division

Transmitting Copy of a letter from the Secretary to Government in Judicial Department dated 25 Instant sanctioning the Continuation up to the 17th October of the Extra Peons added as a temporary measure to the Jail Establishment at Guntoor under the orders of Government of 13th October 1826.

&c

N.670 To The Acting Criminal Judge of
Cuddapah

Sir

1. I am directed by the Judges of the Court of Foujdaree Adalut to acknowledge the receipt of your letter of the 22d Ultimo requesting the opinion and orders of the Foujdaree Adalut upon a case therein stated.

2. The 1st Prisoner in the case in question not being a native Subject of the British Government, and the crime charged against him not having been committed within the limits of the British Dominion, he is not amenable to a British Court of Judicature as declared in the Circular order of the Foujdaree Adalut under date the 12th April 1817. The 2nd prisoner being charged with a crime alledged to have been committed within the limits of the British Dominion is amenable to the Criminal Court, within whose jurisdiction according to the allegation the crime was committed.

3. In order to save time the Court have thought proper to Answer this reference directly, but I am desired to call your attention to the Circular orders under date the 31st August 1829, which require such references to be addressed to the Court of Circuit.

2nd December 1831. /Signed/ D Elliott Actg Regr.

N.671 To G J Casamajor Esqre
Acting Judge Provincial Court Northern Divn

Sir, I am directed by the Judges of the Court

Court of Foujdaree Udalut, to acknowledge the receipt of your letter of the 25th Ultimo, submitting your proceedings upon a case No 1 in the Calendar of persons sentenced by the Criminal Court at Chicacole, which was laid before you at the 1st Sessions of 1831, and reporting the result of the further enquiry ordered by you.

2 The Court of Foujdaree Udalut concur in your review of this case, and approve of your suggestions that the trial of the 1st and 3d Prisoners be discharged, and that Security for one year be demanded from the 2d Prisoner in 2 Sureties of 20 Rupees each, and desire that you will issue a warrant to this effect.

2nd December 1831.

/Signed/ D Elliott Acting Register

No 672. To The Acting Criminal Judge of Bellary

Sir,

I am directed by the Judges of the Foujdaree Udalut to return the enclosed letter to you for the purpose of being conveyed through the Provincial Court in conformity with the Circular orders of the Sudr Udalut of the 31st August 1829, which requires all references both from the Zilla and Assistant Judges as well as from the Criminal and Auxiliary Courts to be addressed to the Provincial Court.

2nd December 1831.

/Signed/ G. L. Prendergast

Head Assist. Regr

To

No. 682. To The Acting Joint Criminal Judge Cuddalore

Sir,

1 I am directed by the Judges of the Court of Foujdaree Udalut to acknowledge the receipt of your letter of the 3d Instant, reporting a case in which a Jail Peon has been the means of conveying a written communication from a Prisoner in the Jail committed for trial on a charge of murder, to his Father, resident in the town of Cuddalore, containing instructions to induce certain persons to give evidence as therein directed, in order to effect his acquittal.

2 You submit the question whether the Peon should be sent to the Magistrate under a charge of Assisting in Subborning evidence, or whether he should be secured as a witness in the murder cases. It does not appear to the Court that the evidence of the Peon, or of the Father of the prisoner to whom he carried the written communication, of the Cutwall and others who discerned the transaction, could be of any use towards supporting the charge of murder. But they think it proper that there should be further inquiry as to the writing of the Cadjan carried by the Peon to the Father of the prisoner, and as to the Peons knowledge of the purport of the communication, and his privity and intended assistance to the plan of Subborning evidence in favor of the prisoner. If there is evidence to this effect against the Peon, the case should be remitted to the Magistrate who will proceed in it according to the Regulations.

7th December 1831. /Signed/ D Elliott Act. Jr Regr

To

No 683. To The Judges of the Provincial Court of Circuit
Gentlemen, in the Centre Division

The several printed Criminal Statements for the 1st half of the present year not having been received from your Division, I am directed by the Judges of the Foujdaree Udalut to desire that you will transmit the same to this Court.-

7th December 1831. /Signed/ W. Douglas Sr Dy Regr

No 689. To The First Judge on Circuit in the
Sir, Centre Division.

In reply to your letter of the 1st Instant I am directed by the Judges of the Court of Foujdaree Udalut to inform you that it is there desire that further search should be made for the witnesses named by the Prisoners in Cases Nos 6 and 7 of the Chingleput Calendar for the 2nd Sessions of 1831 and that in the meantime their trials should be suspended until your return from Cuddalore as suggested in the last paragraph of your letter.

If the witnesses cannot be found on such further enquiry the Judges desire that the trials may be closed.-

10th December 1831. /Signed/ W. Douglas.
Senior Deputy Register

(No 77)

No 693. To The Acting Secretary to Government
Sir, in the Judicial Department

I am directed by the Judges of the Foujdaree Udalut to transmit for the purpose of being laid before the Right Honorable the Governor in Council with their recommendation, that the charge may be sanctioned, the accompanying Copy of a letter from the Acting Magistrate of Guntoor, dated the 6th Instant and of its Enclosures, requesting that sanction may be obtained for the expences of his increased Sais Establishment, Amounting to Rupees 52 Per Mensem.-

12th December 1831. /Signed/ D. Elliott Actg Regr

(No 78.)

No 696. To The Acting Secretary to Government in the
Judicial Department

Sir,

I am directed by the Judges of the Foujdaree Udalut to report for the information of the Right Honorable the Governor in Council, that there are now at the Depôt at Chingleput 59 Convicts under Sentence of transportation beyond Sea. No convicts have been removed for transportation since May 1830, the number now congregated at the Depôt is greatly more than usual, and more are on their way to Chingleput.-

/Signed/ D. Elliott
Acting Register

14th December 1831.

To

No 697 To The Acting Judge on Circuit in the
Northern Division

Sir,

Neither the records of the 5 Trials to be referred by you nor of those called up by the Court of Foujdaree Udalut having been received in this Office I am directed by the Judges to desire you will immediately Account for a delay unusual with the Judges on Circuit in the remaining Divisions, whose references consisting of 16 from the Southern Division, 5 from the Centre and 4 from the Western Division have all been transmitted to this Office.

14th December 1831. (Signed) W Douglas Sr Dy Regr

(No 80.)

No 698. To The Acting Secretary to Government in the
Judicial Department.

Sir,

1. I am directed by the Judges of the Foujdaree Udalut, to transmit to you for the purpose of being laid before the Right Honorable the Governor in Council, the accompanying Copy of a letter from the Court of Circuit in the Southern Division, and of its enclosures from the Criminal Judge of Madura.

2. The Criminal Judge requests Sanction for the entertainment of three additional peons from the 4 April, and one from the 18 July 1831, for the charge of certain prisoners received from Tinnivelly.

3. The Jail Establishment at Madras, sanctioned by Government under date the 10th May last, consisting

of 1 Jailor 10 Duffadars and 122 Peons. It was observed by the Court of Circuit in submitting this Establishment that it was a large one but might be recommended with the understanding that no further increase would be allowed. With this understanding it was recommended by the Foujdaree Udalut. It was thought that the establishment would be sufficient for any number of prisoners which the Jail could contain, it being then nearly full. As three additional peons have been entertained from the dates mentioned the Foujdaree Udalut recommend that Sanction be given for them at the usual rate of 5 Rupees a Month. The Criminal Judge will be instructed to consider the Jail Establishment fixed for the future as sanctioned by Government under date the 10th May last.

16th December 1831. (Signed) D Elliott Actg Regr

No 703. To The Magistrate of (Circular)

Station		
Masulipatam	Masulipatam	Mins of Cons. dated 8 Augt 1823 in letter dated 5 September 1823.
Bellary	Bellary	
Malabar	Cannanore	
Tuchinopoly	Tuchinopoly	
North Arcot	Vellore	
Chingleput	Palgoreram & Mins of Cons. 4 Novr 1831 in letter dated 11 Novr 1831.	
	St Thomas Mount &c	29 Octr 1824 in letter of same date.

The provision contained in Section III Regulation V of 1821 for the performance of Police duties by means of the Troops at Military Stations where the Police authority is vested in the Commanding Officers being considered objectionable and it being intended that other instruments shall in future be made use of for that purpose, and for the execution of every kind of Civil and Military process at such Stations under the orders of the Commanding Officers, or of the Officers Acting under their Authority, and Government having called for an Estimate of the probable expence which will attend the Establishments proposed to be entertained, I am directed by the Foujdaree Udalut to request that in communication with the Officer Commanding at _____ You will prepare a Statement of the establishment now entertained at that Station, and of the Additions it will be necessary to make to it in consequence of the proposed arrangement, shewing in detail the present charge and the increase which is required.

19th December 1831. (Signed) D Elliott
Acting Registr.

L.

Jail at Combaconum, and 70 for the Jail at Trichinopoly, for the purpose stated in that letter.

23d December 1831. (Signed) D Elliott Actg Regr

№ 710 To The Provincial Court

Southern Division

Gentlemen,

With reference to your letter of the 7th Instant I am directed by the Judges of the Foujdaree Udalut to transmit to you the accompanying copy of a letter addressed to the Acting Secretary to Government in the Judicial Department under date the 16th and Copy of the reply thereto dated the 20th Instant for the information and guidance of the Criminal Judge of Madura.

23d December 1831. (Signed) D Elliott Actg Regr

№ 715 To H. T. Bushby Esqre

Acting Judge Provincial Court Centre Division

Sir,

With reference to the instructions contained in the letter addressed to you under date the 23d Instant, by the Acting Secretary to Government in the Judicial Department, I am directed by the Judges of the Sudr and Foujdaree Udalut to request you will proceed to the Station of the Provincial Court with the utmost expedition to relieve Mr. Gahagan, the only Judge now present who is about to go on Circuit, but has been instructed to defer his departure until the arrival of another Judge.

26th December 1831. (Signed) D Elliott

Acting Register

To

(№ 82)

№ 716 To The Acting Secretary to Government

Judicial Department

Sir,

With reference to the 3d Para of the proceedings of the Foujdaree Udalut under date the 21st ultimo and the 3d Para of your letter in reply I am directed to transmit to you for the information of the Right Honorable the Governor in Council the accompanying Copy of a return from the 3d Judge of the Provincial Court of Circuit in the Wester Division and Copies of the letters of the Criminal Judge of Canara and Malabar therein referred to relative to the proposed establishment of Tread Mills at the Jails in those Zillahs.

2. It is stated by the 3d Judge of the Court of Circuit, that the experiment of a tread Mill has been made at Bombay, and he suggests that a reference be made to the Authorities there for the purpose of ascertaining its success, and if it has been found useful, that a small Mill should be constructed there and sent to Calicut as a Model. The Court of Foujdaree Udalut beg to recommend that this suggestion be adopted. They think it advisable that when a model is obtained the first experiment should be confined to the Jail under the Superintendence of the Criminal Judge of Malabar who is in favor of the Scheme of introducing the tread Mill as an instrument of punishment likely to be useful.

26th December 1831. (Signed) D Elliott

Acting Register

To

Foujdaree Diary 26th and 28th December 1831.

№ 717 To G. J. Casamajor Esqr.

Acting Judge of Circuit in the

Northern Division

Sir,

With reference to the proceedings of the Foujda

Adalut under date the 16th Ultimo upon your late Circuit Report

I am directed to transmit to you the accompanying Copy of the

Letter from Government in reply thereto.

26th December 1831. (Signed) D. Elliott Acting Register.

№ 718. To The Provincial Court of Circuit in the

Northern Division

Sir,

I am directed to transmit to you the accom

panying Extract from a letter from Government in reply to the

proceedings of the Foujdaree Adalut upon Mr Casamajor's late

Circuit Report, with Extracts of the passages in those proceedings,

and the Report, which are referred to therein.

The Foujdaree Adalut requests that you

will refer to the Magistrate of Guntoor to ascertain whether

a Building suitable for the purposes of a Gaol can be obtain

ed at that place on rent and report the result of your inquiries

for their information.

26th December 1831 (Signed) D. Elliott Actg Regr.

№ 721 To The First Judge of the Provincial Court in the

Centre Division on Circuit

Sir

I am directed by the Judges of the Foujdaree

Adalut to acknowledge the receipt of your letter of the 24 Instant

and to acquaint you that as you do not expect to arrive at

Chittoor

Foujdaree Diary 28th and 29th December 1831.

at Chittoor before the 20th Proximo Mr H. J. Bushby who has been

ordered by Government to join the Provincial Court for the

Centre Division in pursuance of his appointment as an Acting

Judge has been directed to proceed thither to relieve Mr Gahagan

with the utmost expedition.

28th December 1831. (Signed) D. Elliott Acting Register.

To The Second Judge of the Court of Circuit in the

Centre Division

Sir,

With reference to my letter of the 21st Ultimo,

I am directed to acquaint you that Mr H. J. Bushby who has

been ordered by Government to join the Provincial Court Cen

tre Division as an Acting Judge, has been directed to proceed

to Chittoor to relieve you, with the utmost expedition.

28th December 1831. (Signed) D. Elliott Acting Regr.

To The Criminal Judge in the Zillah of

Chingleput

Returning the Notice sent up in his letter

of the 20th Instant, with an Endorsement thereon by the Nazir

of this Court.

29th December 1831. (Sent usual letter.)

№ 724. J. G. J. Casamajor Esqr.

Acting Judge of the Provincial Court

of Appeal and Circuit in the

Northern Division

Sir,

Mr J. Paske who has been appointed to act

as a Judge of the Provincial Court of Appeal and Circuit in the

Foujdaree Diary 29th December 1831.

the Northern Division, having been directed to proceed on the ensuing circuit, the Judges of the Court of Foujdaree Udalut desire that you will apprize him at the Presidency of the date fixed for the commencement of the 1st Sessions of Jail Delivery for 1832 at Nellore.

29th December 1831. (Signed) D. Elliott Acting Registr.

№725. To J. Paske Esqre

Acting Judge of the Provincial Court of Appeal and Circuit in the Northern Division

Sir,

I am directed by the Judges of the Court of Foujdaree Udalut to desire that you will proceed on the ensuing Circuit in the Northern Division.

Mr Castanyor has been instructed to apprize you of the time fixed for opening the Sessions at Nellore.

29th December 1831. (Signed) D. Elliott Acting Registr.

№83.

№726 To The Acting Secretary to Government in the Judicial Department.

Sir,

Mr J. Paske having intimated, that he is prepared to undertake the ensuing Circuit in the Northern Division, the Judges of the Court of Foujdaree Udalut have issued directions for his doing so, and request that authority may be given for the Administration to him of the Oaths of Office at the Presidency.

29th December 1831. (Signed) D. Elliott Actg Registr.

To

Foujdaree Diary 31st December 1831.

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

Sir,

I am directed by the Judges of the Foujdaree Udalut to acknowledge the receipt of Mr Gahgan's letter of the 22d Instant, Enclosing Copy of one from the Magistrate of Cuddapah dated the 2d Instant.

The Magistrate requests to be instructed whether under Section II Regulation V of 1831 a renter of the land Custom is subject to the provisions of Section XXIII Regulation I of 1812. In reply the Court of Foujdaree Udalut desire that you will inform the Magistrate that they do not consider Section IX Regulation V of 1831 applicable to renters of the land Customs.

31st December 1831. (Signed) D. Elliott Actg Registr.